

Language Access Plan
Municipality of Anchorage
Assembly Department

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I. INTRODUCTION

The Municipality of Anchorage, Assembly Department is the Legislative Branch of Anchorage's local government. Three of the Assembly Departments four divisions, the Assembly, the Clerk's Office, and the Ombudsman's Office, have extensive interactions with the public. The Assembly is the local government legislative body, the Clerk's Office oversees local elections, registers voters, issues Municipal business licenses, and facilitates meetings of the Assembly, including work sessions and committee meetings. The Ombudsman's Office acts as an information resource for the public, assists individuals in navigating local government, and investigates complaints against the Municipality and the Anchorage School District. The fourth Assembly Department division, the Assembly Counsel's Office, while not engaging directly with the public at the same level as the other divisions, participates in numerous public meetings and assists in drafting local ordinances. The ability of all of the Assembly Departments divisions to effectively communicate with the public is essential to ensuring that the services provided by the department are effectively and equitably delivered to everyone accessing those services.

Pursuant to Anchorage's Municipal Policy and Procedure #16-6, the Municipality of Anchorage must "provide timely and meaningful access to LEP and deaf or hard-of-hearing individuals in the conduct of municipal business." Part of meaningful access is up-to-date plans for each Municipal Agency to best support residents and visitors of this city, not only to meet Federal Civil Rights laws, but also to create a more welcoming municipal government and community for all people.

This *Language Access Plan* has been prepared to address the Municipality of Anchorage, Assembly Department's responsibilities, as a recipient of federal financial assistance, as they relate to the needs of individuals with limited English language skills. The plan has been prepared in accordance with Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d, et seq, and its implementing regulations, which state that no person shall be subjected to discrimination on the basis of race, color or national origin.

Executive Order 13166, titled *Improving Access to Services for Persons with Limited English Proficiency*, indicates that differing treatment based upon a person's inability to speak, read, write or understand English, is a type of national origin discrimination. It directs each agency to publish guidance for its respective recipients clarifying their obligation to ensure that such discrimination does not take place. This order applies to all state and local agencies which receive federal funds, including the Municipality of Anchorage.

The Municipality of Anchorage, including the Assembly Department, is committed to equal opportunity and access to municipal services by the public. In order for equal opportunity to be established in one of the most diverse communities in the United States, as well as to comply with Federal Title VI, it is important that a Language Access Plan be developed by each department of the Municipality, so that the services and resources that they provide are accessible to everyone, regardless of their national origin.

Anchorage is one of the most diverse communities in the United States. A 2012-2013 study showed that the Top 3 most diverse high schools in the nation are located in the Municipality of Anchorage, as well as 6 of the 7 most diverse middle schools, and the 19 most diverse elementary schools. Over 100 languages are spoken in the Anchorage School District, and Anchorage's Mountain View neighborhood is the most diverse neighborhood in the nation. In

1950 Anchorage was 97.2% “white”; by 2015 that number had dropped to 65.5%. The large shift in demographics in Anchorage has been, in part, due to an influx of foreign-born individuals who may be limited English proficient. Given the number of foreign-born persons living in Anchorage, and the essential public services provided by the Assembly Department, a Limited English Proficiency Plan is a necessary tool to assist departmental staff and the public.

Plan Summary

The Assembly Department has developed this *Language Access Plan* to help identify reasonable steps for providing language assistance to persons with limited English proficiency [LEP], who wish to access services provided by the Assembly Department. As defined in Executive Order 13166, LEP persons are those who do not speak English as their primary language, and who have limited ability to read, speak, write or understand English. This plan outlines how to identify a person who may need language assistance, the ways in which assistance may be provided, staff training that may be required, and how to notify LEP persons that assistance is available.

In order to prepare this plan, the Assembly Department used the four-factor LEP analysis which considers the following factors:

1. The number or proportion of LEP persons in the service area who may be served by the Assembly Department.
2. The frequency with which LEP persons come in contact with Assembly Department’s services.
3. The nature and importance of services provided by the Assembly Department to the LEP population.
4. The interpretation services available to the Assembly Department and overall cost to provide LEP assistance. A summary of the results of the four-factor analysis is in the following section.

II. MEANINGFUL ACCESS: FOUR-FACTOR ANALYSIS

1. The number or proportion of LEP persons in the service area who may be served by or are likely to require Assembly Department services.

The Assembly Department’s Language Access Liaison examined the U.S. Census Bureau’s 2009-2013 American Community Survey, Table B16001 “Language Spoken at Home by Ability to Speak English for the Population 5 years and Over.” Through an analysis of population sorted by census tracts within the Municipality of Anchorage, it was determined that approximately 6.2% of the Anchorage population (17,050 individuals) speak English “less than very well”. It should be noted that “less than very well” is inclusive of responses indicating they spoke English “not well,” and “not at all.”

Table 2
Populations Exceeding the LEP Safe Harbor Threshold
(5% of total population or 1,000 individuals – whichever is less)

Primary Language Spoken	# of Individuals	% of Population
Tagalog	3881	1.4
Spanish or Spanish Creole	3287	1.2

Hmong	1687	0.6
Korean	1539	0.6
*Other Pacific Island Languages	1379	0.5

* "Other Pacific Island Languages" includes, but is not limited to: Chamorro, Hawaiian, Ilocano, Indonesian, and Samoan

2. The frequency with which LEP persons come in contact with Assembly Department’s services.

The Assembly Departments Language Access Representative reviewed the frequency with which the Assembly or department staff have, or could have, contact with LEP persons. This includes documenting phone inquiries or office visits. July 2016-July 2017, the Assembly Department staff provided in-person interpreter services for Hmong speakers 5 times, and telephonically for a Turkish speaker 1 time. The Ombudsman’s Office paid to have their office brochure translated into Korean, Spanish, Samoan and Tagalog.

3. The nature and importance of services provided by the Assembly Department to the LEP population.

Due to the great diversity of languages spoken in the Municipality of Anchorage, and the work of the Assembly Department, the Assembly recognizes that staff and the Assembly will come into contact with LEP persons. The Assembly and Assembly Department staff are most likely to encounter LEP individuals through office visits, phone conversations, and public and community meetings or gatherings.

4. The resources available to the Assembly Department, and overall costs to provide LEP assistance.

The Assembly Department reviewed its available resources that could be used for providing LEP assistance, and which documents would be most valuable to be translated if the need should arise. The Assembly Department will use Language Link for telephonic interpretation services, the Alaska Institute for Justice-Language Interpreter Center for in-person interpretation, and will seek quotes for necessary translation from both entities. Currently, Language Link does not provide services in any Alaska Native Language, so the Assembly Department will exclusively use the Language Interpreter Center for these needs. The Assembly Department has a contract with RNR Interpreting, LLC American Sign Language (ASL) Interpreter Services. The Assembly Department will use RNR Interpreting for all ASL interpreting needs.

III. LANGUAGE ACCESS PLAN OUTLINE

A. Identification of a LEP Person who needs language assistance services

A person who does not speak English as their primary language, and who has a limited ability to read, write, speak or understand English, may be a Limited English Proficient person, and may be entitled to language assistance with respect to the Assembly Department’s services. Language assistance can include interpretation, which means oral or spoken transfer of a message from one language into another language, and/or translation, which means the written transfer of a message from one language

into another language. Encounters with LEP persons are expected to occur as stipulated in Part II, Section 3.

How the Assembly Department’s staff may identify an LEP person who needs language assistance:

- Signage about language services in different languages
- “Point to Your Language” Posters
- Self-identifying as needing an interpreter
- Assessed and trained bilingual staff to assist
- Examine records requests for language assistance from past meetings and events to anticipate the possible need for assistance at upcoming meetings;
- At public meetings, set up a sign-in sheet table and have a staff member greet and briefly speak to each attendee. This method will allow staff to informally gauge the attendee’s ability to speak and understand English, while asking an open ended question that requires a full sentence reply;
- Survey frontline staff of any direct or indirect contact with LEP individuals.

B. Language Assistance Measures

The Assembly Department has been using Language Link and the Language Interpreter Center since 2016. A recording and reporting mechanism should be implemented to help track language access services that are being provided to LEP individuals. Invoices from both vendors assist in providing this information.

1. The Assembly Department’s staff will take reasonable steps to provide the opportunity for meaningful access to LEP clients who have difficulty communicating in English.
2. The following resources will be available to accommodate LEP persons:
 - i. “Point to Your Language” posters and brochures will be in easy view of all front desks
 - ii. Language Link brochures with “Point to Your Language” language identification and instructions for use will be given to all Assembly Department employees and interns
 - iii. Staff will be trained how to identify the languages of LEP individuals, through the use of “Point to Your Language” cards, or through the assistance of a Language Link operator.
 - iv. Staff will utilize Google Translates for quick assistance if a LEP person requires assistance with a document. A determination will be made for long documents, whether or not paid translation is to be pursued.

IV. STAFF TRAINING

The following training will be provided to all Assembly Department staff:

- Information on the MOA’s responsibilities per/in regard to Title VI Policy and Language Access for LEP individuals
- Description of language assistance services offered to the public.
- Use of the “Point to Your Language” cards and posters.
- Documentation of language assistance requests.
- How to handle a potential Title VI/LEP complaint.
- Working with an interpreter
- NOTE: Staff are prohibited from asking for the citizenship status of any individual, except when registering an individual to vote.

All contractors or subcontractors performing work for the Municipality of Anchorage will be required to follow the Title VI/LEP guidelines.

V. TRANSLATION OF DOCUMENTS

- The Assembly Department will determine what documents are vital documents, and need to be translated, on a case by case basis.
- Quotes for translation services will be received from both vendors before a contract is signed.

VI. MONITORING

Monitoring and Updating the LAP- the Assembly Department will update the LAP as required. At a minimum, the plan will be reviewed annually and updated with data points from the next year, and will incorporate any new U.S. Census data as available. Updates will incorporate data gained from the reporting tool and staff observations, including:

- The number of documented LEP persons encountered in previous year
- Determination of the current LEP population in the service area
- How the needs of LEP persons have been addressed
- Determination as to whether the need for translation services has changed
- Determination whether local language assistance programs have been effective and sufficient to meet the need
- Determination whether the Assembly Department financial resources are sufficient to fund language resources needed
- Determination whether the Assembly Department fully complies with the goal of this Language Access Plan
- Determination whether complaints have been received concerning the agency’s failure to meet the needs of LEP individuals

VII. DISSEMINATION OF ASSEMBLY DEPARTMENT’S LANGUAGE ACCESS PLAN

- Post signs in all Assembly Department offices notifying LEP persons of the LAP, and how to access language services
- The Notice of Rights under Title VI to the public is posted at all entrances in the Assembly Department offices and at the front desks
- The LAP will be posted on the Assembly Department’s webpages

- Copies of the LAP will be provided, on request, to any person(s) requesting the document via phone, in person, by mail or email. LEP persons may obtain copies/translations of the plan upon request. Any questions or comments regarding this plan should be directed to:

Municipality of Anchorage, Assembly Department
Language Access Representative
Darrel W. Hess
P.O. Box 196650, Anchorage, AK 99519-6650
907-343-4461
HessDW@muni.org

And

Municipality of Anchorage, Mayor's Office
Language Access Liaison
N Michael El-Khoury
P.O. Box 196650 Anchorage, AK 99519-6650
907-343-7170 (phone)
nessib.hanna@anchorageak.gov

VIII. LANGUAGE ACCESS SERVICES COMPLAINT PROCESS

- Any LEP individual has the right to file a complaint where he or she believes that the Municipality did not provide necessary LEP services as appropriate.
- Frontline Departments shall take reasonable steps to inform LEP individuals and stakeholders about the complaint process. This shall include posting information about the complaint process and making it available in the most commonly spoken languages.
- A complaint regarding the denial of language accessible services, or regarding the quality of language accessible services, including interpreters or translated materials, may be made in person, or in writing; or online at:
https://moa_onlineforms.formstack.com/forms/language_access_complaint
- The complaint should specify the date, individuals involved, and the nature of the client (i.e. the interpreter was summarizing, or a LEP individual was denied services because they did not bring their own interpreter).
- All complaints will be directed to the department's Language Access Plan Representative, and the Mayor's Language Access Liaison, who will timely respond and make recommendations for corrective action, if needed.

The complaint form can be found online at:

https://moa_onlineforms.formstack.com/forms/language_access_complaint

Hard Copies will be available at the front desks in Assembly Department offices, and will be translated into Spanish, Tagalog, Korean, Hmong, Samoan and Yup'ik.

DEFINITIONS

- A. Essential Public Information: Any information used by a department when dealing with the public which is necessary to accomplish the department's mission and with respect to public safety, public health, and economic development.
- B. Department Language Access Representative: The employee designated by the department director to be responsible for the department Language Access Plan (LAP) program.
- C. Four Factor Analysis: The procedure to determine the level of need for language services by documenting: 1) the number and proportion of LEP persons as reported by the most recent census; 2) the frequency with which LEP persons visit various MOA locations; 3) the nature and kind of programs or activities LEP persons use; and 4) the available resources and overall costs for LEP services.
- D. Frontline: Applies to departments and/or personnel that have regular and substantive contact with the public via in person or telephonic communication. See addendum for MOA organization chart with highlighted departments required to have written Language Access Plans.
- E. Interpretation: The immediate spoken communication of meaning from one language (the source language) to another (the target language).
- F. Interpreter: A person who is bilingual or multilingual and possesses the ability to successfully convey a message from one language to another through oral communication.
- G. Language Access Plan (LAP): Department specific documents outlining the procedures and practices that the department will implement to provide language access services to LEP individuals.
- H. Limited English Proficient (LEP): Someone who is not able to speak, read, write or understand English at a level that allows the person to interact effectively with department staff. Individuals maintain the right to self-identity as a LEP person and should not in any circumstances be expected to pay for translation or interpretation services in order to effectively communicate with the department.
- I. Mayor's Language Access Liaison: The employee designated by the Mayor to support the LEP program and to support the Department Language Access Representative.
- J. Telephonic Interpretation: A service that connects human interpreters via telephone to individuals who wish to speak to each other but do not share a common language. The telephone interpreter converts the spoken language from one language to another, enabling listeners and speakers to understand each other. Interpretation over the telephone most often takes place in a consecutive mode, which means that the interpreter waits until the speaker finishes an utterance before rendering the interpretation into the other language.
- K. Translation: The written communication of meaning from one language (the source language) to another (the target language).
- L. Translator: A person who is bilingual or multilingual and possesses the ability to translate from one language to another in written form.