

New Checklist Questions on Civil Rights and EJ Requirements:

1. Does the public participation plan describe explicit procedures, strategies, and desired outcomes for seeking out and considering the needs of low-income and minority households? (23 C.F.R. § 450.316 (a) (1) (vii).)
2. Was a periodic review conducted of the effectiveness of the procedures and strategies contained in the participation plan to ensure a full and open participation process? (23 C.F.R. § 450.316 (a) (1) (x)).
3. Has the MPO monitored and ensured the Title VI compliance of its sub-recipients in connection with the regional planning process and outcomes? (FTA, Title VI Circular, ch. VI, sec. 3.)
4. Has the metropolitan planning organization (MPO) or State DOT made funds available to local organizations that represent low-income and minority populations to enable their participation in planning processes? (FHWA/FTA, Memorandum re: Implementing Title VI Requirements in Metropolitan and Statewide Planning (Oct. 7, 1999), pp. 1-2.)
5. Does the RTP include:
  1. A description of the procedures by which the needs of low-income and minority populations were identified and considered within the planning process? (23 C.F.R. § 450.316 (a) (1) (vii); FTA, Title VI Circular, ch. VI, §2)
  2. A description of the specific needs of low-income and minority populations that were identified and considered within the planning process? (23 C.F.R. § 450.316 (a) (1) (vii); FTA, Title VI Circular, ch. VI, §2)
  3. A description of which of those identified needs the RTP will address? (23 C.F.R. § 450.316 (a) (1) (vii); FTA, Title VI Circular, ch. VI, §2)
  4. A description of the specific investments and actions that will be implemented during the first four years of the planning period to address the needs identified and prioritized? (U.S. Department of Transportation, Updated Environmental Justice Order 5610.2(a) (amended 5/2/2012), pp. 14-15, App. sec. 1 (f); Federal Transit Administration Circular 4703.1, “Environmental Justice Policy Guidance for Federal Transit Administration Recipients” (Aug. 15, 2012), p. 2.)
  5. Racial and ethnic data showing the extent to which members of minority groups are beneficiaries of programs receiving Federal financial assistance? (49 CFR Section 21.9(b))
6. Has a Title VI analysis been completed that accounts for the race and ethnicity?
7. Has an Environmental Justice analysis been completed that accounts for race and ethnicity and that accounts for the timely receipt of a fair share of the benefits of the RTP and its investments by minority populations and communities during the first four years of the plan?
8. Does the RTP ensure that low-income and minority populations are protected from the impacts of displacement and segregation? (49 CFR Section 21.5 (b) (1)); U.S. Department of Transportation, Updated Environmental Justice Order 5610.2(a) (amended 5/2/2012), pp. 14-15, App. sec. 1 (f)).

9. Will low-income populations and minority populations receive a fair and timely share of the benefits of the RTP and its investments? (U.S. Department of Transportation, Updated Environmental Justice Order 5610.2(a) (amended 5/2/2012); Federal Transit Administration Circular 4703.1, “Environmental Justice Policy Guidance for Federal Transit Administration Recipients” (Aug. 15, 2012), p. 2.)
10. Will low-income populations and minority populations be protected against an unfair share of the burdens of the RTP and its investments? (U.S. Department of Transportation, Updated Environmental Justice Order 5610.2(a) (amended 5/2/2012); Federal Transit Administration Circular 4703.1, “Environmental Justice Policy Guidance for Federal Transit Administration Recipients” (Aug. 15, 2012), p. 2.)
11. [TO COME]