

Title VI / ADA Complaint Form

Northeastern Colorado Association of Local Governments (NECALG) Complaint and Investigation Procedures

These procedures cover all complaints filed under Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, and the Americans with Disabilities Act of 1990, for alleged discrimination in any program or activity administered by the Northeastern Colorado Association of Local Governments (NECALG), operators of County Express, Prairie Express and limited BUSTANG public transportation routes.

These procedures do not deny the right of the complainant to file formal complaints with other State or Federal agencies or to seek private counsel for complaints alleging discrimination. Every effort will be made to obtain early resolution of complaints at the lowest level possible. The option of informal mediation meeting(s) between the affected parties and NECALG may be utilized for resolution. Any individual, group of individuals or entity that believes they have been subjected to discrimination prohibited under Title VI and related statutes may file a complaint.

The following measures will be taken to resolve Title VI complaints:

- 1) A formal complaint must be filed within 180 calendar days of the alleged occurrence. Complaints shall be in writing and signed by the individual or his/her representative, and will include the complainant's name, address, and telephone number; name of alleged discriminating official, basis of complaint (race, color, or national origin) and the date of alleged act(s). A statement detailing the facts and circumstances of the alleged discrimination must accompany all complaints.

The preferred method is to file your complaint in writing using the NECALG Title VI Complaint Form. and sending it to:

Dr. Stephen L. Hoemke Transportation Director - Title VI Coordinator
NECALG
231 Main St, Suite 211
Fort Morgan, CO 80701

- 2) In the case where a complainant is unable or incapable of providing a written statement, a verbal complaint of discrimination may be made to the NECALG Title VI Coordinator. Under these circumstances, the complainant will be interviewed, and the NECALG Title VI Coordinator will assist the Complainant in converting the verbal allegations to writing.
 - In the event a complaint cannot be filed in writing for any reason, please call the NECALG Title VI Coordinator, Dr. Stephen L. Hoemke, at 970 867-9409 Ext 229.
- 3) When a complaint is received, the Title VI Coordinator will provide written acknowledgment to the Complainant, within ten (10) calendar days by registered mail.
- 4) If a complaint is deemed incomplete, additional information will be requested, and the Complainant will be provided 60 calendar days to submit the required information. Failure to do so may be considered good cause for a determination of no investigative merit.
- 5) Within 15 calendar days from receipt of a complete complaint, NECALG will determine its jurisdiction in pursuing the matter and whether the complaint has sufficient merit to warrant investigation. Within five (5) calendar days of this decision, the NECALG Transportation Director or his/her authorized designee will notify the Complainant and Respondent, by registered mail, informing them of the disposition.

- a. If the decision is not to investigate the complaint, the notification shall specifically state the reason for the decision.
 - b. If the complaint is to be investigated, the notification shall state the grounds of the COUNTY EXPRESS'S jurisdiction, while informing the parties that their full cooperation will be required in gathering additional information and assisting the investigator.
- 6) When NECALG does not have sufficient jurisdiction, the NECALG Transportation Director or his/her authorized designee will refer the complaint to the appropriate State or Federal agency holding such jurisdiction.
 - 7) If the complaint has investigative merit, NECALG Transportation Director or his/her authorized designee will instruct the Title VI Coordinator to fully investigate the complaint. A complete investigation will be conducted, and an investigative report will be submitted to the Transportation Director within 60 calendar days from receipt of the complaint. The report will include a narrative description of the incident, summaries of all persons interviewed, and a finding with recommendations and conciliatory measures where appropriate. If the investigation is delayed for any reason, the Title VI Coordinator will notify the appropriate authorities, and an extension will be requested.
 - 8) The NECALG Transportation Director or his/her authorized designee will issue letters of finding to the Complainant and Respondent within 90 calendar days from receipt of the complaint.
 - 9) If the Complainant is dissatisfied with NECALG's resolution of the complaint, he/she has the right to file a complaint with the:

Federal Transit Administration
Region 8
Attn: Civil Rights Officer
12300 West Dakota Avenue
Suite 310
Lakewood, CO 80228
720-963-3300
Fax 720-963-3333

FTA Complaint procedures can also be found on the FTA web site at: www.rtc.aot.gov. These procedures are also outlined in FTA Circular 4702.1 A, Chapter IX.

NECALG Title VI/ADA Complaint Form

Instructions: If you would like to submit a Title VI or ADA complaint to the Northeast Colorado Association of local Government (NECALG) Public Transportation Department, please fill out the form below and send it to: NECALG Transportation, Attn: Title VI Coordinator, 231 Main Street Suite 211 Fort Morgan, Colorado 80701. For questions or a full copy of NECALG TRANSPORTATIONS Title VI policy and complaint procedures call 970-867-9409 Ext 229 or email stephen.hoemke@necalg.org

1. Name (Complainant):	
2. Phone:	3. Home address (street no., city, state, zip):
4. If applicable, name of person(s) who allegedly discriminated against you:	
5. Location and position of person(s) if known:	6. Date of incident:
7. Discrimination because of: <input type="checkbox"/> Race <input type="checkbox"/> National Origin <input type="checkbox"/> Color <input type="checkbox"/> Disability (ADA)	
8. Explain as briefly and clearly as possible what happened and how you believe you were discriminated against. Indicate who was involved. Be sure to include how you feel other persons were treated differently than you. Also, attach any written material pertaining to your case.	
9. Why do you believe these events occurred?	

10. What other information do you think is relevant to the investigation?	
11. How can this/these issue(s) be resolved to your satisfaction?	
12. Please list below any person(s) we may contact for additional information to support or clarify your complaint (witnesses): Name: _____ Address: _____ Phone number: _____	
13. Have you filed this complaint with any other federal, state, or local agency; or with any federal or state court? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, check all that apply: <input type="checkbox"/> Federal agency <input type="checkbox"/> Federal court <input type="checkbox"/> Local Agency <input type="checkbox"/> State agency <input type="checkbox"/> State Court If filed at an agency and/or court, please provide information about a contact person at the agency/court where the complaint was filed. Agency/Court: _____ Contact's Name: _____ Address: _____ Phone number: _____	
Signature (Complainant):	Date of filing: