

Lisa Wilson
Chair

Pamela Lancaster
CEOB Chair

Motion to Approve Attachment K September 29, 2016 Meeting of the Greater Nebraska Workforce Development Board

Agenda Item 6F, Attachment K

Background: To comply with proposed regulation 29 C.F.R. 38.9 (January 26, 2016) which identifies reasonable steps for meaningful access for limited English proficient (LEP) individuals.

It is proposed that the Greater Nebraska Workforce Development Board vote to approve the revised Attachment K. Revision includes the addition of the following wording:

Reasonable steps for meaningful access by limited English proficient (LEP) individuals are identified in proposed regulations 29 C.F.R. § 38.9 (January 26, 2016). Section 38.9(b) provides that the program cannot rely on an individual's minor child or adult family or friend(s) to interpret or facilitate communication. However, an accompanying adult (but not minor child) may interpret or facilitate in an emergency situation, when the information conveyed is of minimal importance to the services to be provided, or when the individual to be served specifically requests that the accompanying adult to provide assistance, and reliance on the adult is appropriate under the circumstances. The proposed regulations also provide that when the program permits the accompanying adult to provide assistance, it must make and retain records of the LEP individual's choice to use his or her own interpreter. (Page 4; Attachment K)
