D.C. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
OFFICE OF PROGRAM MONITORING -FAIR HOUSING DIVISION

Equal Opportunity (EO) Certification
Non-Housing Programs

(Completed form to be submitted at time of application)

The Department of Housing and Community Development (DHCD), under regulations from the U.S. Department of Housing and Urban Development (HUD), requires that each applicant for federal and/or District of Columbia funds sign the "Equal Opportunity Certification Form" which indicates that *neither the applicant nor its contractors for which these funds are being granted* have any pending fair housing or civil rights legal proceedings against them *"for fair housing or for equal opportunity violations in community planning and development programs and/or service"* (as defined by HUD, and described in the attached information), and is responsible for any and all costs associated with implementing and maintaining records to comply with and allow for DHCD monitoring. Applicants receiving financial assistance from DHCD need to be knowledgeable of all pertinent fair housing and equal opportunity laws and regulations which affect the execution of their activities.

Signature and Certification:

The undersigned certifies to DHCD that it has read and understands all of its obligations under the EO requirements. The undersigned acknowledges that this certification will be relied upon by DHCD in its review and approval of proposals for funding, and any misrepresentation of information or failure to comply with any conditions proposed in this certification could result in penalties, including the disbarment of Applicant for a period of time from participation in DHCD administered programs.

_____
Program/Project Name and address

_____
Applicant Name / Title

_____ Date _____
Applicant Signature

_____ Date _____
Program Manager Signature (If applicable)

Notice of Non-Discrimination: In accordance with the D.C. Human Rights Act of 1977, as amended, D.C. Official Code Section 2-1401.01 et seq.,(Act) the District of Columbia does not discriminate on the basis of actual or perceived: race, color, religion, national origin, sex, age, marital status, personal appearance, sexual orientation, familial status, family responsibilities, matriculation, political affiliation, disability, source of income, or place of residence or business. Sexual harassment is a form of sex discrimination, which is also prohibited by the Act. In addition, harassment based on any of the above protected categories is also prohibited by the Act. Discrimination in violation of the Act will not be tolerated. Violators will be subject to disciplinary action.

EQUAL HOUSING OPPORTUNITY

Updated:opm:spg:08/05

DEFINITION OF LAWS
For Information Purposes Only

TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 (TITLE VI)-- prohibits discrimination on the basis of race, color or national origin in ***programs and activities*** receiving "Federal financial assistance". Complaints must be filed within 180 days of the alleged act of discrimination. Complaints received from a program participant or service recipient will be forwarded to the Fair Housing Equal Opportunity division at the U.S. Department of Housing and Urban Development. ***Legal Authority:*** Title 42 USC 2000d; 24 CFR Part 1. http://www.usdoj.gov/crt/cor/coord/titlevi.htm

EXECUTIVE ORDER 13166– eliminates, to the extent possible, limited English proficiency as a barrier to full and meaningful participation by beneficiaries in ***all federally-assisted conducted programs and activities.***

EXECUTIVE ORDER 11063, NON-DISCRIMINATION-- (***Non-Discrimination and Equal Opportunity in Housing***) directs HUD and all other executive departments and agencies to take appropriate action to promote the abandonment of discriminatory practices with respect to property or facilities owned or operated by the Federal Government or provided with Federal financial assistance in the sale, leasing, rental, or other disposition of such property or facilities. ***Legal Authority:*** Issued Nov. 20, 1962, 27 FR 11527; 24 CFR Part 107.

AGE DISCRIMINATION ACT OF 1975-- prohibits (1) discrimination on the basis of age ***in programs or activities receiving Federal financial assistance*** directly or through contractual, licensing, or other arrangements, and (2) use age distinctions or actions which have the effect, on the basis of age, of:

- Excluding individuals from, denying them the benefits of, subjecting them to discrimination under, a program or activity receiving federal financial assistance; or
- Denying or limiting individuals their opportunity to participate in any program or activity receiving Federal financial assistance. ***Legal Authority***: 42 USC 6101 et seq. and HUD Regs at 24 CFR Part 146.

SECTION 109, HOUSING & COMMUNITY DEVELOPMENT ACT OF 1974- requires that no person in the United States shall on the grounds of race, color, national origin, religion, or sex be excluded from participation in, be denied benefits of, or be subjected to discrimination under ***any program or activity receiving Federal financial assistance*** made available pursuant to the Act. Section 109 also directs that the prohibitions against discrimination on the basis of age under the Age Discrimination Act and the prohibitions on the basis of disability under Section 504 shall apply to programs or activities receiving Federal financial assistance under Title I programs.
Legal Authority: 24 CFR Part 6.

EXECUTIVE ORDER 11246, as amended, bars discrimination in federal employment because of race, color, religion, sex, or national origin. This order was superceded by Executive Order 11478 (Sec 401: 1101), which called for affirmative-action programs for equal opportunity at the agency level under general supervision of the Civil Service Commission. ***Legal Authority:*** 41 CFR Chapter 60 (DOL)

TITLE IX OF THE EDUCATION AMENDMENTS OF 1972-- Title IX is a comprehensive federal law that prohibits discrimination on the basis of sex in any ***federally funded education program or activity***. The principle objective of Title IX is to avoid the use of federal money to support sexually discriminatory practices in education programs such as sexual harassment and employment discrimination, and to provide individual citizens effective protection against those practices. Title IX applies, with a few specific exceptions, to all aspects of federally funded education programs or activities. In addition to traditional educational institutions such as colleges, universities, and elementary and secondary schools, ***Title IX also applies to any education or training program operated by a recipient of federal financial assistance.*** Many of these education program providers/recipients became subject to Title IX regulations when the Title IX final common rule was published on August 30, 2000. ***Legal Authority:*** **20 U.S.C. §§ 1681 – 1688**

Constitutional Basis: The guarantee of civil rights has a constitutional as well as statutory base. Civil rights laws are an extension and interpretation of the equal protection and due process requirements of the United States Constitution.

Overlapping Coverage of Activities: More than one civil rights law may apply to a single type of activity. The following chart is a description of some of the major Community Development Based Grant (CDBG) activities and the corresponding civil rights laws that affect them.

CDBG ACTIVITY	APPLICABLE CIVIL RIGHTS LAWS
Benefits, Services Methods of Administration	• Title VI, Civil Rights Act of 1964 • Section 109, Housing and Community Development Act of 1974, as amended • Section 504, Rehabilitation Act of 1973, as amended • Age Discrimination Act of 1975, as amended • Section 104, Housing and Community Development Act of 1974, as amended
Housing and Related Facilities	• Title VIII, Civil Rights Act of 1968, as amended (Federal Fair Housing Law) • Executive Order 11063, as amended • Section 104, Housing and Community Development Act of 1974, as amended
Employment	• Section 109, HCD Act of 1974, as amended • Section 3, Housing and Urban Development Act of 1968, as amended • Executive Order 11246, as amended • Section 504, Rehabilitation Act of 1973, as amended
Contracting (Business Opportunities)	• Section 109, Housing and Community Development Act of 1974, as amended • Section 3, Housing and Urban Development Act of 1968, as amended
Displacement/Relocation	• Title VI, Civil Rights Act of 1964 • Section 109, Housing and Community Development Act of 1974, as amended • Title VIII, Civil Rights Act of 1968, as amended • Section 104, HCD Act of 1974, as amended