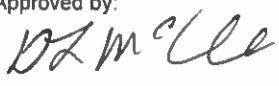
 <b>HAWAII HEALTH SYSTEMS</b> CORPORATION <i>"Quality Healthcare For All"</i>	Department:  <b>Quality Through Compliance</b>	Policy No.:  <b>CMP 0101A</b>
	Issued by: Chief Compliance and Privacy Officer	Revision No.:  1
<b>POLICY</b>	Approved by:  HHSC Board of Directors By: Donna McCleary, M.D. Its: Secretary/Treasurer	Effective Date:  July 25, 2019
Subject:  <b>Nondiscrimination Policy for Language Access</b>	Supersedes Policy: <del>CMP 0022A (06/22/13)</del>	Page:  1 of 2

Last Reviewed: May 21, 2019; Next Review May 22, 2022

I. **PURPOSE:** To set forth HHSC's commitment to provide language access services to individuals with disabilities or limited English proficiency, or both, free of charge.

II. **DEFINITIONS:**

"Disability" – means, with respect to an individual, a physical or mental impairment that substantially limits one or more major life activities of such individual, a record of such an impairment, or being regarded as having such an impairment, as defined and construed in the Rehabilitation Act, 29 U.S.C. § 705(9)(B), which incorporates the definition of disability in the Americans with Disabilities Act of 1990, codified at 42 U.S.C. § 12102, as the same may be amended from time to time.

"Individual with limited English proficiency" – refers to an individual whose primary language for communication is not English and who has a limited ability to read, write, speak, or understand English.

III. **POLICY:**

A. As a recipient of federal financial assistance, HHSC does not exclude, deny benefits to, or otherwise discriminate against any person on the basis of race, color, ancestry, national origin, religion, age, disability, sex, including gender identity or expression, sexual orientation, marital status, English proficiency, or any other bases prohibited by federal, state or local laws or regulations in admission to, participation in, or receipt of services and benefits under any of its program and activities, whether carried out by a facility of HHSC or through a contractor or any other entity with which HHSC arranges to carry out its program and activities.

B. HHSC shall provide free aids and services to individuals with a Disability to enable effective communication including, but not limited to: qualified sign

language interpreters and information in other formats (large print, audio, accessible electronic formats, other formats).

- C. HHSC shall provide free language services to Individuals with limited English proficiency including, but not limited to: qualified interpreter services and information written in other languages.

**IV. APPLICABILITY:** All HHSC facilities including corporate office.

**V. AUTHORITIES:**

- CMP 0100A – Nondiscrimination;
- Patient Protection and Affordable Care Act, Pub. L. No. 111-148, § 1557, 124 Stat. 260 (2010) (codified at 42 U.S.C. § 18116);
- 42 U.S.C. §§ 1395x(e) and 1395i-3(c);
- Title VI of the Civil Rights Act of 1964, Pub. L. 88-352, (42 U.S.C. § 2000d *et seq.*);
- Section 504 of the Rehabilitation Act of 1973, Pub. L. 93-112, (29 U.S.C. § 794 *et seq.*);
- Americans with Disabilities Act of 1990, Pub. L. 101-336, (42 U.S.C. § 12101 *et seq.*);
- Age Discrimination Act of 1975, Pub. L. 94-135, (42 U.S.C. § 6101 *et seq.*);
- 45 C.F.R. Parts 80, 84, 86, 91 and 92;
- Hawaii Revised Statutes Chapter 321C.

As all such statutes and regulations may be amended from time-to-time.

**VI. REFERENCES:** CMP 0100A – Nondiscrimination (General)

**VII. ATTACHMENTS:** None.