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COMMITTEE OF THE WHOLE ON LEGISLATIVE
AND CONGRESSIONAL REDISTRICTING



RODNEY ELLIS
STATE SENATOR
District 13

JW 2 7 95

Opinion General

January 27, 1995

The Honorable Dan Morales
Attorney General

RQ-778

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SJS
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31499

Dear General Morales:

I submit the following questions to you for a legal opinion relative to the impact of Title VI of the Civil Rights Act of 1964 and the Civil Rights Restoration Act of 1987 on federally funded public and private entities in Texas.

1. Was Title VI of the Civil Rights Act of 1964 enacted to prohibit racial discrimination in federally funded programs?
2. Are state agencies, local government entities, educational institutions, private for profit and non-profit corporations recipients under Title VI of the Civil Rights Act of 1964 and the Civil Rights Restoration Act of 1987?
3. Do Title VI of the Civil Rights Act of 1964 and the Civil Rights Restoration Act of 1987 affect state and local government boards, commissions, and authorities that formulate public policy concerning the expenditure of federal funds?
4. Are federally funded recipients required to monitor the programs and activities of their sub-recipients?
5. Can federal funding be terminated or withheld for noncompliance with Title VI of the Civil Rights Act of 1964 and the Civil Rights Restoration Act of 1987?
6. Can the minority community and/or its representatives be denied the right to participate in the planning and development of public policy relating to federally funded programs?

I pose these questions to ensure that our state is in full compliance with federal law.

Sincerely,

Rodney Ellis

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JAN 27 1995

DAN MORALES

RE:afh

