



DISABILITY RIGHTS CENTER

The Protection & Advocacy (P&A) System

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1/15/2009

After nearly six (6) months of discussion and advocacy in behalf of twelve (12) residents of the Booneville Human Development Center proved ineffective, DRC filed complaints with the Americans with Disabilities Act Coordinator of Developmental Disabilities Services on January 15, 2009 alleging violations of Title II of the Americans with Disabilities Act, as well as violations of §504 of the Rehabilitation Act of 1973. The allegations included:

- Failure to provide effective communication to recipients of services of “public entities” and “recipients of federal financial assistance” 28 CFR § 35.160, 45 CFR § 84.52(d)
- Failure to provide services in the “most integrated setting” appropriate to the needs of the resident 28 CFR § 35.130