



## **Local Public Agencies and Subrecipients**

### **ADA Obligations under Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990**

Title II of the Americans with Disabilities Act (ADA) is a Civil Rights Law that prohibits discrimination against individual with disabilities. Title II of the ADA *Nondiscrimination on the Basis of Disability in State and Local Government Services* specifically relates to public entities. Local Public Agencies (LPA's), such as a city, town, township, municipality, or other political subdivision are obligated under Title II of the ADA to ensure that all of their programs and activities are accessible to individuals with disabilities. Additionally, LPA's that receive Federal Funding as either a recipient or as subrecipients are required to ensure that all programs or activities that receive federal funds do not discriminate against individuals with disabilities. Both Section 504 of the Rehabilitation Act and the Americans with Disabilities Act provide standards that LPA's can follow in order to ensure that all of the programs and activities that they offer are accessible for individuals with disabilities.

As a Title II entity, DelDOT is obligated to ensure that all of its programs and services are accessible to individuals with disabilities. Additionally, DelDOT is not permitted to provide assistance to any agency, organization or person that discriminates against individuals with disabilities. This includes programs and services that DelDOT assists, develops or aids in for other agencies.

The following document entitled "LPA Q & A" provides LPA's with information regarding the ADA including a brief history of the ADA, definitions and key terms, examples of ADA compliance, ADA obligations and resources to reach compliance.

The second document entitled "LPA Questionnaire" was sent to the point of contact for each Municipality in Delaware and can be printed and filled out, or can be completed electronically and sent to the ADA Section through either method below:

Email: [dot.adasupport@delaware.gov](mailto:dot.adasupport@delaware.gov)

Address:

Tom Nickel  
ADA Title II Coordinator  
Office of Civil Rights  
Delaware Department of Transportation  
P.O. Box 778

Link: ADA Title II FAQ's for Local Governments

Link: ADA Local Government Questionnaire