



U.S. Department of Justice

Civil Rights Division

*Assistant Attorney General
950 Pennsylvania Ave, NW - RFK
Washington, DC 20530*

December 8, 2021

The Honorable Kim Reynolds
Governor of the State of Iowa
State Capitol
1007 East Grand Avenue
Des Moines, Iowa 50319

Re: Notice Regarding Investigation of Glenwood and Woodward Resource Centers

Dear Governor Reynolds:

The Department of Justice has completed its investigation into whether the State of Iowa violates the rights of people with intellectual/developmental disabilities (IDD) who reside in its State Resource Centers by failing to provide them services in the most integrated setting appropriate. The investigation was conducted under the Civil Rights of Institutionalized Persons Act (CRIPA), 42 U.S.C. § 1997, and Title II of the Americans with Disabilities Act (ADA), 42 U.S.C. §§ 12131-12134.

After carefully reviewing the evidence, we conclude that there is reasonable cause to believe that the State of Iowa violates Title II of the ADA by failing to provide services to qualified individuals with IDD in the most integrated setting appropriate to their needs. This conclusion applies to individuals residing in the State Resource Centers or at serious risk of institutionalization. Consistent with CRIPA's statutory requirements and the ADA's regulations, we provide this Report on the conditions that we have reasonable cause to believe violate federal law, our findings of fact and conclusions of law, and the minimum remedial measures that we believe will remedy the alleged violations. These findings supplement those contained in our December 22, 2020, Report regarding conditions at Glenwood Resource Center.

We thank the State for cooperating with our investigation and providing access to Resource Center residents, staff, documents, and data. We would like to work with the State to achieve a consensual resolution of the issues raised in this Report, as well as those identified in the December 22, 2020, Report. The lawyers assigned to this investigation will contact counsel for the State for such discussions. We anticipate that these negotiations will, as in most of our cases, result in an agreement to resolve these issues. In the unexpected event we are unable to reach a resolution regarding our concerns, we are obliged to advise you that the Attorney General has authority to initiate a lawsuit under CRIPA if the State has not satisfactorily addressed the alleged deficiencies within 49 days after issuance of this Report. 42 U.S.C. § 1997b(a)(1).

Please also note that this Report is a public document. It will be posted on the Civil Rights Division's website.

If you have any questions regarding this correspondence, please call Steven H. Rosenbaum, Chief of the Special Litigation Section, at (202) 616-7157.

Sincerely,

/s/ Kristen Clarke

Kristen Clarke
Assistant Attorney General
Civil Rights Division

cc: The Honorable Tom Miller
Iowa Attorney General

Kelly Kennedy Garcia
Director, Iowa Department of Human Services

Marsha Edgington
Superintendent, Woodward Resource Center
Superintendent, Glenwood Resource Center

Sean R. Berry
Acting United States Attorney, Northern District of Iowa

Richard D. Westphal
United States Attorney, Southern District of Iowa