UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

EXTERNAL CIVIL RIGHTS COMPLIANCE OFFICE
OFFICE OF GENERAL COUNSEL

May 19, 2017

Return Receipt Requested
Certified Mail No.: 7015 3010 0001 1267 5713

In Reply Refer to:
EPA File No: 49X-16-R5

Joe McGuinness
Commissioner
Indiana Department of Transportation
100 North Senate Avenue
Indianapolis, IN 46204-2251

Re: Referral of Administrative Correspondence

Dear Commissioner McGuinness:

On February 25, 2016, the U.S. Environmental Protection Agency (EPA) External Civil Rights Compliance Office (ECRCO) received a comment in response to the Notice of Proposed Rulemaking to Amend EPA's Nondiscrimination Regulation. The commenter included a document alleging that an Indiana Department of Transportation (INDOT) project is not in compliance with Title VI of the Civil Rights Act of 1964. As INDOT is not a recipient of EPA financial assistance, ECRCO lacks jurisdiction over this matter and has closed this complaint as of the date of this letter.

ECRCO understands that the U.S. Department of Transportation Federal Highway Administration (FHWA) may have jurisdiction over the matters alleged in this complaint. We have notified the Complainant that her complaint has been forwarded to FHWA for appropriate action.

If you have any questions regarding this letter, please contact Brittany Martinez at (202) 564-0727 or by mail at the U.S. EPA Office of Civil Rights (Mail Code 1201A), 1200 Pennsylvania Avenue, N.W., Washington D.C. 20460-1000.

Sincerely,

Lilian S. Dorka
Director
External Civil Rights Compliance Office
Office of General Counsel

cc: Kenneth Redden
Acting Associate General Counsel
Civil Rights & Finance Law Office

Cheryl Newton
Acting Deputy Regional Administrator
Acting Deputy Civil Rights Official
EPA, Region 5