

#### Accessibility Required

Campuses are required to be accessible both physically (architectural guidelines) and technologically

Accessible websites are required by law

Section 508

Which applies because of CA state law

ADA and Section 504

#### Accessible Technology?

Non-technical definition
 Usable by someone who...

- Cannot use a mouse
- Cannot hear
- Cannot see
- Cannot easily distinguish color differences
- Uses assistive technology (adaptive hardware and software) to access the system

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#### What Does Accessible Mean?

Technical definitionsWCAG 2.0 Level AA

W3C and WAI
www.w3.org/WAI/WCAG20/quickref/
www.w3.org/WAI/
WebAIM

#### \*Officially Accessible Means...

- 1. Perceivable
- 2. Operable
- 3. Understandable
- 4. Robust

#### So **POUR** yourself into your work. ;-)

\*WCAG 2.0: http://www.w3.org/TR/WCAG20/

### More on Applying WCAG

#### □ W3C

 Guidance on Applying WCAT 2.0 to Non-Web Information

http://www.w3.org/TR/wcag2ict/

#### Perceivable

- 1.1 Text Alternatives
  - Pictures (graphics, images) must have text descriptions
  - Alt text or alternative text or "alt tags"
- □ 1.2 Time-based Media (A/V)
  - Captions for A/V; transcripts if audio-only
  - Describe A/V (audio description)
    - Synchronous in video or text form (Level A)

#### Perceivable cont.

- □ 1.3 Adaptable (usable by all)
  - Logical structure & meaningful sequences
    - Nest headings
  - Tag tables appropriately
  - Avoid sensory descriptions (e.g., round button)
- 1.4 Distinguishable
  - Text from background (color contrast)
  - Resizable text

## Operable

2.1 Make sure everything works from the keyboard Make sure the tab order is logical Do not require a mouse Do not "trap" the focus □ 2.2 Enough time Allowing extended time Allow for pausing



#### Operable cont.

2.3 Seizures

 Avoid seizure-inducing strobing

 2.4 Navigable

 Make content easy to find and navigate; note the reading order/tab order
 Use logical link names
 Use logical labels and headings

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#### Understandable

□ 3.1 Readable Use the language setting Write clearly, define terms, write out acronyms at first □ 3.2 Predictable Focus makes sense & tasks are logical Navigation is consistent 3.3 Input Assistance Provide instructions, make errors clear

#### Robust

4.1 Compatible
 Use good design to ensure compatibility with all assistive technology
 Not just JAWS
 For documents, provide multiple formats
 PDF and RTF

# Document Access in a Nutshell

PDFs

- Text-based (searchable)
- Based on a well-structured Word document using styles
- Graphics include alt text
- Good color contrast
- Links (if used) named logically

Post PDF and RTF

## Other Web Materials

Videos

- Captioned
- Good practice to also include transcript
- Strategy for audio description when required—text description okay as back-up

#### Software and apps

Must be accessible (talk to the vendors!)

#### Instructional Materials Online

All online instructional materials need to be accessible

- PDFs
- PowerPoint presentations
- Podcasts
- Videos

Build in accessibility before putting the material online!



# Commitment to an Accessible Web

#### One simple web page can do a lot!



#### MANY OCR Resolutions

At least 20 web-related OCR cases in the last 18 months

Requirements for access have been consistent

One of the simplest requirements? Make it easy to contact you about accessibility!

#### **Consistent Requirements**

Conduct accessibility audit of website
 Make web pages accessible

 WCAG 2.0 Level AA held as benchmark—same for DOJ

 Set up system of testing and accountability (including quality assurance)

#### Requirements cont.

Verify vendor's claims of accessibility for third party materials

Content must be made accessible or removed from site

Include a process on the website to allow the reporting of inaccessible content

Train all appropriate personnel on web accessibility

## In Addition

Michigan Department of Ed went further

- Must include a notice of nondiscrimination on website
- Provide a method on the website to request an accommodation
- Identify the individual responsible for ensuring web accessibility and provide contact information (name, title, email, phone)

### **Bottom Line**

Websites must be accessible

- Including materials posted to the website (videos, PDFs, etc.)
- Third party materials from vendors must be accessible or be removed
  - The campus is responsible to verify vendor's claims of accessibility

On-going accessibility testing of the site is required

### Accountability

- A system of accountability must be in place
- Sufficient resources must be provided to ensure accessibility
  - "The Plan for New Content must include sufficient quality assurance procedures, backed by adequate personnel and financial resources, for full implementation."

# What If My School Receives a Complaint?

Conduct accessibility audit of website □ Make web pages accessible Testing, accountability, quality assurance Content made accessible or removed Verify vendor's accessibility claims Include a process to report inaccessible content Train all appropriate personnel

#### Add an Accessibility Page

Include a link to an accessibility page in the footer

Footer can be accessed from every web page on your site

Santa Monica College • 1900 Pico Boulevard Santa Monica, CA 90405 USA • (310) 434-4000 © Santa Monica Community College District • Accessibility Statement • Contact Us

#### It Can Be Simple!

#### Santa Monica College

http://www.smc.edu/ Pages/Accessibility-Statement.aspx



#### Accessibility Statement

Beyond compliance with legal requirements, our site embraces the concepts of universal design and user friendliness. Universal design is the creation of products and environments so they are usable by everyone, to the greatest extent possible, without the need for adaptation or specialized design. A user-friendly website ensures that everyone can use the site as efficiently as possible.

#### Contact

If you have questions or concerns on how to access a Santa Monica College web page, contact us by email or telephone.

- Email: webmaster@smc.edu
- Phone: (310) 434-4265
- Additional People Resources for Creating Accessible Technology

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#### Include the following...

A statement of commitment to accessibility

- A form (or link to email) for reporting any accessibility issues
- A contact person to assist with accessibility questions
  - Name, title, email, phone
- A link to DSPS for more information on accommodations

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#### Want to Read More?

 U.S. Dept of Ed OCR Website
 http://www2.ed.gov/about/offices/list/ocr/ docs/investigations/index.html?exp=2#s ection504rev



OCR is using Section 508 to ensure compliance under Section 504 and the ADA!

### WHAT DOES IT ALL MEAN?

#### **Compliance for Technology**

Websites and everything on them need to be accessible (WCAG, Level AA)
 Assistive technology needs to be available in mainstream settings
 All required technology must be accessible or have equally effective accommodations

DSPS can help with what accommodations are available

#### Themes for Policy

Purchasing policy and practice need to include considerations for access

Staff need to be trained on the ADA and Section 504

Ensuring access of E&IT requires staff time and needs to be part of someone' job duties

#### Easy Web Fixes

Include a notice of nondiscrimination
 Develop an "accessibility page"

 Include link to the page in the footer

 Provide a method to request an accommodation
 Include a process to report inaccessible content

#### Include Real Live People!

Provide way to contact "help desk" about accessibility questions
 Identify the individual responsible for ensuring web accessibility
 Provide contact information (name, title, email, phone)

#### **OCR Lessons Learned**

□ Make accessible Buy accessible Be accountable Train everyone involved Make it easy for people to report problems and receive support Provide a notice showing your commitment to non-discrimination



#### AND

#### Commit the resources needed to make accessibility happen!

#### OCR expects us to take our contractual obligation seriously



# Section 504 vs. Section 508

One Act (Rehabilitation Act of 1973, as Amended) Two Laws



#### Section 504

Applies to any college or university that accepts federal funds

Noncompliance can result in loss of federal funds

Enforced by user complaint


# Section 508

Part of Rehabilitation Act of 1973. as amended in 1998 Section 508 standards added in 2001 As written it applies only to the federal government Enforced by user complaint



# 508 in California

California state law lifted the Section 508 requirements and applied them to the state

# California State Law

### □ SB 105

- Applied standards of Section 508 to California state entities
- Passed September 29, 2002
- Effective January 1, 2003
- Became part of Govt. Code 11135, now moved to 7405
- CCCs accepted this as applying to them



# SB 302

Applied law to CSUs
"Yes, we did mean you, too!"



# CA Govt. Code

□ Was in 11135 □ With the Section 508 refresh, CA governmental law was also revised □ Now codified in 7405 □ Text is IDENTICAL—simply moved in code □ Gov Code Title I, Chapter 18, Section 7405

# Cal. Gov. Code §7405

□ "In order to improve accessibility of existing technology, and therefore increase the successful employment of individuals with disabilities, particularly blind and visually impaired and deaf and hard-of-hearing persons, state governmental entities, in developing, procuring, maintaining, or using electronic or information technology, either indirectly or through the use of state funds by other entities, shall **comply with the** accessibility requirements of Section 508 of the Rehabilitation Act of 1973, as amended (29 U.S.C. Sec. 794d), and regulations implementing that act as set forth in Part 1194 of Title 36 of the Federal Code of **Regulations.**"

# **One Difference**

# CA places some responsibility on vendors

7405 (b) Any entity that contracts with a state or local entity subject to Section 11135 for the provision of electronic or information technology or for the provision of related services shall agree to respond to, and resolve any complaint regarding accessibility of, its products or services that is brought to the attention of the entity.



# Both Apply

#### □ Both Section 504 and 508 apply to us

#### But they are very different laws

# Section 504 vs. Section 508

Section 504 addresses individuals' needs for auxiliary aids and services (accommodations).

Section 508 addresses the infrastructure that allows access.

# Rehabilitation Act of 1973

Section 504 is about accommodation.

- Making it work for individuals (equally effective)
- Disability service offices created to serve students' needs.

□ Section 508 is about access.

- Create accessible software, Web sites, videos, and documents.
- Purchase accessible products.
- Campuswide responsibility



Access

Accommodation

# Working Together

The campus buys accessible products/creates accessible media
 Individual accommodations may still be required
 However, an accessible infrastructure will make providing accommodations far less difficult and expensive!

# Risk Management on the Web

□ High risk

- Public-facing pages
- Forms
- Any pages that students must use
   Registration, financial aid, homework
- □ Low risk
  - Areas locked behind a portal where accommodation can be easily accomplished when necessary

# We've Got Your Back!

Accommodation is always the back-up plan for access!
 Create and buy E&IT that is as accessible as possible
 When access falls short...accommodate!

But remember: Accommodation is almost always more expensive and can be time consuming!

# How will you accommodate?

Can still use materials that are not fully accessible, as long as you can accommodate individual needs in an equally effective manner

Make accommodation planning part of the design strategy and buying decisions!



# And Remember

Do not require technology (software or hardware) that cannot be accommodated!

In other words, if it is impossible to make the technology equally as effective for all users, do not require it of all users.

# Purchasing Inaccessible

OCR considers requiring inaccessible technology in an educational setting "willful negligence"

- Willful negligence is just one step below "intent to do harm"
- Willful negligence means big \$\$\$ damage settlements may be required
- Willful negligence by individuals means personal accountability

# When Do Standards Apply?

Section 508 standards apply to the governmental entity As purchaser of E&IT As creator of E&IT Standards are not enforceable on the vendors! Compliance is up to the organization And is enforced by user complaint

# Remember the Acronym

Section 508 applies to Electronic & Information Technology (E&IT) that is "DUMPed"

- **D:** Developed
- **U:** Used
- M: Maintained
- P: Procured

# Section 508 in Action

Make Web sites accessible Follow the 508 or WCAG Standards Make software created by organization accessible Make videos & multi-media accessible Purchase accessible Electronic & Information Technology (E&IT) ICT: Information & Communication Tech



# **Planning for Success**

# Where Does the Buck Stop?

Someone has to have sign-off power on what is posted on the web

Someone has to be able to answer people's questions

Someone has to train staff and faculty



# OCR

In OCR resolutions, they are requiring that every person who can post to the web be trained on accessibility

They are also requiring that needed resources be allocated

# Make It Easy!

Make sure all personnel are trained!
 Remember to train help desk personnel!
 Assign "accessibility experts" to support staff

Questions need to be answered quickly!

One example: each department has one person who becomes an expert in accessible documents



# A Strategy to Move toward Compliance **FIVE STEPS TO ACCESS**

# University of Washington

Analyzed recent OCR cases and developed a five step strategy for compliance

Based on the OCR resolutions

# UW Compliance Services: The 5 Steps



1. Conduct an audit and develop a corrective action strategy.

- 2. Set institutional standards and a method to monitor compliance.
- 3. Provide training and education about accessibility.



- 4. Institute procedures within the procurement process.
- 5. Provide and publicize a mechanism for reporting access barriers.



# RESOURCES

# **Great Resources for Web**

□ WebAIM www.webaim.org □ WAVE Checker http://wave.webaim.org/ □ WAVE Toolbar for Chrome http://wave.webaim.org/extension/ DO-IT (University of Washington) http://www.washington.edu/doit/



W3C

W3C WCAG 2.0
https://www.w3.org/TR/WCAG20/
Checklist
http://www.w3.org/TR/2006/WD-WCAG20-20060427/appendixB.html
Applying WCAG to Non-Web
http://www.w3.org/TR/wcag2ict/

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# Fabulous resources from W3C WAI (Web Accessibility Initiative) https://www.w3.org/WAI/intro/wcag

# Before and After http://www.w3.org/WAI/demos/bad/



# **Color Analysis**

 Color Contrast Analyzer (CCA)
 http://www.paciellogroup.com/resources/co ntrastanalyser/

# **CWU Simple Tools**

CAR (Central Access Reader) https://www.cwu.edu/central-access/reader CAR Check (for Word) https://www.cwu.edu/centralaccess/carcheck □ CAT (Central Access Toolbar) https://www.cwu.edu/centralaccess/toolbar

# **Digital Media**

DCMP Captioning Key http://www.dcmp.org/captioningkey/ □ NCAM – STEM http://ncam.wgbh.org/experience\_learn/ed ucational\_media/stemdx/guidelines WGBH – Web Media http://ncam.wgbh.org/invent\_build/web\_mu Itimedia/accessible-digital-mediaguide/guideline-h-multimedia

# Learning from Others

CSU Procurement Resources www.calstate.edu/Accessibility/EIT\_Procurement/ USPTO Cookbook and Forms www.uspto.gov/about/offices/cio/section508/ Access Board https://www.access-board.gov/guidelines-andstandards Buy Accessible

www.buyaccessible.gov/



### Yet More

Teach Access
 http://teachaccess.org/

Free from the CCCCOwww.toolsthatinspire.com

# Questions? More training?

□ Gaeir (rhymes with "fire") Dietrich

- gdietrich@htctu.net
- **408-996-6047**
- www.htctu.net

For quickest results, copy our admin assistant, Erika Owens, eowens@htctu.net \* 408-996-4636