# **2023 Digital Accessibility Legal Update (Part One) Resources**

## **Slide 9 (Federal Framework)**

* 12 circuits and an appeals court in each circuit
* 1 Federal circuit (hears appeals of Intellectual property, International trade, Government contracts, Federal employee benefits, Patents, Civil cases.
* [Link to map showing states in each circuit](https://www.uscourts.gov/sites/default/files/u.s._federal_courts_circuit_map_1.pdf)
* 94 District Courts – every state has at least one + Puerto Rico + District of Columbia
	+ [Wikipedia list of Districts by state + “seats” in the District (where the courts are)](https://en.wikipedia.org/wiki/United_States_federal_judicial_districts)
* [Lainey’s article with info about Affordable Care Act Section 1557](https://www.lflegal.com/2023/07/healthtech-accessibility/#The-Affordable-Care-Act-has-non-discrimination-regulations-protecting-disability-rights-too)

## **Slide 10 (State Framework)**

* Maryland K-12 Accessible Procurement Law
	+ Article: [New Law Ensures Equivalent Access to Digital Tools for All of Maryland’s K-12 Students](https://ischool.umd.edu/news/new-law-ensures-equivalent-access-to-digital-tools-for-all-of-marylands-k-12-students/)
* [Maine Digital Accessibility Policy](https://www.maine.gov/oit/sites/maine.gov.oit/files/inline-files/DigitalAccessibilityPolicy.pdf) (for “digital information and services developed, procured, or provided by the State of Maine)
	+ Section 5.1: “The expectations are that accessibility and usability for all current and potential users will be considered, and that **accessibility will be addressed natively; without relying on third-party products to improve accessibility that could potentially interfere with an inclusive user experience.**
* [Kansas Act Against Abusive Website Access Litigation](https://www.kslegislature.org/li/b2023_24/measures/documents/summary_hb_2016_2023#:~:text=The%20bill%20allows%20a%20Kansas,whether%20such%20litigation%20alleging%20a)
* Colorado [**HB21-1110 Colorado Laws For Persons With Disabilities**](https://oit.colorado.gov/hb21-1110-faq)**”**
* Massachusetts Executive Order 614
	+ [Press Release announcing **Digital Accessibility and Equity Governance Board**](https://www.mass.gov/news/governor-healey-signs-executive-order-establishing-digital-accessibility-and-equity-governance-board/) (2023)
	+ [Governor’s Order](https://www.mass.gov/executive-orders/no-614-establishing-the-digital-accessibility-and-equity-governance-board)

## **Slide 14 (Proposed laws)**

* [Re-introduced Websites and Software Accessibility Act](https://www.congress.gov/118/bills/hr5813/BILLS-118hr5813ih.pdf)
* [Lainey’s article](https://www.lflegal.com/2022/10/duckworth-web-bill/) about the original bill, with an update for the reintroduced Act.
* [California pending web access bill (AB 1757)](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240AB1757)
* [CVTA page with links to proposed legislation](https://www.cvtaaccess.org/)

## **Slide 15 (possible federal regulations)**

* Kiosks: [Lainey’s article about possible kiosk regulations](https://www.lflegal.com/2022/11/kiosk-anprm-2022/) (status: ANPRM issued and comment period closed. NPRM not issued yet, expected next Spring)
* Web + Mobile: [Lainey’s article on pending web accessibility regulation for state and local government](https://www.lflegal.com/2022/08/doj-web-regs-announce/)
	+ Links to disability community comments can be found in the [November 6 update to the web reg article](https://www.lflegal.com/2022/08/doj-web-regs-announce/#article-updates).
* Video Conferencing: [Lainey’s article about NPRM for video conferencing technical standards (FCC](https://www.lflegal.com/2023/08/fcc-video-conferencing-access/))
* Healthcare: [HHS press release announcing Notice of Proposed rulemaking](https://www.hhs.gov/about/news/2023/09/07/hhs-issues-new-proposed-rule-to-strengthen-prohibitions-against-discrimination-on-basis-of-disability-in-health-care-and-human-services-programs.html) about discrimination in programs of Dept. of Health and Human Services (September 2023)
	+ [NPRM Fact sheet](https://www.hhs.gov/civil-rights/for-individuals/disability/section-504-rehabilitation-act-of-1973/fact-sheet/index.html) (discrimination in healthcare)
	+ [Text of NPRM (**Discrimination on the Basis of Disability in Health and Human Service Programs or Activities)**](https://www.federalregister.gov/documents/2023/09/14/2023-19149/discrimination-on-the-basis-of-disability-in-health-and-human-service-programs-or-activities)
* Department of Education: [May 2022 Press release saying they *want* to update, but no action yet.](https://www.ed.gov/news/press-releases/us-department-education-announces-intent-strengthen-and-protect-rights-students-disabilities-amending-regulations-implementing-section-504)

## **Slide 16 (Federal Agency work / not regulations)**

* [Lainey’s article about the higher ed DOE / DOJ Dear colleague letter](https://www.ed.gov/news/press-releases/us-department-education-announces-intent-strengthen-and-protect-rights-students-disabilities-amending-regulations-implementing-section-504)
* [Lainey’s AI hiring tool article](https://www.lflegal.com/2022/05/disability-discrimination-hiring-tech/)
* [Lainey’s Telehealth article](https://www.lflegal.com/2023/07/healthtech-accessibility/)

## **Slide 22 (DOJ Digital Accessibility Actions)**

* DOJ press release about Oklahoma mobile app: [**Justice Department Finds Oklahoma Mobile App Inaccessible to People with Vision Disabilities**](https://www.justice.gov/opa/pr/justice-department-finds-oklahoma-mobile-app-inaccessible-people-vision-disabilities)
* [Lainey’s November 6 update to her Title II web regulations article about DOJ Texas voting actions](https://www.lflegal.com/2022/08/doj-web-regs-announce/#article-updates).
* DOJ press release: [**Justice Department Finds Multiple Texas County Election Websites Inaccessible to People with Disabilities**](https://www.justice.gov/opa/pr/justice-department-finds-multiple-texas-county-election-websites-inaccessible-people)

## **Slide 23**

* [Lainey’s article about the 66 million dollar website](https://www.lflegal.com/2019/07/false-claim/).

## **Slide 24 (Education)**

* [Lainey’s article about LACCD verdict](https://www.lflegal.com/2023/05/blind-college-students-jury-verdict/)
* [US Attorney (DOJ) CUNY press release](https://www.justice.gov/usao-sdny/pr/us-attorney-announces-agreement-city-university-new-york-remedy-exclusion-student)

## **Slide 26 (Kiosks)**

* [Lainey’s Kiosk legal issues tracker](https://www.lflegal.com/2018/01/kiosks18/#article-updates) (updated since 2013)

## **Slide 28**

* [Lainey's article about the VR captioning case](https://www.lflegal.com/2022/04/vr-caption-lawsuit/)

## **Slide 33**

* [Lainey's article about SLAPP suit against Adrian Roselli](https://www.lflegal.com/2023/07/adrian-roselli-slapp-lawsuit/)
* [Lainey's article about accessibility SLAPP suits in France](https://www.lflegal.com/2021/11/overlay-legal-update/#French-Overlay-Company-Sues-Advocates-for-Their-Role-in-the-Global-Overlay-Conversation).

## **Slide 34 (Laufer)**

* [Lainey’s article about the Supreme Court case](https://www.lflegal.com/2023/10/acheson-tester-standing-case-2/) (with links to the Supreme court argument (audio + transcript)