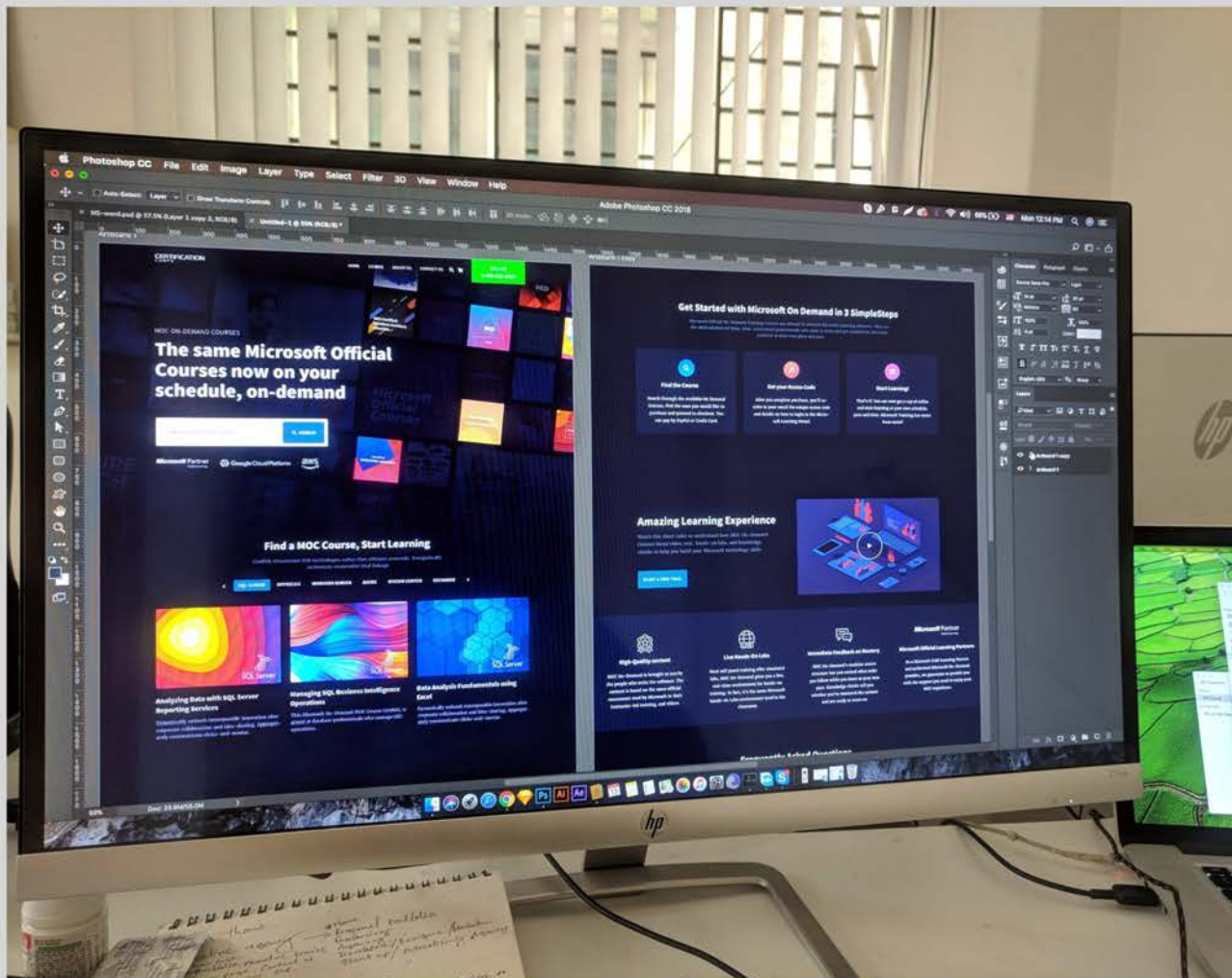


How to Mitigate Risk and Maximize ADA Compliance for Websites

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Launching a new website takes planning and collaboration with a web developer. You want to trust that the web experts creating your website are [complying with all laws](#). So, how do you ensure that your new website meets the legal requirements for ADA compliance for websites?

ADA Website Compliance Essentials

The [Americans with Disabilities Act \(ADA\)](#) was enacted in 1990 to prevent discrimination against people with disabilities in locations generally open to the public, also known as "public accommodations." Since then, Courts and the U.S. Department of Justice have directed that public accommodations apply to websites.

Whose Websites Must Be Accessible?

The ADA's accessibility laws apply to multiple types of businesses and organizations. These include:

- Businesses that employ 15 or more employees.
- State and local government entities.
- Public accommodation businesses (law offices, accounting offices, etc.).

Could You Be Sued for The Work of Your Web Developer?

The short answer to this question is, YES. Recent court cases have shown that Courts are willing to hear cases regarding third party liability for website design.

Lessons from *Bashin v. Conduent, Inc.*

The recent case of State of California ex rel. *Bashin v. Conduent, Inc.*, the plaintiff alleged that the website [ReserveCalifornia.com](#) did not accommodate the screen reader required for his visual limitations. The Department of Parks and Recreation of the State of California controlled the website, but a private contractor designed it. Ultimately, the Court found that the plaintiff made sufficient claims to maintain a lawsuit against the web developer. Reliance was at the heart of this case, and it suggests there is a significant risk for companies that rely exclusively on automated tools to identify accessibility problems.

Are You Liable for Your 3d Party Vendor When

Launching A New Website?

The risks of ADA compliance can be financially devastating with the increase of website accessibility lawsuits. When working with a web developer or marketing team to create your website, you want to ensure you do not take on additional liability.

Don't Rely on Accessibility Plugins to Save You

Some plugins can correct basic usability issues such as adjusting font size, spacing, and text alignment. However, free plugins consistently fail to address complex accessibility requirements like supporting screen readers or enabling true keyboard navigability around the entire site.

Do Your Due Diligence Before Hiring a 3rd Party Vendor

Before hiring a web developer, discuss web accessibility and the terms and conditions in the contract. Revise the contract language accordingly and examine the direction of indemnification and hold harmless clauses.

Use WCAG As A Guide

Incorporate Web Content Accessibility Guidelines (WCAG) AA minimum standards in your contract and make accessibility compliance a priority. Before your website goes live, have it reviewed and tested by a company specializing in WCAG compliance.

Perform A Manual Website Application Compliance Review

The best choice is to hire **an expert team** to perform a human review to maximize ADA website compliance and minimize your risk of a lawsuit. At The Internet Is For Everyone, we offer attorney-directed website compliance reviews designed to protect you. [Contact us today.](#)



NEXT

The ADA's Impact on Website Design and Use: General Compliance Information

Attorney Directed Review Designed to Protect You.

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