CSU Accessibility Technology Initiative Requirement- Section 508 –contract rider example used on case-by-case basis

# Voluntary Product Accessibility Template

Vendor has submitted a VPAT(s), dated [date] to CSU for the [Name of the product]. Within 30 days of the Effective Date of this Agreement, vendor agrees to provide updated VPATs for [application(s)].

 For each entry on the VPAT that has a Supporting Feature of “Supports with Exceptions” or “Not Supported” vendor shall note the functions of the application that are not operable by people with disabilities. This information should be noted in the Remarks and Explanations column on the VPAT.

# Vendor will provide revised VPATs to CSU upon request, but no more than once every [year or other frequency]

# When new VPATs are submitted vendor agrees to demonstrate the product to verify that the VPATs are correct.

# Accessibility Roadmap

Within 30 days of the Effective Date of the Agreement, Vendor shall complete and return a [CSU Accessibility Roadmap](http://teachingcommons.cdl.edu/access/procurement_process/documents/Accessibility_Roadmap_template_v1.02.docx) document which addresses all [application] interface accessibility gaps. Each criterion on the VPAT that has a Supporting Feature of “Supports with Exceptions” or “Not Supported” will be included on the Accessibility Roadmap. The roadmaps will describe the timelines by which these accessibility gaps will be remediated as well as recommendations regarding interim workarounds.

Vendor will provide revised Accessibility Roadmaps whenever revised VPATs are submitted.

# Accessibility Statement

In order to help [your campus name] effectively serve people with disabilities who will utilize the [application name], Vendor will publish an [Accessibility Statement](http://teachingcommons.cdl.edu/access/procurement_process/documents/ATIProductAccessibilityStatementRecommendations-v1.05.docx) that will be available in the application. The Accessibility Statement will include the accessibility status of the application and any known workarounds or special information that will help people with disabilities use the application to its full potential. The Accessibility Statement will also provide a means by which users can report any accessibility issues they encounter.

# Ongoing Product Remediation

Vendor agrees to continue its ongoing efforts to remediate remaining product accessibility gaps. Over the term of the contract, Vendor agrees to meet with CSU every [specify frequency] to demonstrate accessibility improvements.

In the event CSU determines Contractor’s remediation results are not satisfactory, CSU shall provide Contractor 30 days prior written notice of Contractor’s failure to comply with the [campus name and requirements (our example below)]. Contractor shall have 60 days to cure non-compliance.

CSU vendors would refer to requirements in CSU General Terms and Conditions, paragraph 45 which states:.

“Contractor warrants that it complies with California and federal disabilities laws and regulations. Contractor hereby warrants that the products or services to be provided under this contract comply with the accessibility requirements of Section 508 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794d), and its implementing regulations set forth at Title 36, Code of Federal Regulations, Part 1194. Contractor agrees to promptly respond to and resolve any complaint regarding accessibility of its products or services. Contractor further agrees to indemnify and hold harmless the CSU from

any claims arising out of its failure to comply with the aforesaid requirements. Failure to comply with these requirements shall constitute a material breach and be grounds for termination of this Contract.”