

2-101. Accessibility policy.

(1) Purpose. This policy contains scoping and technical requirements for information and communication technology (“ICT”) to ensure accessibility and usability by individuals with disabilities.

(2) Definitions. For the purpose of this section, terms defined in referenced documents and not defined in section 1-101 will have the meaning as defined in the referenced documents.

(3) Standards. (a) Revised 508 Standards. ICT that is procured, developed, maintained, or used by state agencies shall conform to the following standards: Revised 508 Standards, 36 C.F.R. 1194 (2018) [<https://www.govinfo.gov/content/pkg/CFR-2018-title36-vol3/xml/CFR-2018-title36-vol3-part1194.xml>].

For the State of Nebraska, the Revised 508 Standards referenced in this subsection are revised as follows:

(i) In E103.4, replace the definition of “Existing ICT” with the following: “*Existing ICT*. ICT that has been procured, maintained or used on or before November 14, 2020.”;

(ii) In E202.2, replace the existing language with the following: “*Legacy ICT*. Any component or portion of existing ICT that complies with an earlier standard adopted by the commission, and that has not been altered on or after November 14, 2020, shall not be required to be modified to conform to the Revised 508 Standards.”;

(iii) In E202.3, replace the existing language with the following: “*Public Safety Systems*. The Revised 508 Standards do not apply to any ICT operated by state agencies as part of a public safety system.”;

(iv) In E202.4, replace the existing language with the following: “*State Contracts*. ICT acquired by a contractor incidental to a contract shall not be required to conform to the Revised 508 Standards.”; and

(v) In E203.1, replace the existing language with the following: “*General*. Agencies shall ensure that all functionality of ICT is accessible to and usable by individuals with disabilities, either directly or by supporting the use of assistive technology, and shall comply with E203. In providing access to all functionality of ICT, agencies shall ensure the following: A. That state employees with disabilities have access to and use of information and data that is comparable to the access and use by state employees who are not individuals with disabilities; and B. That members of the public with disabilities who are seeking information or data from a state agency have access to and use of information and data that is comparable to that provided to members of the public who are not individuals with disabilities.”.

(b) Web and Mobile Accessibility. State agencies shall conform with the requirements contained in the following: 28 CFR Part 35 Subpart H—Web and Mobile Accessibility [<https://www.ecfr.gov/current/title-28/chapter-I/part-35/subpart-H>].

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History: Adopted on October 31, 2001. Amended on November 14, 2019, and July 11, 2025.

URL: <https://nirc.nebraska.gov/standards/2-101.pdf>