

DISABILITY LAW RESEARCH GUIDE

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Introduction and Purpose

Disability law covers a wide variety of issues. Most of these issues are covered under various federal statutes such as the ADA (Americans with Disabilities Act) and IDEA (Individuals with Disabilities Education Act). Under these statutes, individuals with disabilities are given protections and benefits.

This guide will give you a brief overview of the law in this area and outline the print and electronic resources available in the OCU Law Library. The guide will also mention freely available electronic resources. This guide should not be used as or substitute for legal advice.

Defining Disability Law

Disability law can be defined as the body of law that relates to individuals with impairments and their rights under certain federal and state statutes.

Disability Law Research

The resources you use to research a disability law issue will depend on the facts presented. For example, you will not use the same sources for a denial of public benefits case as for a housing discrimination case. If you are not familiar with this area of the law, you may need to start with a secondary source that gives you general background information.

NOTE: Remember to check the coverage of any research source you use.

OCU Resources

Below is a sample list of materials you may find helpful when researching an election law issue. These resources are available electronically or at the Oklahoma City University Law Library. This list is not all-inclusive.

Secondary Materials

***Note-Check each title for specific holdings and availability.**

Treatises/Casebooks

Generally, treatises give researchers a broad overview about a topic or area of the law. Casebooks can also provide background information but their target audience is students rather than practitioners.

1. *Disability law and policy: a collective vision* / American Bar Association Commission on Mental and Physical Disability Law; John W. Parry, director; James Carr, chair at [KF480 .D57 1999](#).
2. *Disability law compliance manual* / by Gary Marks is available electronically via the subscription database [Westlaw](#).
3. Employment law reference books multibase is available electronically via the subscription database [Westlaw](#).
4. *Disability law deskbook: the Americans with Disabilities Act in the workplace* / Michael Faillace at [KF3469.A75 F34 2000](#) and is available electronically via the subscription database [Westlaw](#).
5. *Disability law in the United States: a legislative history of the Americans with Disabilities Act of 1990, Public Law 101-336* / [compiled] by Bernard D. Reams, Jr., Peter J. McGovern, Jon S. Schultz is available electronically via the subscription database [HeinOnline](#).
6. *Mental disability law: a primer* is available electronically via the subscription database [Westlaw](#).
7. *The evolution of mental health law* / edited by Lynda E. Frost, Richard J. Bonnie at [KF3828 .E94 2001](#).
8. *Mental disability law: civil and criminal* / Michael L. Perlin at [KF480 .P478 1998](#)
9. *Explorations on law and disability in Australia* / editors, Melinda Jones, Lee Ann Bassar Marks at [KU518.A67 E97 2000](#).
10. *The law of disability discrimination handbook: statutes and regulatory guidance* / by Ruth Colker, Bonnie Poitras Tucker at [KF480 .C652 1999](#).
11. *Handbook on disability discrimination law* / John Parry at [KF480.Z9 P38 2003](#).
12. *Handbook on mental disability law* / John Parry, F. Philips Gilliam at [KF480.Z9 P38 2002](#).
13. *Disability law compliance manual* / Gary S. Marx, Gary G. Goldberger at [KF480 .M37 1991](#).
14. *Federal disability law in a nutshell* / by Bonnie Poitras Tucker at [KF480.Z9 T83 1998](#).

15. *Disability discrimination law, evidence and testimony: a comprehensive reference manual for lawyers, judges and disability professionals* / John Parry at [KF3469 .P37 2008](#).
16. *Law, rights, and disability* / edited by Jeremy Cooper is available electronically via [EBRARY](#).
17. *Disability harassment* / Mark C. Weber at [KF480 .W43 2007](#).
18. *Employment, disability, and the Americans with Disabilities Act: issues in law, public policy, and research* / edited by Peter David Blanck at [KF3469 .E48 2000](#).
19. *Critical disability theory: essays in philosophy, politics, policy, and law* / edited by Dianne Pothier and Richard Devlin at [HV1559.C3 C747 2006](#).
20. *Social security and SSI disability* / co-chairs, Carolyn A. Kubitschek, Barbara Samuels at [KF3650 .S63 1999](#).
21. *Counseling professionals on disability insurance: with sample agreements and drafting notes* / Jane Ann Schiltz at [KF1189 .S34 1997](#).
22. *Medical proof of social security disability* / Ann G. Hirschman at [KF3649 .H57 2000](#).
23. *Disability discrimination and the workplace* / Peter A. Susser at [KF3469.Z95 S87 2005](#).
24. *The disability pendulum: the first decade of the Americans with Disabilities Act* / Ruth Colker at [KF480 .C648 2005](#).
25. *Social security law* / by Margaret C. Jasper at [KF210.S66 J37 2004](#).
26. *Competence in the law: from legal theory to clinical application* / Michael L. Perlin ... [et al.] at [KF9242 .C66 2008](#).
27. *Americans with Disabilities Act* / by Margaret C. Jasper at [KF210.A33 J37 2008](#).

Journals/Law Reviews

Journal and law review articles offer another research opportunity because often the authors will present in-depth analysis about a particular issue and include useful citations.

1. *Mental and physical disability law reporter* is available from 1984 until 1997 in the library's periodicals wing and electronically via the subscription database [HeinOnline](#).

2. *West's social security disability practice* is available from 1997 until 2006 at [KF3649 .S58 date](#).

3. *Social security handbook* is available at [HD7091.U5 S5 date](#) (1969, 1993, 1997, 2001).

4. *Mental disability law reporter* is available from 1979 until 1983 in the library's periodicals wing and 1976 until 1983 electronically via the subscription database [HeinOnline](#).

Primary Materials

***Note-Check each title for specific holdings and availability.**

The materials listed below are primary federal and state legal authority.

Federal Statutory Materials

1. *U.S.C.* (U.S. Code) is available in the library at [KF62 1958 .A2](#) and electronically via various Web sites such as <http://www.law.cornell.edu/uscode/> and <http://uscode.house.gov/>.

2. *U.S.C.A.* (U.S. Code Annotated) is available in the library at [KF62.5 .W45](#) and electronically via the subscription database Westlaw.

3. *U.S.C.S.* (U.S. Code Service) is available in the library at [KF48 .U54](#) and electronically via the subscription database Lexis-Nexis.

Federal Administrative Materials

1. *C.F.R.* (Code of Federal Regulations) is available in print at [KF70 .A3 date](#) and electronically via the subscription databases Lexis-Nexis and Westlaw. The publication is also freely available via the government Web site <http://www.gpoaccess.gov/cfr/index.html>.

2. *Federal Register* is available in print at [KF 70 .A2 date](#) and electronically via the subscription databases Lexis-Nexis and Westlaw. The publication is also freely available via the government Web site <http://origin.www.gpoaccess.gov/fr/>.

Federal Case Law

1. *U.S. Reports* are available at [KF101 .U54](#) and via the subscription database Hein Online.

2. *Supreme Court Reporter* is available at [KF101 .W4](#) and via the subscription database Westlaw.

3. *U.S. Supreme Court Reports, Lawyers' Edition* are available at [KF101 .U58](#) and via the subscription database Lexis-Nexis.

4. *Federal Reporter 1st, 2d, 3d* is available at [KF105 .F4](#) and via the subscription databases Westlaw and Lexis-Nexis.

5. *Federal Supplement 1st and 2d* is available at [KF120 .F42](#) and via the subscription databases Westlaw and Lexis-Nexis.

State Materials

1. *Oklahoma Statutes* are available in the library at [KFO1230 .O5](#), electronically via the subscription databases Westlaw and Lexis-Nexis, and freely available via <http://www.oscn.net>.

2. *Oklahoma Statutes Annotated* are available in the library at [KFO1230 .O52](#) and electronically via the subscription databases Westlaw and Lexis-Nexis.

3. *Oklahoma Administrative Code* is available in the library at [KFO1235 2001 .A22](#), electronically via the subscription databases Westlaw and Lexis-Nexis, and freely available via <http://www.sos.state.ok.us/>.

Subscription Databases

***Note-You need an individual login and password to access this resource.**

1. Westlaw has a social security tab that has all of the relevant information in one place. You can find materials such as federal and state cases, federal statutes, federal regulations, administrative materials, vocational materials, and secondary sources there.

2. LexisNexis contains a special social security disability tab with administrative materials, secondary materials, news, and directories.

Freely Available Resources

These resources are available through the Internet and can provide useful information about various aspects of disability law.

Federal

1. <http://www.disabilityinfo.gov/> -This government sponsored portal has easy navigation for disabled individuals about available government resources.

2. <http://www.ssa.gov/disability/> -Social Security offers information and links to individuals with disabilities.

3. <http://www.eeoc.gov/types/ada.html> -Information from the EEOC about discrimination based on disability.

4. <http://www.census.gov/hhes/www/disability/disability.html> -The Census Bureau has facts and figures about disabled individuals in the U.S.

5. <http://www.cdc.gov/ncbddd/disabilities.htm> -The Centers for Disease Control provide information and links about disease and disability prevention.

6. <http://www.ada.gov/> -The federal government's portal for information about the Americans with Disabilities Act.

7. <http://www.ncd.gov/> -The National Council on Disability gives advice and input to the Executive and Legislative Branches about disability issues.

State

1. <http://www.okrehab.org/> -The Web site of the Oklahoma Department of Rehabilitation Services.

2. <http://www.odc.ok.gov/> -Oklahoma's portal for disability issues.

3. http://www.okc.gov/council/disability_concerns/index.html -Oklahoma City Mayor's Office of Disability Concerns.

4. <http://www.ok-ahead.org/> -Oklahoma Association on Higher Education and Disability.

Nongovernmental organizations

1. <http://www.who.int/topics/disabilities/en/> -The United National World Health Organization has a Web site with information and resources for disabled individuals around the world.

2. <http://www.nod.org/> -National Organization on Disability.

3. <http://www.miusa.org/> -Mobility International is an organization that sponsors international exchanges for individuals with disabilities.

4. <http://www.section508.gov/index.cfm?fuseaction=content&id=81> -A government portal that focuses on Section 508 which mandates that all information technology used by federal agencies be accessible to individuals with disabilities.

Blogs

1. http://abajournal.com/blawgs/oklahoma_social_security_disability_blog/ -Blog about Oklahoma Social Security Disability law.

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