

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass with Amendments to the A-Eng. Measure (Printed B-Eng.)

Vote: 4 - 1 - 0

Yeas: Atkinson, Burdick, Metsger, Devlin

Nays: Ferrioli

Exc.: -

Prepared By: Erin Seiler, Administrator

Meeting Dates: 6/15

WHAT THE MEASURE DOES: Requires that transient lodging facilities with 175 or more units to provide lift system for person with disabilities to access bed, toilet, shower, and bathtub. Applies to newly constructed facilities or facilities remodeled, renovated, or reconstructed in a manner that affect the usability of the facility, after the effective date of this 2009Act. Exempts cosmetic changes from definition of usability of a facility. Limits liability of owner of lodging facility. Removes requirement that “lift system” have an integrated seat and multiple degrees of recline and leg evaluations. Makes it an unlawful trade practice if failure to comply with providing a lift requirement.

ISSUES DISCUSSED:

- Provisions of the measure
- Importance of ensuring mobility in public locations
- Ability to maintain day-to-day functions of life
- Increasing utilization of mobility assistance devices

EFFECT OF COMMITTEE AMENDMENT: Makes it an “unlawful trade practice” if failure to provide lift accommodation. Removes requirement that “lift system” have an integrated seat and multiple degrees of recline and leg evaluations. Exempts cosmetic changes from definition of usability of a facility.

BACKGROUND: Current statute (ORS 659.103A) states that it is the public policy of Oregon to guarantee persons with disabilities the fullest possible participation in the social and economic life of the state, to engage in remunerative employment, to use and enjoy places of public accommodation, resort or amusement, to participate in and receive the benefits of the services, programs and activities of state government and to secure housing accommodations of their choice, without discrimination. Additionally, state policy is to protect these rights the right to use and enjoy places of public accommodation, resort or amusement, to participate in and receive the benefits of the services, programs and activities of state government and to purchase or rent property without discrimination because of disability.

In 2000, the University of California’s Disability Statistics Center issued a report stating that almost seven million community-based Americans use some form of assistive device; almost two million of those use wheelchairs or scooters while the balance use canes, walkers or crutches. Almost one-third of mobility device users require assistance from another person with the daily activities of living. Individuals, who are required to use a wheelchair or have limited control over their body, often require a manual, electronic or lift on a track system to facilitate movement within their home.

House Bill 2600-B requires a manual, electronic or track system lift to be available in at least one room at a hotel or motel with over 175 rooms.

6/18/2009 9:19:00 AM

This summary has not been adopted or officially endorsed by action of the committee.