

A-Engrossed
House Bill 2600

Ordered by the House June 4
Including House Amendments dated June 4

Sponsored by Representatives CLEM, GREENLICK; Representative TOMEI

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires transient lodging facilities with [50] **175** or more units to provide lift system for persons with disabilities to access bed, toilet and shower or bath.

Applies to newly constructed facilities and to facilities [*with change in usability of facility*] **altered in specified manner.**

A BILL FOR AN ACT

1
2 Relating to transient lodging for persons with disabilities.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS 659A.100 to**
5 **659A.145.**

6 **SECTION 2. (1) As used in this section:**

7 (a) "Lift system" means a system that:

8 (A) Has an integrated seat and multiple degrees of recline and leg elevation;

9 (B) May be used to transfer a person to a bed, toilet, shower or bathtub, but does not
10 provide the person with independent mobility;

11 (C) May be a manual lift, an electronic lift or a lift that uses a track system; and

12 (D) May require operation by an assistant.

13 (b) "Transient lodging" means a unit consisting of a room or suite of rooms that:

14 (A) Is not occupied as a principal residence;

15 (B) Is typically occupied for periods of fewer than 30 consecutive days; and

16 (C) Includes services that are part of the regularly charged cost of occupancy, including
17 maid and linen services.

18 (2) A transient lodging provider shall ensure that at least one room or suite of rooms of
19 the transient lodging facility has a lift system or multiple lift systems that enable a person
20 with a disability to access the following in the room or suite of rooms occupied by the person
21 with a disability:

22 (a) A bed;

23 (b) A toilet; and

24 (c) A shower or bathtub.

25 (3) A lift system shall be made available by a transient lodging provider at no cost to a
26 person with a disability, but the person is responsible for providing:

27 (a) The person's own sling or other personal equipment that is required to use the lift

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 system; and

2 (b) Any assistant necessary for the operation of the lift system.

3 (4) A transient lodging provider is not liable for any injury caused by the use of a lift
4 system, unless the injury is caused by the gross negligence or recklessness of the provider
5 in relation to the provision and maintenance of the lift system.

6 (5) The requirements of this section apply only to transient lodging facilities that:

7 (a) Consist of 175 or more rooms or suites of rooms; and

8 (b) Are newly constructed or that are altered in a manner that affects or could affect the
9 usability of the facility in a manner that requires the facility to be in compliance with the
10 accessibility standards established by the Americans with Disabilities Act of 1990.

11 **SECTION 3.** Section 2 of this 2009 Act applies to transient lodging facilities that, follow-
12 ing the construction or alteration described in section 2 (5) of this 2009 Act, are first avail-
13 able for occupancy on or after the effective date of this 2009 Act.

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