

Senate Bill 316

Sponsored by Senator HANSELL (Presession filed.)

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 **as introduced**.

Requires that state building code include provisions requiring installation of diaper changing station at place of public accommodation that undergoes new construction of public restroom.

A BILL FOR AN ACT

1
2 Relating to diaper changing stations.

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

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 455.**

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

6 (a) "New construction" means:

7 (A) The construction of a new restroom, whether or not in conjunction with other con-
8 struction; or

9 (B) The renovation of a restroom, if the renovation has a cost of \$10,000 or more.

10 (b) "Place of public accommodation" has the meaning given that term in ORS 659A.400.

11 (c) "Public restroom" means a restroom that is provided for routine use by visitors to a
12 place of public accommodation, whether or not also used by nonvisitors.

13 (2) The Director of the Department of Consumer and Business Services shall ensure that
14 the state building code includes provisions regarding the installation of diaper changing
15 stations at a place of public accommodation that undergoes new construction of a public
16 restroom. The provisions shall include, but need not be limited to, requirements:

17 (a) That one or more public restrooms at the place of public accommodation have a
18 diaper changing station; and

19 (b) That diaper changing stations at the place of public accommodation be provided to
20 or accessible by both genders on an equal basis.

21 (3) Notwithstanding subsection (2) of this section, a building official or inspector, both
22 as defined in ORS 455.715, who is employed by the Department of Consumer and Business
23 Services or by a municipality carrying out a building inspection program under ORS 455.148
24 or 455.150 may exempt a place of public accommodation from installing one or more diaper
25 changing stations if the building official or inspector concludes that the installation:

26 (a) Would violate other state building code requirements; or

27 (b) Would interfere with access to a public restroom by persons with disabilities.

28 (4) The director shall, by rule, exempt from subsection (2) of this section places of public
29 accommodation that may not allow the presence of a person under 18 years of age.
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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.