

SB83 INTRODUCED



1 SB83
2 QJMP454-1
3 By Senator Orr
4 RFD: Finance and Taxation Education
5 First Read: 04-Feb-25



SYNOPSIS:

This bill would require public entities to install and maintain powered, height-adjustable, adult-size changing tables accessible to both males and females in newly constructed or renovated public buildings.

This bill would provide for grant award payments to public entities with preexisting public restrooms, subject to appropriation.

This bill would also encourage the installation and maintenance of adult-size changing tables in private sector facilities across the state.

A BILL
TO BE ENTITLED
AN ACT

Relating to public buildings; to provide requirements for the installation and maintenance of powered, height-adjustable, adult-size changing tables in public bathrooms under certain circumstances; to provide grant award payments to public entities with preexisting public facilities; and to encourage the installation of adult-size changing tables in private sector facilities.



SB83 INTRODUCED

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. For the purposes of this act, the following terms have the following meanings:

(1) PUBLIC BUILDING. A building or appurtenance to a building designed for public access and maintained for the public benefit through the use of state or local government funds.

(2) PUBLIC ENTITY. Has the same meaning as defined in 42 U.S.C. § 12131.

(3) RESPONSIBLE AUTHORITY. An organization, office, or individual responsible for enforcing code requirements or approving equipment, materials, installations, or procedures.

Section 2. (a) Beginning January 1, 2028, a public entity that constructs a new public restroom accessible to both men and women in a public building, or that totally renovates an existing public restroom that is accessible to both men and women in a public building, shall do all of the following:

(1) Ensure that one or more of the public restrooms has a powered, height-adjustable, adult-size changing table that is capable of serving both a baby and an adult.

(2) Provide signage indicating the location of the public restroom with the changing table.

(3) Revise any existing central directory or map identifying the location of offices, restrooms, and other facilities to indicate the location of the public restroom with the changing table.

(4) Maintain, repair, and replace each changing table



SB83 INTRODUCED

as necessary to ensure safety and ease of use.

(5) Clean each changing table with the same frequency as the public restrooms located within the facility.

(6) Provide sufficient clear floor space in the installation of adult-size changing tables to comply with the requirements of the 2010 Americans with Disabilities Act standards for accessible design prescribed in 28 C.F.R. § 35.151 and 36 C.F.R. Part 1191, appendices B and D.

(b) Except as otherwise provided in subsection (c), this section only applies to new construction and to a total renovation of a restroom for which a permit has been obtained, for which the cost of renovation is at least five hundred thousand dollars (\$500,000), and that totally removes all nonstructural interior walls, floor and ceiling finishes, mechanical systems, electrical systems, and plumbing fixtures and supply and waste lines. If a public building operated by a public entity is in compliance with the requirements of this section at the time of new construction or renovation, additional changing tables are not required.

(c) The responsible authority may grant an exemption from the requirements of this section if the responsible authority determines that any of the following apply:

(1) The installation would not be feasible.

(2) The installation would result in a failure to comply with the 2010 Americans with Disabilities Act standards for access for persons with disabilities.

(3) The installation would threaten or destroy the historic significance of a historic property.



SB83 INTRODUCED

85 (4) The public building is not frequented by the
86 public.

87 (d) This section does not establish a private right of
88 action.

89 Section 3. (a) Subject to appropriation by the
90 Legislature, funds shall be appropriated to eligible public
91 entities for the installation of powered, height-adjustable,
92 adult-size changing tables in preexisting public restrooms.

93 (b) In awarding grants, the Legislature shall
94 prioritize geographical diversity and higher traffic
95 facilities. Applicants for grants must be public entities
96 located in this state. The award must be used for facilities
97 that are open to the public and accessible to both men and
98 women.

99 Section 4. The Legislature encourages the private
100 sector, when totally renovating building facilities and when
101 constructing new restrooms, to install and maintain powered,
102 height-adjustable, adult-size changing tables in restrooms
103 open to the public and accessible to both men and women.

104 Section 5. This act shall become effective on October
105 1, 2025.