

### 115TH CONGRESS 1ST SESSION

# H.R. 1174

## AN ACT

To provide a lactation room in public buildings.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,

### 1 SECTION 1. SHORT TITLE.

- This Act may be cited as the "Fairness For
- 3 Breastfeeding Mothers Act of 2017".
- 4 SEC. 2. LACTATION ROOM IN PUBLIC BUILDINGS.
- 5 (a) Lactation Room in Public Buildings.—
- 6 Chapter 33 of title 40, United States Code, is amended
- 7 by adding at the end the following new section:
- 8 "§ 3318. Lactation room in public buildings
- 9 "(a) Definitions.—In this section:
- 10 "(1) APPROPRIATE AUTHORITY.—The term 'ap-
- propriate authority' means the head of a Federal
- agency, the Architect of the Capitol, or other official
- authority responsible for the operation of a public
- building.
- 15 "(2) COVERED PUBLIC BUILDING.—The term
- 16 'covered public building' means a public building (as
- defined in section 3301) that is open to the public
- and contains a public restroom, and includes a build-
- ing listed in section 6301 or 5101.
- 20 "(3) Lactation room.—The term 'lactation
- 21 room' means a hygienic place, other than a bath-
- room, that—
- 23 "(A) is shielded from view;
- 24 "(B) is free from intrusion; and

1	"(C) contains a chair, a working surface,				
2	and, if the public building is otherwise supplied				
3	with electricity, an electrical outlet.				
4	"(b) Lactation Room Required.—Except as pro				
5	vided in subsection (c), the appropriate authority of a cov				
6	ered public building shall ensure that the building contain				
7	a lactation room that is made available for use by mem				
8	bers of the public to express breast milk.				
9	"(c) Exceptions.—A covered public building may be				
10	excluded from the requirement in subsection (b) at the dis				
11	cretion of the appropriate authority if—				
12	"(1) the public building—				
13	"(A) does not contain a lactation room for				
14	employees who work in the building; and				
15	"(B) does not have a room that could be				
16	repurposed as a lactation room or a space tha				
17	could be made private using portable materials				
18	at a reasonable cost; or				
19	"(2) new construction would be required to cre-				
20	ate a lactation room in the public building and the				
21	cost of such construction is unfeasible.				
22	"(d) No Unauthorized Entry.—Nothing in this				
23	section shall be construed to authorize an individual to				
24	enter a public building or portion thereof that the indi				
25	vidual is not otherwise authorized to enter"				

- 1 (b) CLERICAL AMENDMENT.—The table of sections
- 2 at the beginning of chapter 33 of title 40, United States
- 3 Code, is amended by inserting after the item related to
- 4 section 3316 the following new item:

"3318. Lactation room in public buildings.".

- 5 (c) Effective Date.—The amendments made by
- 6 this section shall take effect 1 year after the date of the
- 7 enactment of this Act.

Passed the House of Representatives March 7, 2017.

Attest:

Clerk.

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