

SB3880



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3880

Introduced 2/14/2020, by Sen. Sue Rezin

SYNOPSIS AS INTRODUCED:

410 ILCS 35/18

Amends the Equitable Restrooms Act. Provides that the amendatory Act may be referred to as Sami's Law. Requires every public building with restrooms open and accessible to the public to have an adult changing station for persons with disabilities.

LRB101 19770 CPF 70230 b

A BILL FOR

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be referred to as
5 Sami's Law.

6 Section 5. The Equitable Restrooms Act is amended by
7 changing Section 18 as follows:

8 (410 ILCS 35/18)

9 Sec. 18. Baby changing stations; adult changing stations
10 for persons with disabilities.

11 (a) As used in this Section:

12 "Public building" means:

13 (1) a place of public accommodation, as that term is
14 defined in Section 10;

15 (2) a State building open to the public;

16 (3) a retail store of more than 5,000 square feet that
17 contains a restroom open to the public; or

18 (4) a restaurant that meets the following criteria: (A)
19 the restaurant has an occupancy of at least 60 persons, as
20 determined by the local fire department, fire protection
21 district, building permitting entity, or building
22 inspector; (B) the restaurant contains a restroom that is

1 open to the public; and (C) the restaurant's entrance is
2 not within 300 feet of a centrally located facility with a
3 baby diaper changing station and adult changing station for
4 persons with disabilities that is open to the public.

5 "Restaurant" means a business having sales of ready-to-eat
6 food for immediate consumption comprising at least 51% of the
7 total sales, excluding the sale of liquor.

8 (b) Every public building with restrooms open and
9 accessible to the public shall have:

10 (1) at least one safe, sanitary, convenient, and
11 publicly accessible baby diaper changing station and adult
12 changing station for persons with disabilities that are ~~is~~
13 accessible to women entering a restroom provided for use by
14 women and at least one safe, sanitary, convenient, and
15 publicly accessible baby diaper changing station and adult
16 changing station for persons with disabilities that are ~~is~~
17 accessible to men entering a restroom provided for use by
18 men; or

19 (2) at least one safe, sanitary, convenient, and
20 publicly accessible baby diaper changing station and adult
21 changing station for persons with disabilities that are ~~is~~
22 accessible to both men and women.

23 This requirement is in addition to any accommodations that
24 may be made for individuals in accordance with any local,
25 State, or federal laws regarding access for persons with
26 disabilities and to existing fire, health, and safety codes or

1 standards.

2 (c) Subsection (b) does not apply to the following:

3 (1) An industrial building, nightclub, or bar that does
4 not permit anyone who is under 18 years of age to enter the
5 premises.

6 (2) A restroom located in a health facility, if the
7 restroom is intended for the use of one patient or resident
8 at a time.

9 (3) A renovation, if a local building permitting entity
10 or building inspector determines that the installation of a
11 baby diaper changing station or adult changing station for
12 persons with disabilities is not feasible or would result
13 in a failure to comply with applicable building standards
14 governing the right of access for persons with
15 disabilities. The permitting entity or building inspector
16 may grant an exemption from the requirements of this
17 subsection under those circumstances.

18 (d) A public restroom that is open and accessible to the
19 public and includes a baby diaper changing station and adult
20 changing station for persons with disabilities shall include
21 signage at or near the entrance to the baby changing station
22 and adult changing station for persons with disabilities
23 indicating the location of the baby diaper changing station and
24 adult changing station for persons with disabilities.

25 (e) This Section shall not be enforceable by a private
26 right of action.

1 (Source: P.A. 101-293, eff. 1-1-20; 101-602, eff. 1-1-20.)