

CHAPTER 333
HB 628-FN - FINAL VERSION

19Mar2019... 0929h
05/23/2019 2034s
27Jun2019... 2561-CofC
27Jun2019... 2662-EBA

2019 SESSION

19-0502
01/10

HOUSE BILL ***628-FN***

AN ACT relative to universal changing stations in certain places of public accommodation.

SPONSORS: Rep. Le, Rock. 31; Rep. McBeath, Rock. 26; Rep. Chase, Straf. 18; Rep. Berch, Ches. 1

COMMITTEE: Commerce and Consumer Affairs

AMENDED ANALYSIS

This bill requires universal changing stations for use by persons with physical disabilities to be installed in places with the capacity to serve 1,500 or more persons per day. The bill includes a contingent repeal of the statutory requirement if the building code review board includes the requirement in the state building code.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struckthrough.]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Nineteen

AN ACT relative to universal changing stations in certain places of public accommodation.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 333:1 New Subdivision; Universal Changing Stations. Amend RSA 155 by inserting after
2 section 78 the following new subdivision:

Universal Changing Stations

4 155:79 Definitions. In this subdivision:

5 I. "Physical disability" means a condition of physical incapacitation due to a developmental
6 disability, organic brain damage, or mental illness or one or more physical or mental limitations that
7 restricts a person's ability to perform the normal activities of daily living.

8 II. "Public building or facility" means any establishment with the capacity to serve 1,500 or
9 more persons per day, including, but not limited to, places of exhibition or entertainment, including
10 movie theaters, theaters, concert halls, sports arenas, and stadiums; shopping centers, shopping
11 malls, or stores of at least 40,000 square feet; places of public display or collection, including
12 museums, libraries, and galleries; places of recreation, including parks, zoos, and amusement parks;
13 airports; bus stations; Interstate rest stops; places of education; hospitals; and rehabilitation centers.

14 III. "Universal changing station" means an enclosed family or assisted-use toilet facility
15 containing a powered height adjustable adult changing table that is either floor or wall mounted
16 with a safety rail and can be used by a person of either sex, with his or her care provider, for
17 personal hygiene purposes.

18 155:80 Universal Changing Station Required.

19 I. A person, private firm, organization, corporation, or state government that operates a
20 public building or facility shall install and maintain at least one universal changing station in a
21 family restroom facility for persons of either sex who have a physical disability.

22 II.(a) The universal changing station shall measure at least 8 feet by 10 feet and per
23 Americans with Disabilities Act governance and rules, adequate space for an electronic/full adult-
24 sized wheelchair to maneuver; be equipped with a powered, height adjustable adult changing table, a
25 waste receptacle, a toilet, a lavatory, a soap dispenser, and a paper towel dispenser; and comply with
26 current Americans with Disabilities Act accessibility standards.

27 (b) The powered, height adjustable adult changing table in the universal changing
28 station shall:

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1 (1) Be able to lower to a height of no less than 8 inches and raise to height of no less
2 than 34 inches.

3 (2) Be at least 25 inches wide by 72 inches in length.

4 (3) Support up to at least 350 pounds.

5 (c) The entrance to each universal changing station in the family restroom facility shall
6 have accessible signage indicating the location of the changing station, and, if the building or venue
7 has a central directory, the owner shall ensure that the central directory indicates the location of the
8 universal changing station.

9 III. This subdivision shall apply to any public building or facility that is open to the public
10 and is built on or after January 1, 2021.

11 333:2 Repeal. The subdivision heading preceeding RSA 155:79 and RSA 155:79 and RSA
12 155:80, relative to universal changing stations in certain places of public accommodation, are
13 repealed.

14 333:3 Contingency. Section 2 of this act shall take effect on the date that the chairperson of the
15 building code review board certifies to the director of the office of legislative services that pursuant
16 to RSA 155-A:10, V, the state building code review board has adopted, and the legislature has
17 ratified, a rule to amend the state building code that incorporates the requirements of RSA 155:79
18 and RSA 155:80. If the board does not adopt such a rule, or such a rule is not ratified by the
19 legislature, section 2 of this act shall not take effect.

20 333:4 Effective Date.

21 I. Section 2 of this act shall take effect as provided in section 3 of this act.

22 II. The remainder of this act shall take effect January 1, 2020.

Approved: August 16, 2019

Effective Date:

I. Section 2 shall take effect as provided in section 3.

II. Remainder shall take effect January 1, 2020.