

1 1. THE INDIVIDUAL REQUESTING THE USE OF THE EMPLOYEE TOILET FACILITY
2 HAS AN ELIGIBLE MEDICAL CONDITION OR UTILIZES AN OSTOMY DEVICE, PROVIDED
3 THAT THE PLACE OF BUSINESS MAY REQUIRE THE INDIVIDUAL TO PRESENT REASON-
4 ABLE EVIDENCE THAT THE INDIVIDUAL HAS AN ELIGIBLE MEDICAL CONDITION OR
5 USES AN OSTOMY DEVICE;

6 2. TWO OR MORE EMPLOYEES OF THE PLACE OF BUSINESS ARE WORKING AT THE
7 TIME THE INDIVIDUAL REQUESTS USE OF THE EMPLOYEE TOILET FACILITY;

8 3. THE EMPLOYEE TOILET FACILITY IS NOT LOCATED IN AN AREA WHERE
9 PROVIDING ACCESS WOULD CREATE AN OBVIOUS HEALTH OR SAFETY RISK TO THE
10 REQUESTING INDIVIDUAL OR CREATE AN OBVIOUS SECURITY RISK TO THE PLACE OF
11 BUSINESS;

12 4. USE OF THE TOILET FACILITY WOULD NOT CREATE AN OBVIOUS HEALTH OR
13 SAFETY RISK TO THE REQUESTING INDIVIDUAL; AND

14 5. A PUBLIC RESTROOM IS NOT IMMEDIATELY ACCESSIBLE TO THE REQUESTING
15 INDIVIDUAL.

16 S 1902. REQUIRED CHANGES. NOTHING IN SECTION NINETEEN HUNDRED ONE OF
17 THIS ARTICLE SHALL BE CONSTRUED AS REQUIRING A PLACE OF BUSINESS OPEN TO
18 THE GENERAL PUBLIC FOR THE SALE OF GOODS OR SERVICES THAT HAS A TOILET
19 FACILITY FOR ITS EMPLOYEES TO MAKE ANY PHYSICAL CHANGES TO AN EMPLOYEE
20 TOILET FACILITY.

21 S 3. This act shall take effect on the one hundred twentieth day after
22 it shall become law, provided that effective immediately, the addition,
23 amendment and/or repeal of any rule or regulation necessary for the
24 implementation of this act on its effective date are authorized and
25 directed to be made and completed on or before such effective date.