STATE OF NEW YORK

8373--B

2023-2024 Regular Sessions

IN ASSEMBLY

December 13, 2023

Introduced by M. of A. BURDICK, LEVENBERG, SEAWRIGHT, SLATER, SHIMSKY -- read once and referred to the Committee on Governmental Operations -- recommitted to the Committee on Governmental Operations in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the civil rights law and the public buildings law, in relation to enacting the "traveling with dignity act"

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Short title. This act shall be known and may be cited as the "traveling with dignity act".

§ 2. The civil rights law is amended by adding a new section 79-r to read as follows:

§ 79-r. Adult changing accommodations. 1. As used in this section, the following terms shall have the following meanings:

(a) "Adult changing accommodation" means a height-adjustable adult changing table that is for use by persons with disabilities who need help with diapering.

(b) "Covered facility" means a commercial place of public amusement, including auditoriums, theatres, convention centers, exhibition halls, permanent amusement parks, and sports arenas, for which the maximum occupancy is determined to be two thousand five hundred or more people.

(c) "Disability" shall have the same meaning as provided for in subdivision twenty-one of section two hundred ninety-two of the executive law.

2. All single-occupancy bathrooms located in covered facilities shall install and maintain at least one adult changing accommodation for persons with a physical disability that is accessible to individuals of any gender when the facility is open to the public, and shall ensure

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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that such bathroom shall be clearly designated by the posting of such on or near the entry door of each bathroom, provided that:

(a) Covered facilities newly constructed on or after January first, two thousand twenty-five shall comply with the provisions of this section at the time of construction;

(b) Existing covered facilities renovated on or after January first, two thousand twenty-five, shall comply with the provisions of this section at the time of renovation; and

(c) Any other existing covered facility shall comply with the provisions of this section no later than January first, two thousand thirty-two.

3. The commissioner of the office of general services, in collaboration with the chief disability officer, shall promulgate regulations in order to effectuate the requirements of this section, including, but not limited to, specifications regarding the dimensions of such adult changing accommodations.

§ 3. The public buildings law is amended by adding a new section 148 to read as follows:

§ 148. Adult changing accommodations. 1. As used in this section:

(a) "state agency" means any state department, office, board, bureau, commission, agency, or any public authority or public benefit corporation at least one of whose members is appointed by the governor;

(b) "state-owned building" means any building owned by a state agency used for official state business;

(c) "single-occupancy bathroom" means a bathroom intended for use by no more than one occupant at a time or for family or assisted use and which has a door for entry into and egress from the bathroom that may be locked by the occupant to ensure privacy and security; and

(d) "adult changing accommodation" means a height-adjustable adult changing table that is for use by persons with disabilities who need help with diapering.

2. Each state agency shall ensure that all state-owned buildings determined by the commissioner of the office of general services to be open to the public shall have at least one single-occupancy bathroom in such building with an adult changing accommodation by January first, two thousand twenty-eight.

3. The commissioner of the office of general services, in collaboration with the chief disability officer, shall promulgate regulations in order to effectuate the requirements of this section, including, but not limited to, specifications regarding the dimensions of such adult changing accommodations.

§ 4. This act shall take effect immediately.