STATE OF NEW YORK

3218

2023-2024 Regular Sessions

IN SENATE

January 30, 2023

Introduced by Sen. CLEARE -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the civil rights law, in relation to diaper changing accommodations in certain buildings

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

Section 1. The civil rights law is amended by adding a new section 79-r to read as follows:

§ 79-r. Diaper changing accommodations. 1. Any public building that installs a baby diaper changing accommodation in a restroom shall ensure that the accommodation is equally available or provided regardless of the gender for which the restroom is designed.

2. The provisions of subdivision one of this section shall apply:

(a) to restrooms constructed on or after the effective date of this section;

(b) to restrooms existing on or before the effective date of this section which undergo substantial renovation; and

(c) to the extent that the provisions of subdivision one of this section may be implemented in compliance with local, state, and federal laws regarding access for persons with disabilities and with existing fire, health, and safety standards.

3. As used in this section, "substantial renovation" means a construction or renovation project requiring a building permit with an estimated cost of ten thousand dollars or more.

§ 2. This act shall take effect immediately.

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

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