

# 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:

1 Section 1. The civil rights law is amended by adding a new section  
2 79-r to read as follows:

3 § 79-r. Diaper changing accommodations. 1. Any public building that  
4 installs a baby diaper changing accommodation in a restroom shall ensure  
5 that the accommodation is equally available or provided regardless of  
6 the gender for which the restroom is designed.

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

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

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

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

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

19 § 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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