



Rep. Delia C. Ramirez

## Adopted in House on Oct 29, 2019

10100HB0597ham001

LRB101 03545 CPF 64040 a

1 AMENDMENT TO HOUSE BILL 597

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 597 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Equitable Restrooms Act is amended by  
5 changing Section 18 as follows:

6 (410 ILCS 35/18)

7 (This Section may contain text from a Public Act with a  
8 delayed effective date)

9 Sec. 18. Baby changing stations.

10 (a) As used in this Section:

11 "Public building" means:

12 (1) a place of public accommodation, as that term is  
13 defined in Section 10;

14 (2) a State building open to the public;

15 (3) a retail store of more than 5,000 square feet that  
16 contains a restroom open to the public; or

1 (4) a restaurant that meets the following criteria: (A)  
2 the restaurant has an occupancy of at least 60 persons, as  
3 determined by the local fire department, fire protection  
4 district, building permitting entity, or building  
5 inspector ~~State Fire Marshal~~; (B) the restaurant contains a  
6 restroom that is open to the public; and (C) the  
7 restaurant's entrance is not within 300 feet of a centrally  
8 located facility with a baby diaper changing station that  
9 is open to the public.

10 "Restaurant" means a business having sales of ready-to-eat  
11 food for immediate consumption comprising at least 51% of the  
12 total sales, excluding the sale of liquor.

13 (b) Every public building with restrooms open and  
14 accessible to the public shall have:

15 (1) at least one safe, sanitary, convenient, and  
16 publicly accessible baby diaper changing station that is  
17 accessible to women entering a restroom provided for use by  
18 women and at least one safe, sanitary, convenient, and  
19 publicly accessible baby diaper changing station that is  
20 accessible to men entering a restroom provided for use by  
21 men; or

22 (2) at least one safe, sanitary, convenient, and  
23 publicly accessible baby diaper changing station that is  
24 accessible to both men and women.

25 This requirement is in addition to any accommodations that  
26 may be made for individuals in accordance with any local,

1 State, or federal laws regarding access for persons with  
2 disabilities and to existing fire, health, and safety codes or  
3 standards.

4 (c) Subsection (b) does not apply to the following:

5 (1) An industrial building, nightclub, or bar that does  
6 not permit anyone who is under 18 years of age to enter the  
7 premises.

8 (2) A restroom located in a health facility, if the  
9 restroom is intended for the use of one patient or resident  
10 at a time.

11 (3) A renovation, if a local building permitting entity  
12 or building inspector determines that the installation of a  
13 baby diaper changing station is not feasible or would  
14 result in a failure to comply with applicable building  
15 standards governing the right of access for persons with  
16 disabilities. The permitting entity or building inspector  
17 may grant an exemption from the requirements of this  
18 subsection under those circumstances.

19 (d) A public restroom that is open and accessible to the  
20 public and includes a baby diaper changing station shall  
21 include signage at or near the entrance to the baby changing  
22 station indicating the location of the baby diaper changing  
23 station.

24 (e) This Section shall not be enforceable by a private  
25 right of action.

26 (Source: P.A. 101-293, eff. 1-1-20.)

1           Section 99. Effective date. This Act takes effect January  
2    1, 2020.".