



STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

May 7, 2019

The Honorable Katie Hobbs
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on May 7th, 2019:

H.B. 2059 independent oversight committees; report; website (Barto)
H.B. 2060 pharmacists; providers; drug therapy; refills (Barto)
H.B. 2083 kindergarten; survey; report. (Biasiucci)
H.B. 2113 public restrooms; changing stations (Griffin)
H.B. 2119 school safety; reporting (Barto)
H.B. 2589 distinguished flying cross license plates (Kavanagh)
H.B. 2602 multiple sentences for imprisonment (Finchem)
S.B. 1007 insurance; corporate governance; disclosure (Livingston)
S.B. 1018 ASRS; compensation; definition (Livingston)
S.B. 1029 qualifying physicians; opiate-dependent patients (Carter)
S.B. 1035 insurance; small employers; continuation coverage (Brophy-McGee)
S.B. 1039 pain management clinics; regulation (Brophy-McGee)
S.B. 1094 planned communities; applicability; recreational center (Borrelli)
S.B. 1186 municipalities; pension fund; transfer (Pratt)
S.B. 1304 mechanics liens; notice; applicability (Livingston)

Sincerely,

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

Senate Engrossed House Bill

FILED
KATIE HOBBS
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 176
HOUSE BILL 2113

AN ACT

AMENDING TITLE 41, CHAPTER 9, ARTICLE 3, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-1444; RELATING TO PUBLIC ACCOMMODATIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 9, article 3, Arizona Revised
3 Statutes, is amended by adding section 41-1444, to read:

4 41-1444. Changing stations; public buildings; definitions

5 A. A PUBLIC ENTITY THAT CONSTRUCTS A NEW RESTROOM THAT IS
6 ACCESSIBLE TO THE PUBLIC IN A PUBLIC BUILDING OR THAT TOTALLY RENOVATES AN
7 EXISTING RESTROOM THAT IS ACCESSIBLE TO BOTH MEN AND WOMEN AND TO THE
8 PUBLIC IN A PUBLIC BUILDING SHALL:

9 1. INCLUDE IN AT LEAST ONE RESTROOM IN EACH BUILDING AT LEAST ONE
10 CHANGING STATION THAT IS CAPABLE OF SERVING BOTH A BABY AND AN ADULT AND
11 THAT IS ACCESSIBLE TO BOTH MEN AND WOMEN.

12 2. PROVIDE SIGNAGE AT OR NEAR THE ENTRANCE TO THE CHANGING STATION
13 INDICATING THE LOCATION OF THE CHANGING STATION.

14 3. INDICATE THE LOCATION OF THE CHANGING STATION IN THE CENTRAL
15 BUILDING DIRECTORY, IF SUCH A DIRECTORY EXISTS.

16 B. THE RESPONSIBLE AUTHORITY MAY GRANT AN EXEMPTION FROM THE
17 REQUIREMENTS OF THIS SECTION IF THE RESPONSIBLE AUTHORITY DETERMINES THAT:

18 1. ANY OF THE FOLLOWING WOULD APPLY TO THE INSTALLATION OF A
19 CHANGING STATION THAT IS CAPABLE OF SERVING BOTH A BABY AND AN ADULT:

20 (a) THE INSTALLATION WOULD NOT BE FEASIBLE.

21 (b) THE INSTALLATION WOULD RESULT IN A FAILURE TO COMPLY WITH THE
22 AMERICANS WITH DISABILITIES ACT STANDARDS FOR ACCESS FOR PERSONS WITH
23 DISABILITIES.

24 (c) THE INSTALLATION WOULD THREATEN OR DESTROY THE HISTORIC
25 SIGNIFICANCE OF A HISTORIC PROPERTY.

26 2. THE PUBLIC BUILDING IS NOT FREQUENTED BY THE PUBLIC.

27 C. THE INSTALLATION OF A CHANGING STATION UNDER THIS SECTION MUST
28 PROVIDE SUFFICIENT CLEAR FLOOR SPACE TO COMPLY WITH THE REQUIREMENTS OF
29 THE 2010 AMERICANS WITH DISABILITIES ACT STANDARDS FOR ACCESSIBLE DESIGN.

30 D. THIS SECTION DOES NOT ESTABLISH A PRIVATE RIGHT OF ACTION.

31 E. FOR THE PURPOSES OF THIS SECTION:

32 1. "PUBLIC BUILDING" MEANS A BUILDING OR APPURTENANCE TO A BUILDING
33 THAT IS BUILT IN WHOLE OR IN PART WITH PUBLIC MONIES.

34 2. "PUBLIC ENTITY" MEANS ANY:

35 (a) STATE OR LOCAL GOVERNMENT.

36 (b) DEPARTMENT, AGENCY, SPECIAL PURPOSE DISTRICT OR OTHER
37 INSTRUMENTALITY OF A STATE OR LOCAL GOVERNMENT, INCLUDING THE LEGISLATURE.

38 3. "RESPONSIBLE AUTHORITY" MEANS AN ORGANIZATION, OFFICE OR
39 INDIVIDUAL RESPONSIBLE FOR ENFORCING THE REQUIREMENTS OF A CODE OR
40 STANDARD OR FOR APPROVING EQUIPMENT, MATERIALS, AN INSTALLATION OR A
41 PROCEDURE.

42 4. "TOTALLY RENOVATES" MEANS TO PERFORM CONSTRUCTION THAT IS AT
43 LEAST \$50,000 AND THAT TOTALLY REMOVES ALL NONSTRUCTURAL INTERIOR WALLS,
44 FLOOR AND CEILING FINISHES, MECHANICAL SYSTEMS, ELECTRICAL SYSTEMS AND
45 PLUMBING FIXTURES AND SUPPLY AND WASTE LINES.

1 5. "2010 AMERICANS WITH DISABILITIES ACT STANDARDS FOR ACCESSIBLE
2 DESIGN" MEANS THE 2010 STANDARDS FOR STATE AND LOCAL GOVERNMENT FACILITIES
3 PRESCRIBED IN 28 CODE OF FEDERAL REGULATIONS SECTION 35.151 AND 36 CODE OF
4 FEDERAL REGULATIONS PART 1191, APPENDICES B AND D.

5 Sec. 2. Applicability

6 Section 41-1444, Arizona Revised Statutes, as added by this act,
7 applies to construction and renovation projects in which the design has
8 been approved on and after January 1, 2020.

APPROVED BY THE GOVERNOR MAY 7, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 7, 2019.

Passed the House February 26, 20 19

Passed the Senate April 25, 20 19

by the following vote: 59 Ayes,

by the following vote: 26 Ayes,

0 Nays, 1 Not Voting

3 Nays, 1 Not Voting

W. P. G. G.
Speaker of the House

Karen Farn
President of the Senate

Pro Tempore

Jim Duke
Chief Clerk of the House

Susan Owens
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20____

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20____

at _____ o'clock _____ M.

Secretary of State

H.B. 2113

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

May 1, 2019,

by the following vote: 56 Ayes,

2 Nays, 2 Not Voting

W. R. Boyce
Speaker of the House
Jim Drake
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

1st day of May, 2019,

at 2:01 o'clock P M.

Raymond Shelton
Secretary to the Governor

Approved this 7th day of

May, 2019,

at 12:48 o'clock P M.

Douglas D. Ducey
Governor of Arizona

H.B. 2113

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 7 day of May, 2019,

at 4:01 o'clock P M.

[Signature]
Secretary of State