

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 26-0072.01 Jed Franklin x5484

HOUSE BILL 26-1130

HOUSE SPONSORSHIP

Story and Jackson,

SENATE SPONSORSHIP

Cutter and Jodeh,

House Committees

State, Civic, Military, & Veterans Affairs

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING BABY DIAPER CHANGING STATIONS IN RESTROOMS**
102 **ACCESSIBLE TO THE PUBLIC.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Beginning on July 1, 2027, the bill requires a building with an indoor restroom that is open to the public, including to customers or public visitors, and that does not include private offices or workspaces that are generally not open to customers or public visitors (restroom accessible to the public) to have safe, sanitary, and convenient baby diaper changing tables (baby diaper changing station) as follows:

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

- At least one baby diaper changing station in each gender-specific restroom on each floor;
- At least one baby diaper changing station in a non-gendered single-stall restroom on each floor; or
- At least one baby diaper changing station in a non-gendered multi-stall restroom on each floor.

The owner or manager of a building with a restroom accessible to the public is required to ensure that each baby diaper changing station is cleaned with the same frequency as the restroom in which it is located and maintained, repaired, and replaced as necessary to ensure safety and ease of use.

Beginning on July 1, 2027, for each restroom accessible to the public with a baby diaper changing station, the owner or manager of a building is required to display:

- A pictogram, void of gender, at or near the restroom accessible to the public that indicates the presence of a baby diaper changing station; and
- Signage, at or near the entrance to the building, indicating the location of each restroom accessible to the public and each baby diaper changing station in the building.

Providing a baby diaper changing station in a restroom accessible to the public and providing the corresponding signage is not required if a local building permitting entity or building inspector determines that the installation of a baby diaper changing station in a restroom accessible to the public would result in a failure to comply with applicable building standards governing the right of access for individuals with disabilities or if the building is a certified historic structure.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** article 5.8 to title
3 9 as follows:

4 **ARTICLE 5.8**

5 **Baby Diaper Changing Stations in Restrooms Accessible to the**
6 **Public**

7 **9-5.8-101. Definitions.**

8 AS USED IN THIS ARTICLE 5.8, UNLESS THE CONTEXT OTHERWISE
9 REQUIRES:

10 (1) "BABY DIAPER CHANGING STATION" MEANS A SAFE, SANITARY,

1 AND CONVENIENT BABY DIAPER CHANGING TABLE.

2 (2) "CERTIFIED HISTORIC STRUCTURE" HAS THE SAME MEANING AS
3 IN SECTION 9-5.7-102 (2).

4 (3) "GENDER-SPECIFIC RESTROOM" HAS THE SAME MEANING AS IN
5 SECTION 9-5.7-102 (3).

6 (4) "NON-GENDERED MULTI-STALL RESTROOM" HAS THE SAME
7 MEANING AS IN SECTION 9-5.7-102 (5).

8 (5) "NON-GENDERED SINGLE-STALL RESTROOM" HAS THE SAME
9 MEANING AS IN SECTION 9-5.7-102 (6).

10 (6) "RESTROOM" MEANS A GENDER-SPECIFIC RESTROOM, A
11 NON-GENDERED MULTI-STALL RESTROOM, OR A NON-GENDERED
12 SINGLE-STALL RESTROOM.

13 (7) "RESTROOM ACCESSIBLE TO THE PUBLIC" MEANS ANY INDOOR
14 RESTROOM THAT IS OPEN TO THE PUBLIC, INCLUDING TO CUSTOMERS OR
15 PUBLIC VISITORS, BUT DOES NOT INCLUDE RESTROOMS FOR PRIVATE
16 OFFICES OR WORKSPACES THAT ARE GENERALLY NOT OPEN TO CUSTOMERS
17 OR PUBLIC VISITORS.

18 **9-5.8-102. Restrooms - baby diaper changing stations -**
19 **applicability - signage - enforcement.**

20 (1) BEGINNING JULY 1, 2027, THE OWNER OR MANAGER OF A
21 BUILDING WITH A RESTROOM ACCESSIBLE TO THE PUBLIC SHALL:

22 (a) PROVIDE BABY DIAPER CHANGING STATIONS IN RESTROOMS
23 ACCESSIBLE TO THE PUBLIC AS FOLLOWS:

24 (I) AT LEAST ONE BABY DIAPER CHANGING STATION IN EACH
25 GENDER-SPECIFIC RESTROOM ON EACH FLOOR;

26 (II) AT LEAST ONE BABY DIAPER CHANGING STATION IN A
27 NON-GENDERED SINGLE-STALL RESTROOM ON EACH FLOOR; OR

1 (III) AT LEAST ONE BABY DIAPER CHANGING STATION IN A
2 NON-GENDERED MULTI-STALL RESTROOM ON EACH FLOOR; AND

3 (b) ENSURE THAT EACH BABY DIAPER CHANGING STATION IS
4 CLEANED WITH THE SAME FREQUENCY AS THE RESTROOM IN WHICH IT IS
5 LOCATED AND MAINTAINED, REPAIRED, AND REPLACED AS NECESSARY TO
6 ENSURE SAFETY AND EASE OF USE.

7 (2) BEGINNING JULY 1, 2027, THE OWNER OR MANAGER OF A
8 BUILDING WITH A RESTROOM ACCESSIBLE TO THE PUBLIC SHALL EMPLOY
9 SIGNAGE FOR THE BUILDING THAT COMPLIES WITH THE FOLLOWING
10 SIGNAGE REQUIREMENTS:

11 (a) FOR EACH RESTROOM WITH A BABY DIAPER CHANGING
12 STATION, A PICTOGRAM VOID OF GENDER LOCATED AT OR NEAR THE
13 RESTROOM THAT INDICATES THE PRESENCE OF THE BABY DIAPER
14 CHANGING STATION; AND

15 (b) SIGNAGE AT OR NEAR THE ENTRANCE TO THE BUILDING
16 INDICATING THE LOCATION OF EACH RESTROOM ACCESSIBLE TO THE
17 PUBLIC AND EACH BABY DIAPER CHANGING STATION. IF THERE IS A
18 CENTRAL DIRECTORY ACCESSIBLE TO THE PUBLIC IDENTIFYING THE
19 LOCATION OF OFFICES, RESTROOMS, AND OTHER FACILITIES IN THE
20 BUILDING, THAT CENTRAL DIRECTORY MUST INDICATE WITH A PICTOGRAM
21 VOID OF GENDER THE LOCATION OF ANY BABY DIAPER CHANGING STATION
22 AND THE LOCATION OF ANY RESTROOM ACCESSIBLE TO THE PUBLIC.

23 (3) SUBSECTIONS (1) AND (2) OF THIS SECTION DO NOT APPLY TO
24 A BUILDING WITH A RESTROOM ACCESSIBLE TO THE PUBLIC IF:

25 (a) A LOCAL BUILDING PERMITTING ENTITY OR BUILDING
26 INSPECTOR DETERMINES THAT THE INSTALLATION OF A BABY DIAPER
27 CHANGING STATION IN A RESTROOM ACCESSIBLE TO THE PUBLIC WOULD

1 RESULT IN A FAILURE TO COMPLY WITH APPLICABLE BUILDING STANDARDS
2 GOVERNING THE RIGHT OF ACCESS FOR INDIVIDUALS WITH DISABILITIES.
3 THE PERMITTING ENTITY OR BUILDING INSPECTOR MAY GRANT AN
4 EXEMPTION FROM THE REQUIREMENTS OF THIS SECTION UNDER THOSE
5 CIRCUMSTANCES, IF THE OWNER OR MANAGER OF THE BUILDING PROVIDES
6 DOCUMENTATION DEMONSTRATING THAT NO ALTERNATIVE DESIGN IS
7 POSSIBLE THAT COMPLIES WITH THE RIGHT OF ACCESS FOR INDIVIDUALS
8 WITH DISABILITIES AND THE OWNER OR MANAGER HAS MADE A
9 GOOD-FAITH ATTEMPT TO DESIGN A RESTROOM IN A MANNER THAT WOULD
10 ACCOMMODATE INDIVIDUALS WITH DISABILITIES AND THE INSTALLATION
11 OF A BABY DIAPER CHANGING STATION IN ACCORDANCE WITH SUBSECTION
12 (1) OF THIS SECTION.

13 (b) THE BUILDING IS DESIGNATED AS A CERTIFIED HISTORIC
14 STRUCTURE.

15 **SECTION 2. Safety clause.** The general assembly finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, or safety or for appropriations for
18 the support and maintenance of the departments of the state and state
19 institutions.