

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



SENATE BILL 20-039

BY SENATOR(S) Fields and Story, Bridges, Danielson, Ginal, Gonzales, Hansen, Lee, Priola, Rodriguez, Tate, Todd, Garcia;
also REPRESENTATIVE(S) Valdez A. and Roberts, Arndt, Baisley, Esgar, Froelich, Jaquez Lewis, Kennedy, Kipp, Melton, Michaelson Jenet, Mullica, Rich, Sirota, Snyder, Tipper, Valdez D., Woodrow, Young.

CONCERNING UPDATED ACCESSIBILITY SIGNAGE IN A STATE-OWNED FACILITY.

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

SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that:

(a) A grassroots effort in Boston, Massachusetts, in the early 2010s, resulted in supporters placing stickers with an updated design over the most recognizable symbol of access, the white wheelchair with a head icon. As a result, people all over the world started advocating for an improvement to the symbol by depicting instead an accessible icon with a more dynamic character who leans forward in the wheelchair and who shows a sense of movement.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(b) The forward head indicates the forward motion of the person through space and shows the person as the driver or decision-maker about his or her mobility;

(c) The arm angle that points backwards suggests dynamic mobility of a chair user, one who actively navigates the world;

(d) By including white angled knockouts of the wheel, the symbol presents the wheel as being in motion;

(e) The leg has been moved forward to allow for more space between it and the wheel, which allows for better readability and cleaner application of the icon as a stencil;

(f) In order to avoid a confusion with established and widely used icons, the human depiction in the accessible icon is still consistent with other body representations found in the International Organization for Standardization's pictograms;

(g) An example of the accessible icon can be obtained for free at <http://www.accessibleicon.org>;

(h) The accessible icon has been adopted by the National Football League's Jacksonville Jaguars, the state of New York, and other localities, businesses, and schools in the United States and abroad; and

(i) Because history shows that the shape and form of what people see and hear works on a person's cognitive understanding of the world, it is important for the state to start using the accessible icon for accessibility signage in any newly acquired, newly built, or newly renovated facility.

SECTION 2. In Colorado Revised Statutes, **add** 24-30-1312 as follows:

24-30-1312. Accessibility signage for facilities. INSTEAD OF THE INTERNATIONAL SYMBOL OF ACCESSIBILITY ICON OF A CHARACTER IN A WHEELCHAIR, ANY REQUIRED ACCESSIBILITY SIGNAGE IN A FACILITY MUST DEPICT AN ACCESSIBLE ICON WITH A MORE DYNAMIC CHARACTER WHO LEANS FORWARD IN THE WHEELCHAIR AND WHO SHOWS A SENSE OF MOVEMENT. THIS REQUIREMENT APPLIES TO THE CONSTRUCTION,

ACQUISITION, OR SUBSTANTIAL RENOVATION, AS DEFINED IN SECTION 24-30-1305.5 (8)(c), OF ANY FACILITY THAT CONTAINS FIVE THOUSAND OR MORE GROSS SQUARE FEET, UNDERTAKEN ON AND AFTER THE DATE THE STATE ARCHITECT OBTAINS APPROVAL FROM THE UNITED STATES DEPARTMENT OF JUSTICE THAT, ON A STATEWIDE BASIS, THE ACCESSIBLE ICON PROVIDES EQUAL OR GREATER ACCESS TO PERSONS WITH DISABILITIES AND IS THUS AN EQUIVALENT FACILITATION UNDER THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED. THE STATE ARCHITECT SHALL, WITH ASSISTANCE FROM THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES CREATED IN SECTION 26-24-103, SEEK THIS APPROVAL NO LATER THAN JANUARY 1, 2021.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Leroy M. Garcia
PRESIDENT OF
THE SENATE

KC Becker
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO