

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1038 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Jacob Rosecrants _____

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1038

By: Rosecrants

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to public health and safety; creating
9 the Oklahoma Universal Changing Stations Act or Max's
10 Law; defining terms; requiring installation and
11 maintenance of a universal changing station in
12 certain public buildings; providing for certain
13 requirements of a universal changing station;
14 authorizing cooperation with nonprofit entities;
15 providing for codification; and providing an
16 effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 7401 of Title 63, unless there
20 is created a duplication in numbering, reads as follows:

21 A. This act shall be known and may be cited as the "Oklahoma
22 Universal Changing Stations Act" or "Max's Law".

23 B. As used in the Oklahoma Universal Changing Stations Act:

24 1. "Physical disability" means a condition of physical
incapacitation due to a developmental disability, organic brain
damage, mental illness or one or more physical or mental limitations

1 that restrict a person's ability to perform the normal activities of
2 daily living;

3 2. "Public building or facility" means any establishment,
4 excluding buildings not frequented by the public, supported in whole
5 with public funds, with an occupancy of two hundred (200) or more
6 persons as determined by the State Fire Marshal; and

7 3. "Universal changing station" means an adult changing table
8 placed within an enclosed restroom facility, or other similar
9 private facility, that is for use by babies, older children, the
10 elderly and adults with disabilities or special health care needs
11 containing a height-adjustable adult changing table that is either
12 freestanding or floor- or wall-mounted with a safety rail and can be
13 used by a person of either sex, with his or her care provider, for
14 personal hygiene purposes.

15 C. All new construction of a public building or facility
16 commenced after January 1, 2023, and all renovations requiring a
17 permit or in excess of Ten Thousand Dollars (\$10,000.00) of an
18 existing public building or facility commenced after January 1,
19 2023, shall install and maintain at least one universal changing
20 station in an enclosed restroom facility for persons of either sex
21 who have a physical disability.

22 D. 1. The universal changing station shall measure at least
23 eight (8) feet by ten (10) feet and, per governance and rules of the
24 Americans with Disabilities Act, shall have adequate space for an

1 adult-sized wheelchair to maneuver; be equipped with a height-
2 adjustable universal adult-sized changing table and comply with
3 current accessibility standards of the Americans with Disabilities
4 Act.

5 2. The height-adjustable universal adult-sized changing table
6 in the universal changing station shall:

- 7 a. be able to lower to a height of no less than eight (8)
8 inches and raise to a height of no less than thirty-
9 four (34) inches,
- 10 b. be at least twenty-five (25) inches wide by seventy-
11 two (72) inches in length, and
- 12 c. support up to at least three hundred fifty (350)
13 pounds.

14 3. The entrance to each universal changing station shall have
15 accessible signage indicating the location of the changing station
16 and, if the building or venue has a central directory, the owner
17 shall ensure that the central directory indicates the location of
18 the universal changing station.

19 E. A state governmental entity may coordinate and cooperate
20 with a nonprofit entity to carry out the provisions of this act.

21 SECTION 2. This act shall become effective January 1, 2024.

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23 59-1-7304 LRB 02/07/23

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