

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: S3/11/19
A Bill

SENATE BILL 443

By: Senator B. Davis
By: Representative L. Johnson

For An Act To Be Entitled

AN ACT TO REQUIRE DIAPER CHANGING ACCOMMODATIONS IN
CERTAIN BUILDINGS; AND FOR OTHER PURPOSES.

Subtitle

TO REQUIRE DIAPER CHANGING ACCOMMODATIONS
IN CERTAIN BUILDINGS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 20, Chapter 27, is amended to add an
additional subchapter to read as follows:

Subchapter 28 – Diaper Changing Accommodations

20-27-2801. Diaper changing accommodations.

(a) As used in this section:

(1) "Public building" means a structure occupied by an agency of
the State of Arkansas or its political subdivisions; and

(2)(A) "Public place" means an enclosed area to which the public
is invited or in which the public is permitted, including without limitation:

(i) A bank;

(ii) An educational facility;

(iii) A healthcare facility;

(iv) A laundromat;

(v) A public transportation facility;

(vi) A reception area;

(vii) A restaurant;



(viii) A retail food production and marketing establishment;

(ix) A retail service establishment;

(x) A retail store;

(xi) A shopping mall;

(xii) A sports arena;

(xiii) A theater; and

(xiv) A waiting room.

(B) A private residence is not a public place unless it is used as a licensed childcare, adult day care, or healthcare facility.

(b) A public building or public place that installs a diaper changing accommodation in a restroom shall ensure that the diaper changing accommodation is equally available or provided regardless of the gender for which the restroom is designed.

(c) This section applies to a restroom constructed on or after the effective date of this section.

(d) This section shall be applied to the extent that this section may be implemented in compliance with local, state, and federal laws regarding access for persons with disabilities and with existing fire, health, and safety standards.

/s/B. Davis