



Chairman Phil Mendelson

AN AMENDMENT

B24-664, "Equal Access to Changing Tables Amendment Act of 2022"

(Engrossed Version)

October 4, 2022

Amendment:

Section 2, amending section 2 of the Construction Codes Approval and Amendments Act of 1986, effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1401 et seq.), is amended as follows:

(a) New paragraph (8B) in subsection (a), lines 45-46, is amended to read as follows:

“(8B) “District-occupied building” means a building that is owned, leased, acquired or constructed by the District for exclusive use and occupancy by a District agency, department, or instrumentality.”.

(b) Subsection (b) is amended as follows:

(1) Paragraph (d)(3) on lines 92-93 is amended by striking the phrase “; or” and inserting a semicolon in its place.

(2) Paragraph (d)(4) on lines 94-95 is amended by striking the period and inserting the phrase “; or” in its place.

(3) A new paragraph (5) is added to new subsection (d) to read as follows:

“(5) A District-owned, District instrumentality-owned, or District-occupied building is subject to a lease agreement executed prior to the effective date of this Act; provided, that if the District enters into a new lease agreement, said lease agreement shall include the requirements of subsection (a) of this section.”.

(4) A new subsection (e-1) is inserted to read as follows:

“(e-1) For DCPS and public charter schools, the requirements of subsections (a) and (b) of this section shall only apply to restrooms on the first floor of the school unless the school provides adult education courses or services.”.

(5) New subsection (e) on lines 96-97 is amended by striking the phrase “that occur on or after January 1, 2023.” and inserting the phrase “for which building permits are issued after March 31, 2023.” in its place.

Rationale: This amendment does four things. First, it clarifies the definition of a District-occupied building, so the requirements for diaper changing stations do not apply to buildings in which the District is one of many tenants. Second, it exempts requirements for diaper changing stations in buildings where the

District has entered into a lease with another organization prior to the effective date of the act. This is necessary to ensure that the Department of General Services does not have to renegotiate existing leases. Third, the amendment inserts a new subsection (e-1) to only require diaper changing stations on the first floor of DCPS or public charter schools unless the school provides adult education courses or services. Finally, the amendment moves the date certain for new government buildings or business establishments and substantial renovations from January 1, 2023 to permits issued after March 31, 2023. Because our laws must be submitted to Congress for a 30-day review period after the Mayor's ten-day review period, excluding weekends, holidays, days in which neither house is in session because of adjournment sine die, or a recess or adjournment of more than three days, it is unlikely that this act would become law before January 1, 2023.