

By: Lopez of Bexar

H.B. No. 4754

A BILL TO BE ENTITLED

AN ACT

relating to access to universal changing facilities in places of public accommodation and public buildings.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter D, Chapter 341, Health and Safety Code, is amended by adding Section 341.070 to read as follows:

Sec. 341.070. UNIVERSAL CHANGING FACILITIES. (a) In this section:

(1) "Person with a disability" means a person with a physical, intellectual, behavioral, or cognitive impairment resulting in the person's inability to perform the activities of daily life.

(2) "Place of public accommodation" means any of the following locations:

(A) a place of exhibition, entertainment, or gathering, including a movie theater, theater of the dramatic or performing arts, concert hall, auditorium, sports arena or stadium, and convention center;

(B) a sales or rental establishment comprising at least 40,000 square feet, including a shopping mall and shopping center;

(C) a place of public display or collection, including a museum, library, and gallery;

(D) a place of recreation, including a park, zoo,

1 and amusement park;

2 (E) a public or private primary or secondary
3 school, a public or private institution of higher education, and
4 any other place of education;

5 (F) a social service center, including a senior
6 center and homeless shelter;

7 (G) a station or terminal used for specified
8 public transportation, including an airport, train depot, and bus
9 station; and

10 (H) a professional office of a health care
11 provider, including a hospital and rehabilitation center.

12 (3) "Public building" means a building or facility
13 used by the public and owned or controlled by this state or a
14 political subdivision of this state.

15 (4) "Universal changing facility" means an enclosed
16 family or assisted use toilet facility not designated by gender and
17 designed for use by a person with a disability, with the assistance
18 of the person's care provider, for personal hygiene purposes.

19 (b) This section applies only to a place of public
20 accommodation or public building:

21 (1) that is constructed on or after January 1, 2026; or

22 (2) for which a building permit application is
23 submitted on or after January 1, 2026, for renovation of its main
24 facility, not including a parking garage or other parking area,
25 with an estimated cost of at least \$50,000.

26 (c) A person with control over the restrooms and changing
27 facilities in a place of public accommodation or public building

1 shall install in one or more of its restrooms or changing facilities
2 a universal changing facility that is accessible to the general
3 public and is not designated by gender.

4 (d) A universal changing facility installed as required
5 under this section must contain:

6 (1) an electronic, height-adjustable adult changing
7 table with a safety rail or safety belt; and

8 (2) amenities, including a waste receptacle, toilet,
9 sink, soap dispenser, and paper towel dispenser.

10 (e) A universal changing facility installed as required
11 under this section must comply with the guidelines established in
12 the International Building Code and the American National Standards
13 Institute Standard for Accessible and Usable Buildings and
14 Facilities, commonly cited as "ANSI A117.1," as the code and that
15 standard existed on January 1, 2024.

16 (f) A person with control over the restrooms and changing
17 facilities in a place of public accommodation or public building
18 shall post a sign in a conspicuous space and include on any central
19 directory in the place or building clear language indicating the
20 location of each restroom or changing facility with a universal
21 changing facility. The sign must comply with the 2012 Texas
22 Accessibility Standards.

23 (g) The Texas Commission of Licensing and Regulation by rule
24 shall establish exceptions to the required installation of a
25 universal changing facility under this section for an owner of a
26 place of public accommodation or public building who demonstrates
27 that compliance with this section:

1 (1) would result in an undue financial burden on the
2 owner; or

3 (2) is not possible due to the available space at the
4 place or building.

5 SECTION 2. (a) Not later than December 1, 2025, the Texas
6 Commission of Licensing and Regulation shall adopt the rules
7 required by Section 341.070, Health and Safety Code, as added by
8 this Act.

9 (b) This section takes effect September 1, 2025.

10 SECTION 3. Except as otherwise provided by this Act, this
11 Act takes effect January 1, 2026.