

By: Zaffirini

S.B. No. 2326

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to access to universal changing facilities in places of  
3 public accommodation and public buildings.

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

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

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

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

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

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

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

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

24 (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.