

ASSEMBLY BILL NO. 241—ASSEMBLYMEN FRIERSON,
WATKINS; ARAUJO AND BILBRAY-AXELROD

FEBRUARY 24, 2017

Referred to Committee on Government Affairs

SUMMARY—Requires baby changing tables in certain buildings and facilities used by the public. (BDR 22-861)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to public accommodations; providing that counties and cities must include in building codes or adopt by ordinance a requirement that certain buildings and facilities used by the public be equipped with one or more baby changing tables; requiring the board of trustees of any school district that adopts a building code to include such a provision in the code; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, the governing body of any county or incorporated city is
2 authorized to: (1) regulate matters relating to the construction of buildings; and (2)
3 adopt building codes. (NRS 244.3675, 268.413) In any county whose population is
4 700,000 or more, the board of trustees of the school district generally regulates the
5 construction of buildings and facilities of the district and is required to adopt any
6 building code necessary to perform that function. (NRS 393.110) **Section 1** of this
7 bill requires each county and city to include in its respective building code a
8 requirement that every permanent building and facility used by the public and
9 constructed on or after October 1, 2017, be equipped with one or more baby
10 changing tables accessible to men and women. If a county or city has no building
11 code, **section 1** requires the county or city to adopt this requirement by ordinance.
12 **Section 1** further provides that the building code or ordinance, as applicable, must
13 provide an exception for any building or facility that is not lawfully accessible by
14 persons under 18 years of age. Finally, **section 1** provides that it applies, without
15 limitation, to any school district for which a building code is adopted as described
16 above. **Sections 2-4** of this bill make conforming changes.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 278 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *Except as otherwise provided in subsection 3, each county,*
4 *city and any other governmental entity that adopts a building code*
5 *shall include in its respective building code a requirement that any*
6 *permanent building or facility used by the public and constructed*
7 *on or after October 1, 2017, be equipped with at least one baby*
8 *changing table. If a baby changing table is not accessible in such*
9 *a building or facility to both men and women, the building code*
10 *must require that the building or facility be equipped with at least*
11 *one such table accessible to men and at least one such table*
12 *accessible to women.*

13 2. *Except as otherwise provided in subsection 3, if a county or*
14 *a city has no building code, it shall adopt by ordinance a*
15 *requirement that any permanent building or facility used by the*
16 *public and constructed on or after October 1, 2017, be equipped*
17 *with one or more baby changing tables as provided in*
18 *subsection 1.*

19 3. *A building code or ordinance adopted pursuant to this*
20 *section must provide an exception to the requirements described in*
21 *subsection 1 or 2, as applicable, for any building or facility that is*
22 *not lawfully accessible by persons under 18 years of age.*

23 4. *The provisions of this section apply, without limitation, to*
24 *any school district for which a building code is adopted pursuant*
25 *to subsection 2 of NRS 393.110.*

26 **Sec. 2.** NRS 278.010 is hereby amended to read as follows:

27 278.010 As used in NRS 278.010 to 278.630, inclusive, *and*
28 *section 1 of this act*, unless the context otherwise requires, the
29 words and terms defined in NRS 278.0103 to 278.0195, inclusive,
30 have the meanings ascribed to them in those sections.

31 **Sec. 3.** NRS 244.3675 is hereby amended to read as follows:

32 244.3675 Subject to the limitations set forth in NRS 244.368,
33 278.02315, 278.580, 278.582, 278.586, 444.340 to 444.430,
34 inclusive, and 477.030, *and section 1 of this act*, the boards of
35 county commissioners within their respective counties may:

36 1. Regulate all matters relating to the construction,
37 maintenance and safety of buildings, structures and property within
38 the county.

39 2. Adopt any building, electrical, housing, plumbing or safety
40 code necessary to carry out the provisions of this section and
41 establish such fees as may be necessary. Except as otherwise



1 provided in NRS 278.580, these fees do not apply to the State of
2 Nevada or the Nevada System of Higher Education.

3 **Sec. 4.** NRS 268.413 is hereby amended to read as follows:

4 268.413 Subject to the limitations contained in NRS 244.368,
5 278.02315, 278.580, 278.582, 278.586, 444.340 to 444.430,
6 inclusive, and 477.030, *and section 1 of this act*, the city council or
7 other governing body of an incorporated city may:

8 1. Regulate all matters relating to the construction,
9 maintenance and safety of buildings, structures and property within
10 the city.

11 2. Adopt any building, electrical, plumbing or safety code
12 necessary to carry out the provisions of this section and establish
13 such fees as may be necessary. Except as otherwise provided in
14 NRS 278.580, those fees do not apply to the State of Nevada or the
15 Nevada System of Higher Education.

16 **Sec. 5.** This act becomes effective upon passage and approval
17 for the purpose of adopting regulations and performing any other
18 administrative tasks that are necessary to carry out the provisions of
19 this act and on October 1, 2017, for all other purposes.

