

CHAPTER 95

ACCESSIBILITY STANDARDS FOR PERSONS WITH DISABILITIES

S.F. 174

AN ACT concerning accessibility standards for persons with disabilities and making penalties applicable.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 103A.7, subsection 5, Code 1993, is amended to read as follows:

5. The accessibility and use by physically handicapped persons with disabilities and elderly persons, of buildings, structures and facilities which are constructed and intended for use by the general public. The rules shall be consistent with federal standards for building accessibility.

Sec. 2. Section 104A.1, Code 1993, is amended to read as follows:

104A.1 INTENT OF CHAPTER.

It is the intent of this chapter that standards and specifications are followed in the construction of public and private buildings and facilities which are intended for use by the general public to ensure that these buildings and facilities are accessible to and functional for the physically handicapped persons with disabilities.

Sec. 3. Section 104A.2, Code 1993, is amended to read as follows:

104A.2 APPLICABILITY.

The standards and specifications adopted by the state building code commissioner and as set forth in this chapter shall apply to all public and private buildings and facilities, temporary and permanent, used by the general public. The specific occupancies and minimum extent of accessibility shall be in accordance with the conforming standards set forth in section 104A.6. Notwithstanding the standards set forth in section 104A.6, in In every covered multiple-dwelling-unit building containing twelve four or more individual dwelling units the requirements of this chapter which apply to apartments shall be met by at least one dwelling unit or by at least ten percent of the dwelling units, whichever is the greater number, on each of the floor levels in the building which are accessible to the physically handicapped. Any fraction five-tenths or below shall be rounded to the next lower whole unit and those adopted by the state building code commissioner shall be met.

Sec. 4. Section 104A.6, Code 1993, is amended to read as follows:

104A.6 CONFORMING STANDARDS.

~~In addition to complying with the standards and specifications set forth in sections 104A.3 and 104A.4, the~~ The authority responsible for the construction of any building or facility covered by section 104A.2 shall conform with rules ~~promulgated~~ adopted by the state building code commissioner as provided in section 103A.7.

Sec. 5. NEW SECTION. 104A.6A ENFORCEMENT.

This chapter is subject to enforcement as provided in chapter 103A.

Sec. 6. Section 216C.1, Code 1993, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. To encourage participation by the disabled, it is the policy of this state to ensure compliance with federal requirements concerning persons with disabilities.

Sec. 7. Section 216C.9, Code 1993, is amended by adding the following new subsection: NEW SUBSECTION. 3. Curbs constructed that are subject to the requirements of this section shall comply with federal requirements concerning persons with disabilities.

Sec. 8. Sections 104A.3, 104A.4, and 104A.7, Code 1993, are repealed.

Approved May 4, 1993