

SENATE FILE 253  
BY BOLKCOM and DVORSKY

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act providing accessibility standards for certain public  
2 housing buildings.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

SF 253  
COMMERCE

1 Section 1. Section 104A.2, Code 2003, is amended to read  
2 as follows:

3 104A.2 APPLICABILITY -- REQUIREMENTS.

4 1. The standards and specifications adopted by the state  
5 building code commissioner and as set forth in this chapter  
6 shall apply to all public and private buildings and  
7 facilities, temporary and permanent, used by the general  
8 public, and to public housing buildings. The specific  
9 occupancies and minimum extent of accessibility shall be in  
10 accordance with the conforming standards set forth in section  
11 104A.6. In every public housing building and covered  
12 multiple-dwelling-unit building containing four or more  
13 individual dwelling units the requirements of this chapter and  
14 those adopted by the state building code commissioner shall be  
15 met. However, this chapter shall not apply to a building, or  
16 to structures or facilities within the building, if the  
17 primary use of the building is to serve as a place of worship.

18 2. For purposes of this section, "public housing building"  
19 includes single-family homes, townhouses, duplexes, and other  
20 buildings with three or fewer dwelling units that are built,  
21 in whole or in part, with public funds and applies to  
22 buildings to which a building permit is requested on or after  
23 July 1, 2003. For purposes of this subsection, "public funds"  
24 means funding or assistance from the state or any political  
25 subdivision or instrumentality of the state, through any of  
26 the following means:

27 a. A building contract or similar contractual agreement  
28 involving a state-funded program or fund.

29 b. Any real estate purchase, lease, or donation.

30 c. Preferential tax treatment, bond assistance, or any  
31 other financial assistance.

32 d. Disbursement of federal or state construction funds,  
33 including community development block grants.

34 e. A contract to provide funding or a financial benefit  
35 for housing.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

EXPLANATION

This bill provides that the building accessibility requirements of Code chapter 104A which are a part of the state building code and generally applicable to buildings used by the general public shall also apply to single-family homes, townhouses, duplexes, and other smaller dwelling unit buildings that are paid for in whole or in part by public funds. The bill defines "public funds" to include assistance received from the state or political subdivision of the state in the form of financial assistance, real estate purchase or transfer, favorable tax treatment, disbursement of federal or state construction funds, and public housing assistance. The bill provides that the accessibility requirements apply to buildings for which a building permit is requested on or after July 1, 2003.