
SUBSTITUTE HOUSE BILL 1223

State of Washington

66th Legislature

2019 Regular Session

By House Consumer Protection & Business (originally sponsored by Representatives Reeves, Doglio, Thai, Hudgins, Shewmake, Stanford, Appleton, Slatter, Frame, and Macri)

1 AN ACT Relating to diaper changing stations; adding a new section
2 to chapter 70.54 RCW; and prescribing penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.54
5 RCW to read as follows:

6 (1) The definitions in this subsection apply throughout this
7 section unless the context clearly requires otherwise.

8 (a) "Children's menu" includes a menu or list of food or meals
9 available that is designed or intended for children.

10 (b) "Diaper changing station" includes a table or other device
11 suitable for changing the diaper of a child forty pounds or less.

12 (c) "Restaurant" means a facility that prepares and sells food
13 directly to consumers for immediate consumption.

14 (2) A restaurant, with an occupancy of at least sixty persons,
15 that offers a children's menu must install and maintain at least one
16 diaper changing station that is accessible to women and one diaper
17 changing station that is accessible to men, or one diaper changing
18 station that is accessible to both men and women.

19 (3) For a first violation of this section, the city or county
20 attorney shall issue a warning letter to the owner or operator of the
21 restaurant. An owner or operator of a restaurant that violates this

1 section after receiving a warning letter is guilty of a class 2 civil
2 infraction under chapter 7.80 RCW.

3 (4) The diaper changing station requirements of this section
4 shall not apply when:

5 (a) A restaurant does not have a restroom available for public
6 use;

7 (b) A restaurant with an occupancy of at least sixty people is
8 located no more than three hundred feet from at least one diaper
9 changing station that is accessible to women and one diaper changing
10 station that is accessible to men, or one diaper changing station
11 that is accessible to both men and women;

12 (c) The existing restroom does not have space necessary to
13 install a diaper changing station.

14 (5) This act applies to all new construction and to all
15 renovations when the estimated cost of the renovation to one or more
16 restrooms is ten thousand dollars or more. Existing restaurants shall
17 comply with the requirements of this act on or before December 31,
18 2020.

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