

§1777. Diaper changing stations in public restrooms required

1. Definitions. As used in this section, the following terms have the following meanings.

A. "Diaper changing station" means a table or other device suitable for changing the diaper of a child who has not attained 4 years of age. [PL 2025, c. 474, §1 (NEW).]

B. "Public building" means a permanent structure or building owned by the State. [PL 2025, c. 474, §1 (NEW).]

C. "Public restroom" means a sanitary facility within a public building that is open for public use and contains at least one toilet or urinal. [PL 2025, c. 474, §1 (NEW).]

[PL 2025, c. 474, §1 (NEW).]

2. Requirement. Except as provided in subsection 3, the Department of Administrative and Financial Services, Bureau of General Services shall ensure that:

A. A public restroom in a public building constructed on or after the effective date of this section is equipped with a diaper changing station that is physically safe, sanitary and appropriate; [PL 2025, c. 474, §1 (NEW).]

B. A public restroom within any portion of a public building that is remodeled on or after the effective date of this section is equipped with a diaper changing station that is physically safe, sanitary and appropriate; and [PL 2025, c. 474, §1 (NEW).]

C. If the only public restroom within a public building that is equipped with a diaper changing station is restricted to persons of a specific gender, another public restroom within the building that is available to persons of other genders is equipped with a diaper changing station that is physically safe, sanitary and appropriate. The bureau may satisfy the requirements of this paragraph by providing a family or gender-neutral restroom that is equipped with a diaper changing station that is physically safe, sanitary and appropriate. The bureau shall ensure that the requirements of this paragraph are satisfied by January 1, 2029 or when funding allows those requirements to be satisfied, whichever occurs first. [PL 2025, c. 474, §1 (NEW).]

A diaper changing station required under this subsection must be accessible to individuals with disabilities.

[PL 2025, c. 474, §1 (NEW).]

3. Exceptions. A public restroom is not subject to the requirements of subsection 2 if the restroom:

A. Has a conspicuous sign directing an individual to the location of another restroom with a diaper changing station that is accessible to the individual; [PL 2025, c. 474, §1 (NEW).]

B. Would have to undergo construction to remodel or alter the restroom or the building it is located within in order to install a diaper changing station and the construction is not feasible due to the cost. This paragraph does not apply to new construction; [PL 2025, c. 474, §1 (NEW).]

C. Would have to undergo construction in order to install a diaper changing station and the construction required would be inconsistent with the rules adopted by the Maine Historic Preservation Commission; or [PL 2025, c. 474, §1 (NEW).]

D. Would have to undergo construction in order to install a diaper changing station and the construction required would be inconsistent with the Maine Uniform Building and Energy Code. [PL 2025, c. 474, §1 (NEW).]

[PL 2025, c. 474, §1 (NEW).]

4. Outside funding. The Department of Administrative and Financial Services, Bureau of General Services may accept outside funds for the purchase, construction and installation of diaper changing stations in accordance with the requirements of subsection 2.

[PL 2025, c. 474, §1 (NEW).]

SECTION HISTORY

PL 2025, c. 474, §1 (NEW).

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include the following disclaimer in your publication:

All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects changes made through the First Special Session of the 132nd Maine Legislature and is current through October 1, 2025. The text is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine Revised Statutes Annotated and supplements for certified text.

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the public. If you need legal assistance, please contact a qualified attorney.
--