



# HOUSE BILL No. 5788

May 16, 2000, Introduced by Reps. DeHart, Schermesser, Cherry, Hale, Hardman, Scott and Rivet and referred to the Committee on Family and Civil Law.

A bill to require public bathroom facilities in retail establishments; to prescribe powers and duties of certain state officials and agencies; and to prescribe penalties.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. As used in this act:

2       (a) "Retailer" means a person who sells or offers to sell  
3 consumer goods to the general public.

4       (b) "Retail establishment" means a place of business of a  
5 retailer, all or part of which is open to the general public.  
6 Retail establishment does not include a place of business of a  
7 retailer not open to the general public.

8       Sec. 2. A retailer shall provide bathroom facilities for  
9 use by the general public in each retail establishment during  
10 business hours. If separate bathroom facilities are not provided  
11 for men and women, the retailer shall provide a unisex bathroom.

1 The bathroom facilities shall meet the barrier free design  
2 requirements contained in the Stille-DeRossett-Hale single state  
3 construction code act, 1972 PA 230, MCL 125.1501 to 125.1531.

4       Sec. 3. (1) A retailer who violates this act is guilty of a  
5 misdemeanor punishable by a fine of not more than \$500.00. Each  
6 day a violation continues is a separate offense.

7       (2) The attorney general or a prosecuting attorney of a  
8 county may bring an action in a court of competent jurisdiction  
9 to prevent a violation of this act or to compel a retailer to  
10 perform a duty imposed on the retailer under this act.

11       Enacting section 1. This amendatory act takes effect  
12 January 1, 2001.