

ORDINANCE NO. 163811

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An ordinance amending the Los Angeles Municipal Code relating to the use of restroom facilities in public accommodations and facilities by persons with a physical handicap.

THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:

Section 1. The Los Angeles Municipal Code is hereby amended by adding Section 41.47.1:

Sec. 41.47.1. RESTROOM FACILITIES.

A. For public accommodations or facilities: If restroom facilities are made available for the public, clients, or employees, no person owning, controlling, or having charge of such accommodation or facility shall prohibit or prevent the use of such restroom facilities by a person with a physical handicap, regardless of whether that person is a customer, client, employee, or paid entrant to the accommodation or facility. Employee restrooms need not be made available if there are other restroom facilities available on the premises unless employee restroom facilities have been

1 constructed or altered to accommodate the
2 physically handicapped and such facilities are
3 not available elsewhere on the premises.

4 B. The following definitions are
5 applicable to this section:

6 1. A person with a physical
7 handicap includes:

8 a) an individual who has an
9 impairment, either permanent or
10 temporary in nature, as follows:

11 1) Impairments that
12 affect ambulation due to
13 cerebral palsy, poliomyelitis,
14 spinal cord injury, amputation,
15 arthritis, cardiac and
16 pulmonary conditions and other
17 conditions or diseases which
18 reduce mobility, including
19 aging;

20 2) Impairments that
21 require the use of crutches,
22 canes, wheelchairs, braces,
23 walkers, or other ambulatory
24 assistive devices.

25 3) Total blindness or
26 impairments affecting sight to
27 the extent that the individual
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functioning in public areas may
be insecure or exposed to
danger; and

4) Deafness or hearing
impairments that may expose an
individual to danger or
insecurity.

b) an individual who requests
the use of the restroom facilities
and states that because of a
physical infirmity he or she
requires immediate access to
restroom facilities.

2. Public accommodation or facility
means a building, structure, facility,
complex, or improved area that is used by
the general public and shall include
those accommodations and facilities
listed in Sections 19955 and 19955.5 of
the Health and Safety Code.

C. Nothing in this Section requires the
making of structural alterations, repairs,
remodels, modifications, or additions not
otherwise required by applicable local, state
and/or federal law.

. . .

Sec. 2. The City Clerk shall certify to the passage of this ordinance and cause the same to be published in some daily newspaper printed and published in the City of Los Angeles.

I hereby certify that the foregoing ordinance was passed by the Council of the City of Los Angeles, at its meeting of JUL 6 1988

ELIAS MARTINEZ, City Clerk,

By Edward W. Auldman,
Deputy.

Approved JUL 13 1988

Tom Bradley
Mayor.

Approved as to Form and Legality

LAF 364402, 7/9

JUN 13 1988

JAMES K. HAHN, City Attorney,

By Melody B. Bormaster
MELODY B. BORMASTER, Deputy

File No. 87-1884