

1975 Assembly Bill 155

Date published: May 26, 1976

CHAPTER 276, Laws of 1975

AN ACT to renumber 101.13 (1); to amend 101.13 (2) (a) (intro.), (3), (5) (a) (intro.), (6) (b) to (d) and (f) 1 and 2; and to create 101.13 (1), (2) (d) and (e) and (7) of the statutes, relating to expanding accessibility of buildings to the physically disabled, granting rule-making authority and providing penalties.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 101.13 (1) of the statutes is renumbered 101.13 (1m).

SECTION 2. 101.13 (1) of the statutes is created to read:

101.13 (1) In this section, "access" means the physical characteristics of a place which allow persons with functional limitations caused by impairments of sight, hearing, coordination or perception or persons with semiambulatory or nonambulatory disabilities to enter, circulate within and leave a place of employment or public building and to use the public toilet facilities therein without assistance.

SECTION 3. 101.13 (2) (a) (intro.) of the statutes is amended to read:

101.13 (2) (a) (intro.) Any place of employment or public building, the initial construction of which is commenced after July 1, 1970, but prior to the effective date of this act (1975), shall be so designed and constructed as to provide reasonable means of ingress and egress by the physically ~~handicapped~~ disabled with the exception of:

SECTION 4. 101.13 (2) (d) and (e) of the statutes are created to read:

101.13 (2) (d) Any place of employment or public building, unless exempted by rule of the department, the initial construction of which is commenced on or after the effective date of this act (1975), shall be designed and constructed so as to provide reasonable means of access. Buildings, as defined in s. 703.02 (5), of 2 stories or less in height shall be exempt from requirements relating to parking space, ramps and grade-level entrances.

(e) The department shall by rule provide minimum regulations to ensure the access to and use of buildings prescribed in pars. (a) to (d).

SECTION 5. 101.13 (3) of the statutes is amended to read:

101.13 (3) Any place of employment or public building subject to sub. (2) ~~(a)~~, ~~the initial construction of which is commenced after July 1, 1970~~, shall be so designed and constructed to allow physically ~~handicapped~~ disabled persons reasonable means of access from a parking lot, if any, ancillary to such buildings ~~and reasonable means of ingress and egress to at least one floor on which the primary business of such building is located.~~

SECTION 6. 101.13 (5) (a) (intro.) of the statutes is amended to read:

101.13 (5) (a) (intro.) Every place of employment and public building, except those described in sub. (2) (a) 1 to 8, the construction of which is begun after May 24, 1974 but prior to the effective date of this act (1975), on each floor that is accessible to ~~handicapped~~ disabled persons, including persons in wheelchairs, which has public toilets shall have:

SECTION 7. 101.13 (6) (b) to (d) and (f) 1 and 2 of the statutes are amended to read:

101.13 (6) (b) If more than 50% of the interior square footage of a public building is to undergo proposed remodeling, the entire building shall be made to conform to sub. (2) (d) and (e), notwithstanding whether the building was constructed prior to, on or after July 1, 1970, and any rules issued under this section.

(c) If 25% to 50% of the interior square footage of a public building is to undergo proposed remodeling, that part of the building which is to be remodeled shall conform to sub. (2) (d), notwithstanding whether the building was constructed prior to, on or after July 1, 1970, and any rules issued under this section.

(d) If less than 25% of the interior square footage of a public building is to undergo proposed remodeling, the remodeling is not subject to sub. (2) (d) and (e) unless the alteration involves work on doors, entrances, exits or public toilet rooms in which case such doors, entrances, exits or public toilet rooms shall be made to conform to sub. (2) (d) and (e), notwithstanding whether the building was constructed prior

to, on or after July 1, 1970, and any rules issued under this section.

(f) 1. If the building has 5 floors or less, ~~separate~~ accessible toilet room accommodations for each sex shall be provided for the ~~handicapped~~ disabled on at least one floor.

2. If the building has more than 5 floors, in addition to the accommodations required by subd. 1, ~~separate~~ accessible toilet room accommodations for each sex shall be provided to serve each additional 5 floors or fraction thereof, and shall be located conveniently throughout the building to facilitate their use.

SECTION 8. 101.13 (7) of the statutes is created to read:

101.13 (7) The international symbol of accessibility as adopted by the rehabilitation international in 1969 is established as the official state symbol designating buildings and facilities constructed and designed to be accessible. The symbol may be used only in buildings or other facilities, or parts thereof, which meet the standards for access established by rule of the department. If anyone uses or causes the use of the symbol in violation of department standards, the department shall order the discontinuance of such use until such standards are met. Whoever fails to comply with a department order under this subsection shall be fined \$50.

SECTION 9. **Word change.** Wherever in section 101.13 (title), (1m), as renumbered, (2) (a) 8, (5) (a) 3 and (6) (f) (intro.) and (h) of the statutes the word "handicapped" appears, the word "disabled" is substituted.
