

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 282

S.P. 109

In Senate, February 9, 1987

Reference to the Committee on State and Local Government suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate
Presented by Senator ANDREWS of Cumberland.
Cosponsored by Senator GAUVREAU of Androscoggin,
Representative WARREN of Scarborough, Representative PARADIS of
Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

AN ACT Relating to Enforcement of
Accessibility Standards for Places of
Public Accommodations.

Be it enacted by the People of the State of Maine as follows:

5 MRSA §4594-B is enacted to read:

§4594-B. Public accommodations constructed, remodeled or enlarged after January 1, 1988

1. Facilities attested. This section applies to any building or facility constructed specifically as a place of public accommodation on or after January 1, 1988, or when the estimated total costs for remodeling or enlarging an existing building exceeds \$100,000 and the remodeling or enlarging is begun after January 1, 1988.

1 2. Application. Facilities subject to this sec-
2 tion shall meet the following standards.

3 A. Facilities subject to this section con-
4 structed on or after January 1, 1988, shall meet
5 the requirements of the 1986 standards of con-
6 struction adopted pursuant to Title 25, chapter
7 331.

8 B. Plans to reconstruct, remodel or enlarge an
9 existing place of public accommodation, when the
10 estimated total cost exceeds \$100,000, shall be
11 subject to this section when the proposed recon-
12 struction, remodeling or enlargement will sub-
13 stantially affect that portion of the building
14 normally accessible to the public.

15 Facilities subject to this section which are
16 remodeled, enlarged or renovated on or after Jan-
17 uary 1, 1988, shall meet the requirements of the
18 following 4 parts of the 1986 standards of con-
19 struction adopted pursuant to Title 25, chapter
20 331:

21 (1) 4.3 accessible route;

22 (2) 4.3 doors;

23 (3) 4.17 toilet stalls; and

24 (4) 4.29.3 tactile warning on doors to haz-
25 ardous areas.

26 3. Enforcement; inspection. The state, county
27 or municipal authority who reviews plans for any
28 building covered under this section shall:

29 A. Not approve the construction or the opening
30 of such a building if plans or the construction
31 are not in compliance with this section; and

32 B. Require on-site inspections which are deemed
33 necessary to assure compliance with the specific
34 standards of construction set forth in this sec-
35 tion.

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STATEMENT OF FACT

2 This bill has 3 purposes. First, it makes build-
3 ings or facilities construction as places of public
4 accommodation on or after January 1, 1988, subject to
5 the new 1986 standards of construction adopted pursu-
6 ant to the Maine Revised Statutes, Title 25, chapter
7 331. Second, it makes existing places of public ac-
8 commodation which are reconstructed, remodeled or en-
9 larged on or after January 1, 1988, at a cost in ex-
10 cess of \$100,000, subject to 4 specific parts of the
11 new 1986 standards of construction adopted pursuant
12 to Title 25, chapter 331. Third, it prohibits state,
13 county or municipal officials responsible for approv-
14 ing building plans, from approving construction of
15 permitting the opening of a building subject to the
16 section, if the plans or construction are not in com-
17 pliance with the requirements of the sections.

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