# WEST VIRGINIA LEGISLATURE

## 2019 REGULAR SESSION

## Introduced

# House Bill 2652

FISCAL
NOTE

BY DELEGATE RODIGHIERO

[Introduced January 24, 2019; Referred

to the Committee on Health and Human Resources

then Finance.]

1   A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,

2        designated §16-1-9g, relating to public health; requiring all public accessible restrooms to

3        provide hand sanitizers either in or at the exit from the restroom portion of the public

4        facility; and providing for rule-making authority.

*Be it enacted by the Legislature of West Virginia:*

## ARTICLE 1.  STATE PUBLIC HEALTH SYSTEM.

### §16-1-9g.  Regulation of public facility restrooms.

1        (a) The Commissioner of the Bureau for Public Health shall regulate public facility

2   restrooms as prescribed in this section.

3        (b) The commissioner shall propose rules for legislative approval in accordance with §29A-

4   3-1 *et seq.* of this code to effect the purposes of this section:

5        (1) To inspect and enforce rules to control the sanitary conditions of and license all public

6   facilities and health care facilities as set forth in this chapter, whether public or private, open to

7   the general public, including all schools, colleges or universities, and inviting public patronage or

8   public assembly, including a requirement that all public facility restrooms provide hand sanitizers

9   either inside the restroom facility or at the exit from the public restroom; and

10       (2) To make inspections of these public facilities regarding the sanitary conditions without

11  regard to whether they are publicly or privately owned as long as there is public access.


NOTE:  The purpose of this bill is to require all public accessible restrooms, including all schools, to provide hand sanitizers either in or at the exit from the restroom facility. The bill provides for rule-making authority.


Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.