

CHAPTER NO. 747

SENATE BILL NO. 2685

By Cohen

Substituted for: House Bill No. 2683

By Chumney, Bone, Beavers

AN ACT To amend Tennessee Code Annotated, Title 68, Chapter 120, Part 5, relative to the Tennessee Equitable Restrooms Act.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-120-503, is amended by redesignating the existing language as subsection (a) and by adding the following language as new appropriately designated subsections:

(b)(1) In any stadium built before July 1, 2000, if the state architect determines there are sufficient women's toilet facilities and there are not sufficient men's toilet facilities the state architect may allow a variance to permit construction of additional men's toilet facilities without the construction of additional women's toilet facilities.

(2) If the state architect determines that on a level of any stadium or arena constructed before July 1, 2000, that there are sufficient women's toilet facilities and there are not sufficient men's toilet facilities and there is not space for adding enough toilet facilities for men to alleviate over crowding conditions then the state architect may allow a variance to allow one (1) women's restroom to be converted to a men's restroom on each side of a stadium where necessary if and only if sufficient toilet facilities for women would still exist on that level.

(c) Whenever the owner or operator of a facility with seats for not less than ten thousand (10,000) spectators and which is used primarily for auto racing and other activities, has reasonable evidence that such events will be attended by a substantially greater number of men than women on a regular basis, such owner or operator may, upon approval of the state architect, configure and construct the available toilet facilities so that the number of men's fixtures and the number of women's fixtures is changed to reflect the greater number of men or women attending events at the facility, provided that sufficient toilet facilities for women are included in the facility. The provisions of this subsection shall only apply in counties having a population of not less than sixty-seven thousand six hundred (67,600) nor more than sixty-seven thousand nine hundred (67,900) according to the 1990 federal census or any subsequent federal census.

(d) Whenever the owner or operator of a facility with seats for not less than eight thousand (8,000) spectators and which is used primarily for horse shows and other activities, has reasonable evidence that such events will be attended by a substantially greater number of men than women on a regular basis, such owner or operator may, upon approval of the state architect, configure and construct the available toilet facilities so that the number of men's fixtures and the number of women's fixtures is changed to

reflect the greater number of men or women attending events at the facility, provided that sufficient toilet facilities for women are included in the facility. The provisions of this subsection shall only apply in counties having a population of not less than one hundred eighteen thousand five hundred (118,500) nor more than one hundred eighteen thousand six hundred (118,600) according to the 1990 federal census or any subsequent federal census.

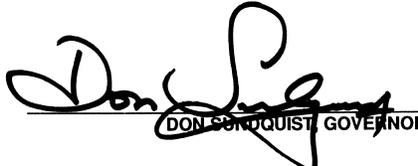
SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: May 10, 2000**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 18<sup>th</sup> day of May 2000**

  
DON SUNDQUIST, GOVERNOR