

**STATE REQUIRED HANDOUT –
SENATE BILL 748**

MANDATORY ADA DISCLOSURE

ATTENTION: You may be subject to liability for failure to meet your obligation to comply with state and federal accessibility laws. The recent issuance or renewal of a business or equivalent instrument or permit does not mean that your business has been determined to be in compliance with state and federal disability access laws.

Please see the attached materials for more information

(1) Schedule an inspection with a Certified Access Specialist.

A Certified Access Specialist (CAsp) is a person who the State of California recognizes as having specialized knowledge of accessibility standards. They can inspect your business and tell you what changes you need to make for your business to be accessible to disabled people. Getting a CAsp inspection has important benefits, like giving you extra protection in a lawsuit.

To find a CAsp in your area, contact the CAsp program at the Division of the State Architect. You can also visit.

https://www.apps2.dgs.ca.gov/DSA/casp/casp_certified_list.aspx.

Additionally, you should contact your local government and ask what resources it has to help businesses comply with disability access laws.

(2) Learn about accessibility laws from reliable sources.

There is a lot of misinformation about accessibility laws. Get information about your rights and responsibilities as a business owner from reliable, trustworthy sources. California has several agencies that provide fact sheets, trainings and other educational materials about accessibility. In fact, one of these agencies, the California Commission on Disability Access, was created by the legislature for the purpose of helping businesses comply with accessibility laws. You should contact the following agencies and ask for information on how to comply with accessibility laws:

The California Commission of Disability Access:

www.ccda.ca.gov.

The Division of the State Architect: www.dgs.ca.gov.

The Department of Rehabilitation: www.dor.ca.gov.

New California State Mandate – AB 783

Posted on November 28, 2023



California
LEGISLATIVE INFORMATION

Starting January 1st, 2024, the State of California requires businesses with a single-user toilet facility to identify such facility as all-gender toilet facilities per legislation AB 783.

AB 783 is related to AB 1732 (Ting) from 2016, which enacted a restroom policy requiring all single-occupancy restrooms in business, government buildings, and places of public accommodation be available to everyone. AB 1732 authorized health inspection officials to check for compliance during health inspections. AB 783 is designed to boost compliance with AB 1732 by ensuring businesses are aware of the requirements.

For more information regarding this new state mandate or any other state mandates that may affect your business please visit [State Business Notices \(hdlgov.com\)](https://hdlgov.com)

Assembly Bill No. 783

CHAPTER 223

An act to add Section 16000.2 to the Business and Professions Code, relating to restrooms.

[Approved by Governor September 23, 2023. Filed with
Secretary of State September 23, 2023.]

LEGISLATIVE COUNSEL'S DIGEST

AB 783, Ting. Business licenses: single-user restrooms.

Existing law authorizes the legislative body of an incorporated city and the county board of supervisors to license businesses carried on within their respective jurisdictions and to set license fees as specified. Existing law requires all single-user toilet facilities in any business establishment, place of public accommodation, or government agency to be identified as all-gender toilet facilities, as specified.

This bill would require a city, county, or city and county that issues business licenses, equivalent instruments, or permits within its jurisdiction to provide written notice to each applicant for a new or renewed business license, equivalent instrument, or permit of the requirement that all single-user toilet facilities in any business establishment, place of public accommodation, or government agency be identified as all-gender toilet facilities. By increasing the duties of local officials, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The bill would include findings that changes proposed by this bill address a matter of statewide concern rather than a municipal affair and, therefore, apply to all cities, counties, and cities and counties, including charter cities, counties, and cities and counties.

The people of the State of California do enact as follows:

SECTION 1. Section 16000.2 is added to the Business and Professions Code, to read:

16000.2. A city, county, or city and county that issues business licenses, equivalent instruments, or permits within its jurisdiction shall provide written notice of the requirements of Section 118600 of the Health and Safety Code

to each applicant for a new or renewed business license, equivalent instrument, or permit.

SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because a local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by this act, within the meaning of Section 17556 of the Government Code.

SEC. 3. The Legislature finds and declares that access to gender-neutral single-user restrooms is a matter of safety and inclusiveness to all and thus is a matter of statewide concern and is not a municipal affair as that term is used in Section 5 of Article XI of the California Constitution. Therefore, Section 1 of this act adding Section 16000.2 to the Business and Professions Code applies to all cities, counties, and cities and counties, including charter cities, counties, and cities and counties.

AB 783 – Single-User Restrooms

Under Business and Professions Code section 16000.2, you are hereby notified that Section 118600 of the Health and Safety Code requires you to identify all single-user toilet facilities in your business as all-gender toilet facilities on compliant signage.

Details are available in Section 118600 at:

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=HSC§ionNum=118600.





**ALL GENDER
RESTROOM**



All Gender
Restroom