

## **Chapter 29**

### **Elimination of Architectural Barriers for Persons with a Disability**

#### **26-29-1 Buildings and facilities to which chapter applies -- Standards available to interested parties -- Building board staff to advise, review, and approve plans when possible.**

- (1)
  - (a) The standards in this chapter apply to all buildings and facilities used by the public that are constructed or remodeled in whole or in part by the use of state funds, or the funds of any political subdivision of the state.
  - (b) All of those buildings and facilities constructed in Utah after May 12, 1981, shall conform to the standard prescribed in this chapter except buildings, facilities, or portions of them, not intended for public use, including:
    - (i) caretaker dwellings;
    - (ii) service buildings; and
    - (iii) heating plants.
- (2) This chapter applies to temporary or emergency construction as well as permanent buildings.
- (3)
  - (a) The standards established in this chapter apply to the remodeling or alteration of any existing building or facility within the jurisdictions set forth in this chapter where the remodeling or alteration will affect an area of the building or facility in which there are architectural barriers for persons with a physical disability.
  - (b) If the remodeling involves less than 50% of the space of the building or facility, only the areas being remodeled need comply with the standards.
  - (c) If remodeling involves 50% or more of the space of the building or facility, the entire building or facility shall be brought into compliance with the standards.
- (4)
  - (a) All individuals and organizations are encouraged to apply the standards prescribed in this chapter to all buildings used by the public, but that are financed from other than public funds.
  - (b) The State Building Board shall:
    - (i) make the standards established by this chapter available to interested individuals and organizations; and
    - (ii) upon request and to the extent possible, make available the services of the building board staff to advise, review, and approve plans and specifications in order to comply with the standards of this chapter.

Amended by Chapter 73, 2001 General Session

#### **26-29-2 Purpose of chapter.**

- (1) This chapter is concerned with nonambulatory disabilities, semiambulatory disabilities, sight disabilities, hearing disabilities, disabilities of incoordination, and aging.
- (2) It is intended to make all buildings and facilities covered by this chapter accessible to, and functional for, persons with a physical disability.

Amended by Chapter 73, 2001 General Session

#### **26-29-3 Basis for standards.**

The standards of this chapter are the current edition of planning and design criteria to prevent architectural barriers for the aged and persons with a physical disability, as promulgated by the State Building Board.

Amended by Chapter 73, 2001 General Session

**26-29-4 Enforcement of chapter.**

The responsibility for adoption of the planning and design criteria referred to in Section 26-29-3, and enforcement of this chapter shall be as follows:

- (1) where state school funds are utilized, the State Board of Education.
- (2) where state funds are utilized, the State Building Board.
- (3) where funds of political subdivisions are utilized, the governing board of the county or municipality in which the building or facility is located.

Enacted by Chapter 126, 1981 General Session