



STATE OF ALABAMA
DEPARTMENT OF FINANCE
REAL PROPERTY MANAGEMENT
Division of Construction Management

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TO: BOARDS OF EDUCATION / OWNERS, ARCHITECTS & ENGINEERS

FROM: MICKEY ALLEN, ASSISTANT FINANCE DIRECTOR, *Mickey Allen*
REAL PROPERTY MANAGEMENT

FRANK BARNES, DIRECTOR, *Frank Barnes*
DIVISION OF CONSTRUCTION MANAGEMENT

RE: ACT 2019-388 - PUBLIC & PRIVATE HIGH SCHOOL STADIUM RESTROOM FIXTURES

On June 6, 2019 Governor Kay Ivey signed Act 2019-388 providing an optional reduction in the required number of restroom fixtures of both public and private Alabama high school sports stadiums, effective immediately. The full text of Act 2019-388 is available on the Secretary of State's website at <http://arc-sos.state.al.us/PAC/SOSACPDF.001/A0013308.PDF>. A summary is provided below:

Act 2019-388 Summary

- The Act applies to renovations of existing public or private high school sports stadiums and to new construction of such facilities.
- The Act does not supplant or supersede the Americans with Disabilities Act Standards.
- The Act does not supplant or supersede any requirements of otherwise applicable state or local building or plumbing codes or state or local laws or regulations other than those that specifically pertain to the number of required restroom fixtures for each sex based on total stadium occupancy.
- The formula for the number of required restroom fixtures is contained within the Act text.

Division of Construction Management (DCM) New Plan Review Requirement

- Reduction of the required number of restroom fixtures for public and private high school sports stadiums under Act 2019-388 is **optional** and it is less than the number of restroom fixtures required under the currently adopted State Building Code.
- If a Board of Education (BOE) / Owner chooses the option of a reduced number of restroom fixtures, the lead design professional must provide to DCM as part of the first plan review submittal a signed letter from the BOE / Owner on the BOE's / Owner's letterhead an acknowledgement of the optional choice with the following statement:

"We understand this new option is a departure from current State Building Code and we understand the effect of the change to the building from application of the new option over current code standards. Knowing this, we choose to apply the option under Act 2019-388 to reduce the number of required restroom fixtures for this project."