



**93RD GENERAL ASSEMBLY**  
**State of Illinois**  
**2003 and 2004**

Introduced 02/09/04, by Robert Rita - Sidney H. Mathias -  
Patrick Verschoore - Daniel J. Burke - Brandon W. Phelps, et  
al.

**SYNOPSIS AS INTRODUCED:**

820 ILCS 230/2.5 new

Amends the Employee Washroom Act. Provides that, for temporary buildings or buildings under construction which are not yet occupied for their intended purpose: toileting and handwashing facilities shall be provided for the convenience of all workers; sanitary facilities shall meet specified requirements; separate facilities are not required for males and females if individual portable units are used; and for one through 200 employees, one facility shall be provided for every 40 employees, and for over 200 employees, one facility shall be added for every 50 employees. Provides that all non-sewered units shall be pumped regularly to assure adequate working facilities. Effective immediately.

LRB093 20847 RXD 46779 b

1 AN ACT concerning employment.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Employee Washroom Act is amended by adding  
5 Section 2.5 as follows:

6 (820 ILCS 230/2.5 new)

7 Sec. 2.5. Buildings under construction. An owner of a  
8 temporary building or building under construction that is not  
9 yet occupied for its intended purpose or the employer of  
10 employees at such a building shall comply with the toileting  
11 and handwashing facility requirements under Section 2. The  
12 following requirements also apply to temporary buildings or  
13 buildings under construction which are not yet occupied for  
14 their intended purpose:

15 (1) Toileting facilities shall be enclosed and discharged  
16 into a sanitary sewer. In lieu of connecting to a sewer, the  
17 sanitary facility may be a portable, enclosed,  
18 chemically-treated, tank-tight unit.

19 (2) If individual portable units are used, separate  
20 toileting facilities are not required for males and females.  
21 Toileting facilities shall be provided as follows: (A) for one  
22 through 200 employees, one toilet facility shall be provided  
23 for every 40 employees or fraction thereof; and (B) for over  
24 200 employees, one toilet facility shall be added for every 50  
25 employees or fraction thereof.

26 (3) All non-sewered units shall be pumped regularly to  
27 ensure adequate working facilities.

28 Section 99. Effective date. This Act takes effect upon  
29 becoming law.