

Note: See Appendix A for a reprint of s. 66.616 (3) (a), Stats.

(c) Handrails shall not be required for curb ramps which overcome a difference in elevation of 8 inches or less.

(d) Curb ramps shall be located to provide the shortest line of travel from the accessible parking space to the accessible public entrance.

**(3m) EXTERIOR WALKS.** Exterior walks are prepared surface, exterior pathways leading to or from a building and are on the same level as the adjacent ground. Exterior walks leading to accessible entrances shall comply with the following criteria:

(a) *Surface.* Exterior walks shall have a slip-resistant surface and shall have a minimum width of 48 inches, of which not more than 4 inches on each side may be occupied by a handrail.

(b) *Gradients.* Exterior walks shall have a gradient no more than 5% or 1:20;

(c) *Handrails.* Handrails are not required at exterior walks, except on those sides where the adjacent terrain exceeds a 25% (1:4) downward slope away from the walk. Required handrails shall be at least 2 feet 8 inches high, with an intermediate parallel rail at mid-height; and

(d) *Rest platforms.* Rest platforms are not required at walks.

**(3r) EXTERIOR RAMPS.** Exterior ramps are sloping walks or sloping structures having a gradient greater than 5% (1:20) and which provide access to or from a building. Exterior ramps shall comply with the following criteria:

(a) *Width.* Exterior ramps shall have a slip-resistant surface and shall have a minimum width of 48 inches, of which not more than 4 inches on each side may be occupied by a handrail;

(b) *Gradients.* Exterior ramps shall not have gradients greater than 8.33% or 1:12 slope;

(c) *Handrails.* Graspable handrails shall be provided as follows:

1. Location. a. Ramps with a gradient greater than 5% (1:20), but less than 8.33% (1:12) shall have a handrail on one side of the ramp;

b. Ramps with a gradient of 8.33% (1:12) shall have handrails on each side of the ramp; and

c. Handrails shall be provided on those sides where the adjacent terrain exceeds a 25% (1:4) downward slope away from the ramp.

2. Height. Handrails shall be mounted so that the top of the handrail is located between 30 inches to 34 inches above the ramp surface.

3. Midrails. Open-sided ramps shall have an intermediate parallel rail located at mid-height between the handrail and the ramp surface.

4. The clear space between the handrail and any adjoining wall shall be between 1½ inches to 2 inches.

(d) *Clearance.* 1. Where exterior ramps are provided to accessible doorways, the floor on each side of the doorway shall be level for a distance of 5 feet from the door.

2. Exterior ramps shall have a level platform at least 5 feet long where they turn and at least 5 feet of level clearance at the bottom of the ramp.

(e) *Rest platforms.* All exterior ramps longer than 30 feet in length shall have 5-foot long level platforms at a maximum of 30-foot intervals.

**(3w) COMMUNICATION BETWEEN BUILDINGS.** Walks or enclosed passageways which connect 2 or more buildings and are intended for public use shall provide access to each building.

**(4) NEW CONSTRUCTION.** All new public buildings and places of employment shall be provided with access to a primary floor, interior circulation and toilet facilities in accordance with Table 52.04 and the requirements of sub. (4). All buildings with multiple uses shall comply with sub. (5).

Note: Access to all areas of the building is preferred, however the footnotes in Table 52.04 designate specific exemptions and requirements for access to the primary floor, interior circulation, and toilet facilities for the occupancies listed.

(a) *Access to the primary floor.* Access from the exterior grade to a primary floor, via a public entrance, shall be provided by means of ramps, grade-level entrances, or other means of access approved by the department.

(b) *Interior circulation.* Interior circulation, both horizontally and vertically, shall be provided to all areas of a public building or place of employment as specified in Table 52.04. Interior circulation between floor levels shall be provided by one of the methods as described in par. (d). The method of interior circulation shall be on an accessible route and the accessible route shall not pass through an occupied room.

(c) *Toilet facilities.* Accessible toilet facilities shall be provided on a primary floor or accessible from a primary floor. Every floor which is accessible, and which is provided with required toilet facilities, shall be provided with accessible toilet facilities which comply with the requirements of sub. (8) and the following distribution:

1. Accessible water closets shall be provided at the rate of 10% of the total number of toilet facilities provided on each accessible floor, with a minimum of one for each sex; and

2. One accessible toilet room is required in buildings accommodating 10 or less employees and less than 25 patrons per s. ILHR 54.12 (2).

(d) *Methods of interior circulation-new construction.* Interior circulation between floor levels in new construction shall be provided by one of the following methods:

1. Ramps complying with sub. (7) for interior ramps.

2. Passenger elevators complying with ch. ILHR 18.

3. Vertical wheelchair lifts complying with ch. ILHR 18. Vertical wheelchair lifts may be installed in new construction in lieu of an elevator only under the following conditions:

a. To provide an accessible route to a performing area in an assembly occupancy;

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- b. To comply with the wheelchair viewing position line-of-sight and dispersion requirements for assembly seating; house no more than five persons, including but not limited to equipment control rooms and projection booths; or
- c. To provide access to incidental occupiable spaces and rooms which are not open to the general public and which d. To provide access where existing site constraints make use of a ramp or an elevator infeasible.

TABLE 52.04  
REQUIREMENTS FOR NEW CONSTRUCTION

Occupancy and Type of Construction	Access to Primary Floor	Interior Circulation	Toilet Facilities
I. All public buildings and places of employment not listed in categories II-XII .....	Yes	Yes <sup>1</sup>	Yes
II. Government-owned buildings except those occupancies listed under V and IX D .....	Yes	Yes	Yes
III. Factories, office and mercantile buildings, and shopping malls .....	Yes	Yes <sup>1, 2, 3</sup>	Yes <sup>4, 5</sup>
IV. Theaters and assembly halls .....			
A. Churches (chs. ILHR 54 and 55) .....	Yes	Yes <sup>1, 6</sup>	Yes <sup>7</sup>
B. Auditoriums, theaters, stadiums and permanent bleachers .....	Yes	Yes <sup>1, 6</sup>	Yes
C. Night clubs, bars, restaurants (chs. ILHR 54 and 55) .....	Yes	Yes <sup>1</sup>	Yes
D. Recreational facilities (chs. ILHR 54 & 55) .....	Yes	Yes <sup>1, 8</sup>	Yes
V. Schools and other places of instruction .....	Yes	Yes <sup>1, 9</sup>	Yes
VI. Libraries, museums and art galleries .....	Yes	Yes <sup>1</sup>	Yes
VII. Places of abode .....			
A. Residential living units with individual exterior entrances .....	Yes <sup>10</sup>	Yes <sup>11</sup>	Yes <sup>12</sup>
B. All other residential living units (apartment-type buildings) .....	Yes <sup>13</sup>	Yes <sup>14</sup>	Yes <sup>12</sup>
C. Hotels and motels .....	Yes	Yes <sup>15</sup>	Yes <sup>16</sup>
D. Condominiums .....	Yes <sup>17</sup>	Yes <sup>18</sup>	Yes <sup>12</sup>
VIII. Day care centers .....	Yes <sup>19</sup>	Yes <sup>1, 19</sup>	Yes <sup>19</sup>
IX. Health care facilities .....			
A. Hospitals .....	Yes <sup>20</sup>	Yes <sup>20</sup>	Yes <sup>20</sup>
B. Nursing homes .....	Yes <sup>20</sup>	Yes <sup>20</sup>	Yes <sup>20</sup>
C. Community-based residential facilities .....	Yes <sup>21</sup>	Yes <sup>21</sup>	Yes <sup>21</sup>
D. Dental and medical clinics and offices .....	Yes	Yes <sup>1, 22</sup>	Yes
X. Places of detention .....	Yes	Yes <sup>1, 23</sup>	Yes
XI. Garage occupancies .....	Yes	Yes <sup>1</sup>	Yes
XII. Specialty occupancies .....			
A. Open parking structures .....	Yes <sup>24</sup>	Yes <sup>24</sup>	Yes <sup>24</sup>
XIII. Mechanical equipment rooms, maintenance equipment and other storage rooms, janitor closets, storage warehouses, saw and feed mills, motion picture booths, portable bleachers, steel mills, steel fabricating plants, slaughter houses, storage and truck docks and shipbuilding facilities and similar occupancies determined by the department .....	No	No	No

Note: Floors used entirely for storage or mechanical purposes need not be included in determining the total gross area.

## Footnotes of Table 52.04:

1. (a) All buildings. Access is not required to a mezzanine if duplicate facilities to those provided on the mezzanine are located on an accessible floor. Access is required to employ facilities, including but not limited to lunch rooms, change rooms and locker rooms, required by s. ILHR 54.13.

(b) Buildings having an area 20,000 square feet or less. If the total gross area of the building including all floors, is 20,000 square feet or less, interior circulation is required to a primary floor and throughout at least 2/3 of that floor area. Access is required to any raised or depressed area of the primary floor containing the only facility of its kind.

(c) Buildings having an area greater than 20,000 square feet. If the total gross area of the building, including all floors, is greater than 20,000 square feet, interior circulation is required to all floors and to at least 2/3 of the total area of each floor. Access is required to any floor level containing the only facility of its kind.

2. (a) Each tenant space shall be considered a separate building for determining requirements for interior circulation within each tenant space.

When more than 50% of the tenant spaces are remodelled in an existing shopping mall, all public use areas shall be made accessible in accordance with s. ILHR 52.04 (3) to (4) and (9).

3. In retail establishments providing fitting rooms, at least one fitting room shall be accessible.

4. If the required toilet facilities are not accessible in buildings accommodating 15 or less employes and 25 or less patrons, one additional accessible toilet room for both sexes shall be provided. That toilet facility shall be located on an accessible floor and shall contain one lavatory and one water closet. A privacy lock for the door shall be provided.

5. In enclosed shopping malls, toilet facilities provided within a tenant space less than 750 square feet in net area, are not required to be accessible, providing accessible public toilet facilities are provided in the mall. Toilet facilities provided in accordance with s. ILHR 54.12 (2) shall be accessible.

6. Seating spaces, at the rate of 2% of the total capacity with a maximum of 50 seats shall be integrated throughout the seating plan.

One-half of the accessible seating spaces shall be designed for patrons using wheelchairs. The wheelchair space shall be level. Removable seats may be installed in these wheelchair spaces when these spaces are not required to accommodate wheelchair users. The other spaces shall be designed for patrons using braces, crutches, or similar aids.

Ramp details [s. ILHR 52.04 (7)] do not apply to the aisles in theater auditoriums.

7. In remodeled churches, a separate accessible toilet room for use by both sexes is acceptable if the toilet room is located on an accessible floor, contains one lavatory and one water closet, and is provided with a privacy lock.

8. In buildings containing recreational facilities, access shall be provided to 10% of the individual game areas including bowling alleys, tennis courts and similar areas, with a minimum of one individual game area. Access shall be provided to toilets, lounge areas, bar, dining areas and similar areas as specified in footnote #1. Access is not required to saunas, racquet ball courts, handball courts and locker rooms associated with these areas.

9. If the total gross area of the building including all floors is 20,000 square feet or less, access is required to a primary floor and to any other floors or floor levels that provide services or facilities that are not found on the accessible floor.

10. Access to a primary floor shall be provided to at least 10% of the living units, with a minimum of one living unit. In a complex of buildings, the accessible units shall be integrated throughout at least 50% of the buildings in the complex.

11. Doors and corridors shall be designed for access and shall comply with s. ILHR 52.04 (9). Doors to walk-in closets shall be a minimum of 32 inches in width.

12. Grab bars, special lavatories, water closets, mirrors, or special bathing facilities are not required.

13. Access shall be provided to a primary floor with living units. In a complex of buildings, access shall be provided to at least 50% of the buildings in the complex.

14. All doors and corridors within all living units located on the accessible floor shall be designed for access and shall comply with s. ILHR 52.04 (9). Doors to walk-in closets shall be a minimum of 32 inches in width. If laundry, storage, trash facilities, or similar areas, are provided in buildings with more than 20 living units per building, the laundry or storage facilities, or both, shall be accessible.

15. (a) *Number of accessible sleeping units.* 1. In a hotel or motel, or a hotel or motel complex providing meeting or conference room facilities, accessible sleeping units shall be provided at a rate of 10% of the total number of sleeping units, with a minimum of one.

2. In a hotel or motel, or a hotel or motel complex not providing meeting or conference room facilities, accessible sleeping units shall be provided at a rate of 5% of the total number of sleeping units, with a minimum of one.

(b) *Interior circulation.* All doors and corridors throughout the accessible sleeping units shall be designed for access and shall comply with s. ILHR 52.04(9). Doors to walk-in closets shall be a minimum of 32 inches in width.

(c) *Access requirements.* Access is required to all public use areas of the building or complex. In a complex of buildings with sleeping units, access shall be provided to at least 50% of the buildings in the complex.

16. Accessible bathtubs or showers shall be provided and shall comply with s. ILHR 52.04 (8) (h). Self-rising toilet seats and sliding-door tub enclosures are prohibited.

17. Condominiums, 2 stories or less in height, are exempt from the accessibility requirements relating to parking spaces, ramps and grade-level entrances.

18. All doors and corridors shall be designed for access and shall comply with s. ILHR 52.04 (9). Doors to walk-in closets shall be a minimum of 32 inches in width.

19. Access, interior circulation, and toilet facilities do not apply to a change of use.

20. See ss. ILHR 52.041 and 52.042 for additional requirements on accessibility.

21. For community-based residential facilities within the scope of ch. ILHR 61, see s. ILHR 61.18 for additional requirements; for community-based residential facilities within the scope of ch. ILHR 57, common-use areas and 10% of the sleeping rooms shall be accessible.

22. If the total gross area of the building including all floors is 20,000 square feet or less, access is required to a primary floor and to any other floors or floor levels that provide services or facilities for the employes and the patients that are not found on the accessible floor.

23. (a) In penal institutions, 2% of the total number of required institutional living units shall be accessible. Vertical transportation between tiers of cells is not required.

(b) Access is required to all areas identified for use by the general public.

24. See s. ILHR 62.34 for additional requirements.

**(5) BUILDINGS WITH MULTIPLE USES.** (a) *Buildings greater than 20,000 square feet.* Multiple-use buildings with a total gross area greater than 20,000 square feet, including all floors, shall comply with the criteria established in Table 52.04 for each specific use. Interior circulation is re-

quired to and throughout at least ⅓ of each specific use area.

(b) *Buildings of 20,000 square feet or less.* Multiple-use buildings with a total gross area of 20,000 square feet or

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less, including all floors, shall be provided with a means of access to and throughout at least  $\frac{2}{3}$  of the total area of the primary floor and to the toilet facilities on the primary floor. Government-owned buildings and dental and medical clinics and offices shall comply with the criteria established in Table 52.04 for each specific use.

Note: Floors used entirely for storage or mechanical purposes need not be included in determining the total gross area.

**(6) ADDITIONS, REMODELED BUILDINGS, AND CHANGE OF USE.** All existing public buildings or places of employment, and all additions, shall be provided with access to a primary floor, interior circulation and toilet facilities in accordance with the following:

(a) *More than 50% remodeled or added.* If more than 50% of the gross interior area of a building is remodeled, added to or both, the entire building shall comply with all applicable requirements of s. ILHR 52.04.

(b) *25% to 50% remodeled or added.* If 25% to 50% of the gross interior area of a building is remodeled, added to or both, that part of the building which is remodeled, added to or both shall be provided with the requirements of Table 52.04 and sub. (4).

(c) *Less than 25% remodeled or added.* If less than 25% of the gross interior area of a building is remodeled, added to or both, the requirements of Table 52.04 and sub. (4) need not be provided unless the remodeling or addition involves an entrance or exit or toilet facilities in which case the entrance or exit or toilet facility shall comply with sub. (4). Additions, larger than 20,000 square feet gross area, shall comply with Table 52.04 and subs. (3) to (4) and (9) regardless of the percent of floor area of the entire building.

(d) *Toilet facilities in remodeled buildings.* If an existing building having passenger elevators is remodeled in accordance with the percentages above, accessible toilet room facilities for each sex shall be provided to serve each 5 floors, or fraction thereof, and shall comply with the requirements of sub. (8);

(e) *Change of use.* If the use of an existing building is changed to a new use and the building undergoes physical remodeling, the building shall comply with the percentages established in sub. (6);

(f) *Remodeling in stages.* The percentage requirements established in this subsection shall apply to the accumulative sum of any remodeling or additions, or both, undertaken after May 15, 1974.

(g) *Interior circulation-existing construction.* 1. Interior circulation between floor levels in existing public buildings and places of employment shall be provided by one of the following methods. The method of interior circulation shall be on an accessible route and the accessible route shall not pass through an occupied room.

- a. Passenger elevators complying with ch. ILHR 18;
- b. Limited-use elevators complying with ch. ILHR 18;
- c. Ramps complying with sub. (7) for interior ramps;
- d. Vertical wheelchair lifts complying with ch. ILHR 18; or

e. Inclined wheelchair lifts having sides a minimum of 42 inches in height and complying with ch. ILHR 18.

2. The following methods of interior circulation may only be used in existing churches:

- a. Stairway chairlifts complying with ch. ILHR 18; or
- b. Residential elevators complying with ch. ILHR 18.

**(7) INTERIOR RAMPS.** Interior ramps are sloped floor surfaces that connect different floor levels. Interior ramps shall comply with the following criteria:

(a) *Width.* Interior ramps shall have a slip-resistant surface and shall have a minimum width of 36 inches, measured between handrails.

(b) *Slope.* 1. New construction. In new buildings, interior ramps shall not have a slope greater than one foot of rise in 12 feet of run.

2. Existing construction. In existing buildings, interior ramps with a slope of one foot of rise in 8 feet of run may be used to overcome a total height not greater than 2 feet when the floor area does not permit a 1:12 ramp.

(c) *Handrails.* Except as provided in subd. 5., graspable handrails shall be provided as follows:

1. Location. a. Interior ramps with a gradient greater than 5% (1:20), but less than 8.33% (1:12) shall have a handrail on one side of the interior ramp;

b. Interior ramps with a gradient of 8.33% (1:12) or greater shall have handrails on each side of the ramp; and

c. Handrails are not required on interior ramps where the gradient is less than 5% (1:20).

2. Height. Handrails shall be mounted so that the top of the handrail is located between 30 inches to 34 inches above the ramp surface.

3. Guardrails. Open-sided ramps shall have an intermediate parallel guardrail located at mid-height between the handrail and the ramp surface.

4. The clear space between the handrail and any adjoining wall shall be between 1½ inches to 2 inches.

5. One handrail may be provided for ramps located in existing corridors or hallways having a minimum width of 36 inches.

(d) *Clearance.* 1. Where interior ramps are provided to accessible doorways, the floor on each side of the doorway shall be level for a distance of 5 feet from the door.

2. Interior ramps shall have a level platform at least 5 feet long where the ramps turn and at least 5 feet of level clearance at the bottom of the ramp.

(e) *Rest platforms.* 1. Interior ramps with a gradient greater than 5% (1:20) shall have a 5-foot long level platform at a maximum of 30-foot intervals.

2. Rest platforms are not required on interior ramps where the slope is less than one foot of rise in 20 feet of run.

**(8) TOILET FACILITY DETAILS.** (a) *Accessible toilet rooms and compartments.* Accessible toilet rooms and toilet compartments shall be sized to provide ease of access, usable-

building shall be legible from adjacent streets, driveways or public walks.

Note: Also see s. Trans 200.07, which is reprinted in Appendix A, for additional requirements.

(b) *Wheelchair functions.* All 90°, 180°, 360° and S-turns shall be designed to provide ease of access, usability and uninterrupted mobility.

Note 1: The standard wheelchair dimensions are: length including footrest and feet, 48 inches; width, including hands and knuckles, 30 inches.

Note 2: The minimum space required to turn 90°, 180°, 360° and S-turns is illustrated in the Appendix.

Note 3: See Appendix A for further explanatory material.

(c) *Grates.* All openings in gratings that will be in the path of access shall not exceed 3/8-inch in width, and shall be installed perpendicular to the direction of travel. Spacers perpendicular to the grate and flush with the top of the grate shall be provided at not more than 18-inch intervals.

(d) *Public telephones.* If a public telephone is provided, it shall be accessible and installed with the height of the telephone coin slot not more than 54 inches above the floor, with the dial no more than 48 inches above the floor. In a multi-phone installation, a minimum of one telephone shall be accessible.

Note: An adjustable volume control should be provided in areas where such service is appropriate.

(11) **DRINKING FACILITIES.** Accessible drinking facilities shall be provided at the rate of 10% of the required drinking facilities as specified in chs. ILHR 54 to 62, with a minimum of one.

(a) *Drinking fountains and water coolers.* Drinking fountains and water coolers shall comply with the following:

1. Spout height. Spouts shall be not higher than 36 inches measured from the floor or ground surfaces to the spout outlet.

2. Spout location. The spouts of drinking fountains and water coolers shall be at the front of the unit and shall direct the water flow in a trajectory that is parallel or nearly parallel to the front of the unit. The spout shall provide a flow of water at least 4 inches high so as to allow the insertion of a cup or glass under the water flow.

3. Controls. Unit controls shall be front mounted or side mounted near the front edge.

Note: It is recommended to have lever-type controls.

4. Clearances. a. Wall and post-mounted cantilevered units shall have a clear knee space between the bottom of the apron and the floor or ground at least 27 inches high, 32 inches wide, and 17 inches to 19 inches deep.

b. Free-standing or built-in units not having a clear space under them shall have a clear floor space at least 36 inches by 48 inches that allows a person in a wheelchair to make a parallel approach to the unit.

5. Alcoves. Water fountains and water coolers shall be located completely within alcoves, or positioned so as not to encroach into pedestrian walk-ways. Alcoves shall be not less than 32 inches in width and 18 inches in depth.

Note: See Appendix for drawings of accessible water fountains and water coolers.

(b) *Drinking facilities provided with individual cups.* Drinking fountains using individual cups at a potable water source shall comply with sub. (8) for accessible lavatories and the individual cups and cup dispenser shall be accessible and located not more than 40 inches above the floor.

History: Cr. Register, December, 1974, No. 228, eff. 1-1-75; r. and recr. (3) (b), (4), (5) and (9) (a) and (b), am. (6), (7) (a), (7) (e), (8) (c) and (d), r. (9) (d) 3., Register, December, 1975, No. 240, eff. 1-1-76; am. table, (4) (c) 2 and (6) (e), Register, December, 1976, No. 252, eff. 1-1-77; cr. (2) (b) and (c), (3) (a) 3, am. (3) (b) (intro.), (4) (b) and (c) 1, (5), (7) (a), (c) and (e), (8) (b) and (9) (a) 1 and 2, r. and recr. (8) (b), Register, December, 1977, No. 264, eff. 1-1-78; am. (4) (c) 2., (5) (b), (6) (a) to (c), (7) (a) and (8) (c), Register, December, 1978, No. 276, eff. 1-1-79; am. (4) table, (5) (b), (9) (a) 1., (9) (c) 1. and 2., r. and recr. (3) and (8), cr. (9) (a) 3., Register, January, 1980, No. 289, eff. 2-1-80; cr. (8) (h), Register, December, 1981, No. 312, eff. 1-1-82; am. (8) (e), Register, October, 1982, No. 322, eff. 11-1-82; r. and recr. Table 52.04, (3), (6) (c), (7) and (9), am. (4) (b), (8) (c) and (8) (h) 1., cr. (10), Register, December, 1983, No. 336, eff. 1-1-84; am. (3) (a) (intro) and 2., (3) (c) 1. and (d) 1., (6) (a), (7) (a), Table 52.04-B and (8) (e), r. and recr. (3) (d) 3., Table 52.04-A, (7) (c), (8) (d) and (10) (d), renum. (8) (f) to (h) to be (8) (g) to (i), cr. (8) (f) and (11), r. (10) (e), Register, August, 1985, No. 356, eff. 1-1-86; reprinted to correct error in (11) (a) 3., Register, May, 1988, No. 389; r. and recr. (4) (b), Register, August, 1988, No. 392, eff. 9-1-88; emerg. am. Table 52.04, eff. 1-12-93; am. (4) (c) 2, Register, August, 1993, No. 452, eff. 3-1-94; corrections in (3) made under s. 13.93 (2m) (b) 1, Stats., Register, December, 1993, No. 456; r. and recr. (2) and (4) (b), cr. (4) (d) and (6) (g), Register, March, 1994, No. 459, eff. 4-1-94.

#### ILHR 52.041 Health care facilities — new construction.

All new health care facilities shall be provided with access to a primary floor, interior circulation and toilet facilities in accordance with s. ILHR 52.04 and the following requirements:

(1) **ACCESSIBLE PATIENT TOILET FACILITIES.** Accessible patient toilet facilities shall be provided in accordance with this section.

(a) *Individual toilet facilities.* Where individual toilet facilities are provided in patient sleeping rooms or contiguous to patient sleeping rooms, at least 20% of these toilet facilities shall be usable by the disabled and shall comply with s. ILHR 52.04 (8). The accessible toilet facilities shall be integrated throughout the patient sleeping room area.

(b) *Centrally located toilet facilities.* Central toilet facilities serving the patient sleeping rooms shall be usable by the disabled and shall comply with s. ILHR 52.04 (8).

(c) *Toilet rooms located in ancillary areas.* Toilet rooms serving ancillary areas such as, but not limited to, physical therapy, occupational therapy, x-ray and similar occupancies shall be accessible and comply with distribution requirements specified in s. ILHR 52.04 (4) (c).

(2) **ACCESSIBLE PATIENT BATHING FACILITIES.** Accessible patient bathing facilities shall be provided in accordance with the following:

(a) *Individual bathing facilities.* Where individual bathing facilities are provided in patient sleeping rooms or contiguous to patient sleeping rooms, at least 20% of these bathing facilities shall be usable by the disabled and shall comply with s. ILHR 52.04 (8). The accessible bathing facilities shall be integrated throughout the patient sleeping room area.

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(b) *Centrally located bathing facilities.* Central bathing facilities serving the patient sleeping rooms shall be usable by the disabled and shall comply with s. ILHR 52.04 (8).

History: Cr. Register, December, 1981, No. 312, eff. 1-1-82; cr. (1) (c), Register, December, 1983, No. 336, eff. 1-1-84.

**ILHR 52.042 Existing health care facilities.** (1) **ADDITIONS AND REMODELING.** Any addition to an existing health care facility or remodeling of an existing health care facility shall comply with the requirements specified in s. ILHR 52.04 (6) based on the percentage limitations and the requirements in this section.

(2) **TOILET AND BATHING FACILITIES.** Toilet and bathing facilities shall be provided in accordance with Table 52.042.

(a) *Additions.* Additions to existing health care facilities shall comply with s. ILHR 52.041.

(b) *Remodeling.* The remodeled or altered areas and portions of existing health care facilities shall comply with the requirements in Table 52.042.

TABLE 52.042  
TOILET AND BATHING FACILITIES

Remodeling of Existing Health Care Facilities	Gross Interior Area of Entire Existing Building		
	Less than 25%	25-50%	More than 50%
Remodeling of existing patient sleeping rooms.	Toilet and bathing facilities being remodeled shall be accessible and comply with s. ILHR 52.04 (8).	20% of the patient sleeping rooms being remodeled shall be provided with accessible toilet and bathing facilities and shall comply with s. ILHR 52.04 (8).	20% of the total number of patient sleeping rooms of the entire building shall be provided with accessible toilet and bathing facilities and shall comply with ss. ILHR 52.04 (8) and 52.041.
Remodeling of ancillary areas (such as surgery, labs or similar areas), but no physical remodeling, additions, or both, to patient sleeping rooms.	Toilet and bathing facilities being remodeled shall be accessible and comply with s. ILHR 52.04 (8).	At least one toilet facility and bathing facility per 50 patients, but not less than one toilet facility and bathing facility per nursing station shall be available to both sexes and shall be accessible from a public corridor or public area.	

History: Cr. Register, December, 1981, No. 312, eff. 1-1-82.

### Subchapter V — Courts

**ILHR 52.05 Size of courts.** (1) In applying the following requirements, a building from 30 to 43 feet high shall be considered as having at least 3 stories, and each additional 13 feet shall be considered an additional story.

(2) Outer lot line courts shall be not less than 5 feet wide for a court 2 stories or less in height and 40 feet or less in length, measured from the lot line to the wall of the building. For each additional story in height, the width of such court shall be increased one foot; and for each additional 15 feet or fraction thereof in length, the width of such court shall be further increased one foot.

(3) Outer courts between wings or parts of the same building, or between different buildings on the same lot, shall be not less than 6 feet wide for a court 2 stories or less in height and 40 feet or less in length. For each additional story in height, the width of such court shall be increased one foot, and for each additional 10 feet or fraction thereof in length, the width of such court shall be further increased one foot.

(4) Where outer courts or outer lot line courts open at each end to a street or other open space not less than 15 feet wide, the above lengths may be doubled.

(5) Inner lot line courts one story high shall be not less than 5 feet wide and not less than 45 square feet in area.

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Inner lot line courts 2 stories high shall be not less than 6 feet wide and not less than 60 square feet in area. For every additional story, every such inner lot line court shall be increased by at least one lineal foot in length and one lineal foot in its width.

(6) Inner courts shall be not less than 10 feet in width nor less than 150 square feet in area for courts 2 stories or less in the height; and for every additional story every such inner court shall be increased by at least one lineal foot in its length and one lineal foot in its width.

(7) Courts shall not be covered by a roof or skylight but the entire required area shall be open and unobstructed from the bottom thereof to the sky. No fire escape or stairway shall be constructed in any court unless the court be enlarged proportionately.

(8) Walls of inner courts whose least horizontal dimension is less than one-fourth the height, shall be faced with material with a permanent white surface or shall be painted white at least every 2 years.

(9) No buildings shall be altered or enlarged to encroach upon space reserved under this code for light and air on the lots or parcels of ground on which such building is erected.

History: 1-2-56; am. (2) and (5), Register, September, 1973, No. 213, eff. 10-1-73.

**ILHR 52.06 Ventilation of courts.** At the bottom of every shaft or inner court there shall be sufficient access to such shaft or court to enable it to be properly cleaned out.