



DISABILITY AND COMMUNICATION ACCESS BOARD

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INTERPRETIVE OPINION

Pursuant to §103-50, Hawaii Revised Statutes (HRS), all buildings and facilities constructed by, or on behalf of the State or any county, shall conform to the 2004 Americans with Disabilities Act Accessibility Guidelines (2004 ADAAG) and amendments. In accordance to HRS §103-50 and Chapter 11-217, Hawaii Administrative Rules, the Disability and Communication Access Board has authority to issue interpretive opinions to HRS §103-50 design standards.

Docket: **DCAB 2015-01: Would providing a full 60 inches turning diameter in an end stall accessible toilet compartment be equivalent to a compartment with toe clearance at the front partition and at least one side partition?**

Summary: There are existing facilities subject to HRS §103-50 for which the question was posed if in lieu of the required toe clearance could a 60-inch wide stall that provides turning clearance within the compartment be considered as equivalent facilitation to ADAAG 604.8.1.4.

Both the U.S. Access Board and the U.S. Department of Justice stated that although a compliant turning space may fit within the compartment, the guidelines require 6 additional inches for toe clearance beyond the compartment's side partition for maneuvering. Both agencies stated that turning clearance may not provide equivalent facilitation to providing the required toe clearance. The guidelines specifically state a minimum width of a toilet compartment before toe clearance is not required. The toe clearance is not required at the side partition where the stall is greater than 66 inches wide.

Ruling: For buildings or facilities subject to HRS §103-50:

ADAAG Section 604.8.1.4 Toe Clearance

A 60-inch turning space in an accessible toilet compartment does not provide equivalent facilitation or comply with Section 604.8.1.4 exception that requires the stall be greater than 66 inches wide.

[Rul: 01/15/2015] (Auth and Imp: HRS §103-50)
[Rev: 01/21/2016]

If you have any questions or comments regarding this ruling, please call us at 586-8121.

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