

ASSEMBLY BILL

No. 1207

Introduced by Assembly Member Shelley

February 26, 1999

An act relating to child health and safety.

LEGISLATIVE COUNSEL'S DIGEST

AB 1207, as introduced, Shelley. Child health and safety: environmental hazards.

Existing law prohibits the purchase by any school, school district, or governing authority of a private school in California for use by pupils in kindergarten and grades 1 to 6, inclusive, art or craft material that is deemed by the State Department of Health Services to contain a toxic substance, as defined, or a toxic substance causing chronic illness, as defined. Existing law prohibits the purchase by any school, school district, or governing authority of a private school in California for use by pupils in grades 7 to 12, inclusive, of any substance that is defined as a toxic substance causing chronic illness unless it meets the labeling standards.

Existing law prohibits lead-based paint, lead plumbing and solders, or other potential sources of lead contamination from being utilized in the construction of any new school facility or the modernization or renovation of any existing school facility.

Existing law, the Leroy F. Green School Facilities Act of 1998, authorizes the use of a modernization apportionment for an improvement to extend the useful life of, or to enhance the physical environment of, a school and provides that the

improvement may include, among other things, the identification, assessment, or abatement of hazardous asbestos.

Existing law authorizes the governing board of each school district to establish a restricted fund to be known as the ‘district deferred maintenance fund’ for the purpose of, among other things, the inspection, sampling, and analysis of building materials to determine the presence of asbestos-containing materials and the encapsulation or removal of asbestos-containing materials.

Existing law requires the State Allocation Board to develop policies for the apportionment of funds appropriated for the containment or removal of asbestos materials in schools.

Existing law states the intent of the Legislature to provide for the safe and expeditious containment or removal of asbestos materials posing a hazard to health in schools.

Existing law prohibits the governing board of a school district from approving a project involving the acquisition of a schoolsite by a school district unless, among other things, the property purchased or to be built upon is not the site of a current or former hazardous waste disposal site or solid waste disposal site unless, if the site was a former solid waste disposal site, the governing board of the school district concludes that the wastes have been removed, a hazardous substance release site identified for removal or remedial action, a site that contains one or more pipelines, which carries hazardous substances, acutely hazardous materials, or hazardous wastes, unless the pipeline is a natural gas line which is used only to supply natural gas to that school or neighborhood.

This bill would state the intent of the Legislature to enact legislation to protect children at schools and day care centers from environmental hazards including, but not limited to, radon, asbestos, lead, indoor air pollution, and toxic pesticides.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. It is the intent of the Legislature to enact
2 legislation to protect children at schools and day care



- 1 centers from environmental hazards including, but not
- 2 limited to radon, asbestos, lead, indoor air pollution, and
- 3 toxic pesticides.

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