

House File 823

H-8088

1 Amend House File 823 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. **NEW SECTION.** **8A.318 Building cleaning**
5 **and maintenance — environmentally preferable cleaning**
6 **products.**

7 1. *Findings and intent.* The general assembly finds
8 that human beings are vulnerable to and may be severely
9 affected by exposure to chemicals, hazardous waste, and
10 other environmental hazards. The federal environmental
11 protection agency estimates that human exposure to
12 indoor air pollutants can be two to five times, and
13 up to one hundred times, higher than outdoor levels.
14 Children, teachers, janitors, and other staff members
15 spend a significant amount of time inside school
16 buildings. Likewise, state employees and citizens of
17 this state spend a significant amount of time inside
18 state buildings. These individuals are continuously
19 exposed to chemicals from cleaners, waxes, deodorizers,
20 and other maintenance products.

21 2. *Definitions.* As used in this section, unless
22 the context otherwise requires:

23 a. "*Environmentally preferable cleaning and*
24 *maintenance products*" includes but is not limited to
25 cleaning and maintenance products identified by the
26 department and posted on the department's internet
27 site.

28 b. "*State building*" means a public facility or
29 building owned by or leased by the state, or an agency
30 or department of the state.

31 3. *Use of environmentally preferable cleaning and*
32 *maintenance products.*

33 a. All school districts in this state, and state
34 agencies utilizing state buildings, are encouraged
35 to conform to an environmentally preferable cleaning
36 policy designed to facilitate the purchase and use of
37 environmentally preferable cleaning and maintenance
38 products for purposes of public school and state
39 building cleaning and maintenance.

40 b. Each school district or state agency utilizing
41 public buildings shall conduct an evaluation
42 and assessment regarding implementation of an
43 environmentally preferable cleaning policy pursuant
44 to this section. On or after July 1, 2012, all state
45 agencies, other than an institution under the control
46 of the state board of regents, and all school districts
47 and institutions under the control of the state board
48 of regents which have not opted out of compliance
49 pursuant to paragraph "c", shall purchase only cleaning
50 and maintenance products identified by the department

1 or that meet nationally recognized standards. School
2 districts and state agencies procuring supplies
3 for schools and state buildings may deplete their
4 existing cleaning and maintenance supply stocks and
5 implement the new requirements in the procurement
6 cycle for the following year. This section shall not
7 be interpreted in a manner that prohibits the use of
8 disinfectants, disinfecting cleaners, sanitizers,
9 or any other antimicrobial product regulated by the
10 federal Insecticide, Fungicide, and Rodenticide Act, 7
11 U.S.C. § 136 et seq., when necessary to protect public
12 health and provided that the use of these products
13 is in accordance with responsible cleaning procedure
14 requirements.

15 c. A school district or institution under the
16 control of the state board of regents may, based upon
17 the evaluation and assessment conducted pursuant
18 to paragraph "b", opt out of compliance with the
19 requirements of this section, upon the affirmative
20 vote of a majority of the members of the board of
21 directors of the school district or a determination by
22 the president or administrative officer of the regents
23 institution. A school district or regents institution
24 opting out of compliance pursuant to this paragraph
25 shall notify the department of education, or the state
26 board of regents, respectively, of this decision.

27 4. *Information requirements — department internet*
28 *site.* The department shall provide information on the
29 department's internet site regarding environmentally
30 preferable cleaning and maintenance products used
31 by the department. The department may also provide
32 information regarding other cleaning and maintenance
33 products that the department is aware of that meet
34 nationally recognized standards. Information shall
35 also be provided, at the discretion of the department,
36 regarding the nationally recognized standards and the
37 entity establishing the standards.>

38 2. Title page, by striking lines 1 through 3 and
39 inserting <An Act requiring public schools and state
40 agencies to comply with an environmentally preferable
41 cleaning and maintenance policy unless specified
42 conditions for noncompliance are satisfied.>

COMMITTEE ON ENVIRONMENTAL PROTECTION
D. OLSON of Boone, Chairperson