

**House File 327 - Introduced**

HOUSE FILE 327

BY STAED

**A BILL FOR**

1 An Act relating to short-term testing and retesting for radon  
2 gas at public school district attendance centers, making an  
3 appropriation, and including effective date provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 279.39A Radon testing.

2 1. For purposes of this section, "short-term test" means  
3 a test approved by the department of public health in which a  
4 testing device remains in an area for not less than two days  
5 and not more than ninety days to determine the amount of radon  
6 in the air that is acceptable for human inhalation.

7 2. The board of directors of each public school district  
8 shall provide for short-term testing and retesting for radon  
9 gas to be performed at each attendance center under its control  
10 and following any new construction of an attendance center or  
11 additions, renovations, or repairs to an attendance center.

12 3. a. The department of public health and the department  
13 of education shall each adopt rules to jointly administer this  
14 section.

15 b. In consultation with appropriate stakeholders, the  
16 department of public health shall adopt rules establishing  
17 standards for radon testing at attendance centers. Such  
18 standards shall include but are not limited to training  
19 requirements for persons to conduct such testing and best  
20 practices for conducting such testing.

21 Sec. 2. GENERAL FUND APPROPRIATION — FY 2014-2015.

22 1. There is appropriated from the general fund of the state  
23 to the department of education for the fiscal year beginning  
24 July 1, 2014, and ending June 30, 2015, the following amounts,  
25 or so much thereof as is necessary, for purposes of providing  
26 reimbursement to public school districts that conduct radon  
27 testing or retesting pursuant to section 279.39A, as enacted  
28 in this Act:

29 ..... \$ 1,000,000

30 2. Notwithstanding section 8.33, unencumbered or  
31 unobligated moneys from the appropriation made in this section  
32 shall not revert but shall remain available for expenditure  
33 for the purposes designated until the close of the fiscal year  
34 beginning July 1, 2018.

35 Sec. 3. REPORTING.

1 1. On or before January 15 of each year, the department  
2 of education shall report to the legislative services agency  
3 and the department of management the status of all testing  
4 authorized in this Act that is completed or in progress. The  
5 report shall include a description of the testing, the progress  
6 of work completed, the total estimated cost of the testing, a  
7 list of all revenue sources being used to fund the testing, the  
8 amount of funds expended, the amount of funds obligated, and  
9 the date the testing was completed or an estimated completion  
10 date of the testing, where applicable.

11 2. On or before December 31 of each year, a recipient  
12 of moneys appropriated in this Act shall report to the  
13 department of education the status of all testing completed or  
14 in progress. The report shall include a description of the  
15 testing, the progress of work completed, the total estimated  
16 cost of the testing, a list of all revenue sources being used  
17 to fund the testing, the amount of funds expended, the amount  
18 of funds obligated, and the date the testing was completed or  
19 an estimated completion date of the testing, where applicable.

20 Sec. 4. STATE MANDATE FUNDING SPECIFIED. In accordance  
21 with section 25B.2, subsection 3, one million dollars is  
22 specified as the state cost of requiring compliance with any  
23 state mandate included in this Act. This specification of  
24 the amount of the state cost shall be deemed to meet all the  
25 state funding-related requirements of section 25B.2, subsection  
26 3, and no specific state funding shall be necessary for the  
27 full implementation of this Act by and enforcement of this Act  
28 against all affected political subdivisions.

29 Sec. 5. EFFECTIVE UPON ENACTMENT. This Act, being deemed of  
30 immediate importance, takes effect upon enactment.

31

EXPLANATION

32 The inclusion of this explanation does not constitute agreement with  
33 the explanation's substance by the members of the general assembly.

34 This bill requires the board of directors of each public  
35 school district to provide for short-term testing and

1 retesting for radon gas at each attendance center under its  
2 control. The rules relating to the testing are to be adopted  
3 by the departments of education and public health. The  
4 bill appropriates moneys to the department of education for  
5 providing reimbursement to public school districts that conduct  
6 radon testing or retesting. The bill includes reporting and  
7 reversion provisions.

8     The bill may include a state mandate as defined in Code  
9 section 25B.3. The bill includes a specification of the amount  
10 of the state cost of any state mandate included in the bill.  
11 The specification is deemed to constitute state compliance with  
12 any state mandate funding-related requirements of Code section  
13 25B.2. The inclusion of this specification is intended to  
14 reinstate the requirement of political subdivisions to comply  
15 with any state mandates included in the bill.

16     The bill takes effect upon enactment.