

**House File 584 - Introduced**

HOUSE FILE 584  
BY COMMITTEE ON LOCAL  
GOVERNMENT

(SUCCESSOR TO HSB 178)

**A BILL FOR**

1 An Act concerning short-term testing and retesting for radon at  
2 public school district attendance centers.  
3 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 pursuant to chapter 17A to  
14 jointly administer this section.

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

21 Sec. 2. Section 298.3, subsection 1, Code 2015, is amended  
22 by adding the following new paragraph:

23 NEW PARAGRAPH. n. Radon testing pursuant to section  
24 279.39A.

25 Sec. 3. Section 423F.3, subsection 3, paragraph a, Code  
26 2015, is amended to read as follows:

27 a. If the board of directors adopts a resolution to use  
28 funds received under the operation of this chapter solely for  
29 providing property tax relief by reducing indebtedness from the  
30 levies specified under section 298.2 or 298.18, or for radon  
31 testing pursuant to section 279.39A, the board of directors may  
32 approve a revenue purpose statement for that purpose without  
33 submitting the revenue purpose statement to a vote of the  
34 electors.

35 Sec. 4. STATE MANDATE FUNDING SPECIFIED. In accordance

1 with section 25B.2, subsection 3, the state cost of requiring  
2 compliance with any state mandate included in this Act may be  
3 paid by a school district from a physical plant and equipment  
4 levy under chapter 298, as amended by this Act, the secure  
5 an advanced vision for education fund under chapter 423F, as  
6 amended by this Act, or a modified supplemental amount under  
7 section 257.31, subsection 6. This specification of the  
8 payment of the state cost shall be deemed to meet all of the  
9 state funding-related requirements of section 25B.2, subsection  
10 3, and no additional state funding shall be necessary for the  
11 full implementation of this Act by and enforcement of this Act  
12 against all affected school districts.

13 EXPLANATION

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

16 This bill requires the board of directors of each public  
17 school district to provide for short-term testing and retesting  
18 for radon gas at each attendance center under its control.  
19 The rules relating to the testing are to be adopted by the  
20 departments of education and public health.

21 The bill adds radon testing pursuant to the bill to the list  
22 of permissible uses of a physical plant and equipment levy and  
23 revenues from the secure an advanced vision for education fund  
24 by a school district.

25 The bill may include a state mandate as defined in Code  
26 section 25B.3. The bill provides that the cost of any state  
27 mandate included in the bill may be paid by a school district  
28 from a physical plant and equipment levy under Code chapter  
29 298, as amended by the bill, the secure an advanced vision for  
30 education fund under Code chapter 423F, as amended by the bill,  
31 or a modified supplemental amount under Code section 257.31,  
32 subsection 6. The specification is deemed to constitute state  
33 compliance with any state mandate funding-related requirements  
34 of Code section 25B.2. The inclusion of this specification is  
35 intended to reinstate the requirement of political subdivisions

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1 to comply with any state mandates included in the bill.