

MAINE STATE LEGISLATURE

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L.D. 1079

Date: 5/14/19

(Filing No. H-251)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 802, L.D. 1079, Bill, "An Act To Require Public Schools To Periodically Test for Radon"

Amend the bill by striking out the title and substituting the following:

'An Act To Authorize Public Schools To Periodically Test for Radon'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 20-A MRSA §4013 is enacted to read:

§4013. Radon

1. Testing. A school administrative unit may hire a person registered with the division of environmental health within the Department of Health and Human Services under the Radon Registration Act to test an occupied elementary school, secondary school or other building of the school administrative unit every 5 years for radon. The method of testing must be consistent with testing standards established in rules adopted by the Department of Health and Human Services. The school administrative unit shall maintain, make available for review and notify parents, faculty and staff of test results under this subsection. The school administrative unit shall report radon test results to the Department of Education and the Department of Health and Human Services. No later than October 1, 2025, and every 5 years thereafter, the Department of Health and Human Services shall submit a report of the test results from all school administrative units to the Legislature and the Governor.

2. Funding. When funds are available, the department shall disburse money to school administrative units to use for radon testing. The department shall adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

3. New schools. A school administrative unit, when building a new elementary school, secondary school or other building, shall use radon-resistant new construction

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "A" to H.P. 802, L.D. 1079

1 techniques consistent with rules adopted by the Department of Health and Human
2 Services.'

3 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
4 section number to read consecutively.

5 **SUMMARY**

6 This amendment, which is the unanimous report of the committee, removes the
7 requirement in the bill that school administrative units test for radon, but allows school
8 administrative units to test for radon. It provides that any testing and new school
9 construction must comply with rules adopted by the Department of Health and Human
10 Services instead of recommendations of the United States Environmental Protection
11 Agency as in the bill.

12 **FISCAL NOTE REQUIRED**

13 (See attached)

COMMITTEE AMENDMENT



129th MAINE LEGISLATURE

LD 1079

LR 1925(02)

An Act To Require Public Schools To Periodically Test for Radon

Fiscal Note for Bill as Amended by Committee Amendment *A(H-251)*

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Department of Education to adopt rules to disburse funding for radon testing to local school administrative units (SAU's) when funding becomes available can be absorbed within existing budgeted resources. The requirement that SAU's use radon-resistant new construction techniques when building a new elementary or secondary school will not have a fiscal impact on school construction costs as radon resistant techniques are already being used in new school construction projects.

Any additional costs to the Department of Health and Human Services to implement the provisions of this bill are expected to be minor and can be absorbed within existing budgeted resources.