MAINE STATE LEGISLATURE

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1	L.D. 1368
3	(Filing No. S- 348)
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7	STATE OF MAINE SENATE
9	114TH LEGISLATURE FIRST REGULAR SESSION
11	
13	COMMITTEE AMENDMENT " $^{ m A}$ " to S.P. 494, L.D. 1368, Bill, "An Act to Authorize a Bond Issue in the Amount of \$5,000,000 to Deal
15	with Asbestos and other Health Related Indoor Air Quality Hazards in Public School Facilities and State Facilities"
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19	Amend the bill in the title in the first line by striking out the following: "\$5,000,000" and inserting in its place the following: '\$12,000,000' and in the last line by striking out the
21	following: "Facilities" and inserting in its place the following: 'Facilities, Vocational-Technical Institutes'
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	Further amend the bill in section 1 in the 6th line (page 1,
25	line 14 in L.D.) by striking out the following: "\$5,000,000" and inserting in its place the following: '\$12,000,000'
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29	Further amend the bill in section 1 in the 8th line (page 1, line 16 in L.D.) by striking out the following: "school" and inserting in its place the following: 'schools, Maine's
31	Vocational-Technical Institute System facilities'
33	Further amend the bill in section 1 in the 8th line (page 1,
	line 16 in L.D.) by inserting after the following: "section 6."
35	the following: 'For purposes of this Act, the term "public school" includes private schools approved for tuition purposes
37	that have school enrollments of at least 60% publicly funded students.'
39	Further amend the bill in section 1 in the 4th line from the
41	end (page 1, line 18 in L.D.) by striking out the following: "20" and inserting in its place the following: '10'
43	•
45	Further amend the bill by striking out all of section 5 and inserting in its place the following:
47	'Sec. 5. Disbursement of bond proceeds. The proceeds of the
4.0	bonds set out in section 6 shall be expended under the direction
49	and supervision of the Director of Public Improvements. In

COMMITTEE AMENDMENT "A" to S.P. 494, L.D. 1368

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	1. All asbestos abatement and management activities
3	undertaken with these funds are consistent with priorities and
	recommendations set forth in the adopted management plans for
5	accessible asbestos containing materials in the facilities.
7	2 All ashestos abatement and management activities

2. All asbestos abatement and management activities undertaken with these funds are conducted in accordance with the requirements of Public Law 1987, chapter 448, and the United States Asbestos Hazard Emergency Response Act of 1986, and regulations adopted thereto and the appropriate regulations adopted by the United States Occupational Safety and Health Administration and the Maine Board of Occupational and Safety and Health.

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- 3. All activities related to radon, chemical and biological contaminant detection and elimination shall be conducted in accordance with provisions of the Toxic Substances Control Act,
 United States Code, Title 15, Section 2601, as amended.
- 4. Funds provided by this bond issue are expended through a process which ensures that indoor air quality problems which affect, or have the potential for affecting, the health of building occupants will receive the highest priority, whether located in a state, Maine Vocational-Technical Institute System or public school facility.

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5. Consistent with the provisions of subsection 4, the following asbestos management services are provided to state and public school facilities and are listed below in priority order:

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A. Abatement of imminent hazards;

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- B. Abatement of priority 1 and priority 2 hazards as identified by the adopted management plans;
- C. Abatement of friable asbestos-containing materials in inaccessible areas impacted by facility construction projects conducted after January 1, 1989;
- D. Provision of engineering and hygiene activities specifically related to asbestos abatement conducted after January 1, 1989; and
- E. For those projects that are not eligible under paragraph A, B or C above, provision of services or financial support equivalent to 25% of the costs, up to a maximum of \$100,000 for any one school district, of abating asbestos-containing materials in public school areas impacted by facility construction projects conducted after January 1, 1989.

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COMMITTEE AMENDMENT "A" to S.P. 494, L.D. 1368

1	 Funds provided by this bond issue may be expended for training, assistance and equipment which is directly related to
3	preventing the development of indoor air quality hazards in state and public school facilities.
5	7. Of the funds provided by this bond issue, \$150,000 shall
7	be allocated to the Department of Educational and Cultural Services to be disbursed as matching funds to school
9	administrative units for the removal of hazardous chemicals as defined in rules promulgated by the Department of Educational and
11	Cultural Services. The Department of Educational and Cultural Services, in consultation with the Department of Administration,
13	shall coordinate the removal of hazardous chemicals on a regional basis and shall oversee and ensure the cost effectiveness of
15	removal efforts.'
17	Further amend the bill by striking out all of section 6 and inserting in its place the following:
19	'Sec. 6. Allocations from General Fund bond issue; air quality
21	hazards in public schools and state facilities. The proceeds of the sale of bonds shall be expended as designated in the following
23	schedule:
25	Identification and Correction of Health \$10,000,000 Related Indoor Air Quality Hazards in Public
27	Schools, including asbestos, radon, chemicals and biological hazards.
29	Identification and Correction of Health \$2,000,000
31	Related Indoor Air Quality Hazards in State and Maine Vocational-Technical Institute
33	System Facilities, including asbestos, radon, chemicals and biological hazards.
35	Total \$12,000,000'
37	
39	Further amend the bill in section 10 in the question in the first line (page 3, line 24 in L.D) by striking out the following: "\$5,000,000" and inserting in its place the
11	following: "\$5,000,000" and inserting in its place the following: '\$12,000,000'
13	Further amend the bill in section 10 in the 13th line (page 3, line 26 in L.D.) by inserting after the following: "schools"
15	the following: 'and removal of hazardous chemicals from public schools'
17	Further amend the bill by inserting at the end before the
19	statement of fact the following:
51	FISCAL NOTE

Page 3-LR2309(3)

COMMITTEE AMENDMENT "A" to S.P. 494, L.D. 1368

L		The	cost	of	this	bond	issue	is	estimat	ed	to	be	\$16,422,	000
	with	pri	ncipal	l pa	ayment	s of	\$12,00	0,0	00 and	int	ere	st	payments	of
3	appro	oxima	ately	\$4,	422,00	00.								

Also, the estimated cost of sending this question out to referendum will vary according to the total number of referenda enacted by the First Regular Session of the 114th Legislature. The estimated cost to the Secretary of State if one to 6 referenda are presented to the voters is \$88,000. Each additional referendum costs an additional \$5,300.

STATEMENT OF FACT

This amendment changes the amount of the bond issue from \$5,000,000 to \$12,000,000, changes the term from 20 to 10 years and adds a a fiscal note. It also clarifies that bond proceeds may be expended for schools that have 60% publicly funded students and for the Maine Vocational-Technical Institute System facilities. The amendment also includes a provision that \$150,000 of bond proceeds shall be available for the removal of hazardous chemicals from schools. Three hundred thousand dollars is identified specifically to conduct asbestos abatement work in the Maine Vocational-Technical Institute System.

The amendment provides \$10,000,000 of funding to assist public schools and \$2,000,000 to assist state and Maine Vocational-Technical Institute System facilities with the abatement of asbestos and other indoor air quality hazards that affect occupant health. The funds would abate asbestos hazards that currently exist and others which may arise as the result of construction projects. It would also support 25% of the cost of other abatement activities made necessary by construction projects undertaken in school facilities.

Reported by Senator Pearson for the Committee on Appropriations and Financial Affairs. Reproduced and Distributed Pursuant to Senate Rule 12.
(6/20/89) (Filing No. S-348)