

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1772

S.P. 638

In Senate, January 25, 1994

An Act to Attain Minimum Occupational Safety and Health Standards in Buildings and on Properties Owned or Leased by the State.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator HANDY of Androscoggin.

Be it enacted by the People of the State of Maine as follows:

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3 Sec. 1. 5 MRSA §1742, sub-§24, as repealed and replaced by PL
4 1989, c. 502, Pt. A, §17, is amended to read:

6 24. Application of minimum air ventilation standards.
7 Beginning September 1, 1988, to apply the ANSA-ASHARE Indoor Air
8 Quality and Ventilation Standards contained in the proposed
9 revision, 1981 R, July 15, 1986, as prepared by the American
10 Society of Heating, Refrigeration and Air Conditioning Engineers,
11 Inc. or more stringent standards to buildings occupied by state
12 employees during normal working hours. These standards shall be
13 applied to buildings which are constructed or substantially
14 renovated by the State after September 1, 1988, and to buildings
15 for which the State enters into new leases or renews leases
16 following the date in this subsection. For the purpose of this
17 subsection, "substantial renovation" means any renovation for
18 which the cost exceeds 50% of the buildings' value.

20 A. The bureau, in cooperation with a labor-management
21 committee established to look at this issue, shall develop a
22 plan by which priorities are established for improving
23 indoor air quality and ventilation standards in buildings
24 occupied by state employees. This plan shall include data
25 gathering and analysis of air quality in a sample number of
26 buildings by which reasonable projections and estimates
27 concerning air quality can be established. The bureau shall
28 report its findings to the joint standing committee of the
29 Legislature having jurisdiction over state and local
30 government no later than January 16, 1989. This report, at
31 a minimum, shall contain the following:

32 (1) A description of the extent of the problem, if
33 any, with respect to air quality and ventilation in
34 buildings occupied by state employees;

35 (2) Priorities of locations for which the improvement
36 of air quality is necessary. These locations shall be
37 areas occupied by state employees during normal working
38 hours;

39 (3) A timetable by which these priorities could be
40 addressed;

41 (4) A description of what may be necessary to address
42 these priorities, including feasible alternatives;

43 (5) The costs of addressing these priorities; and

44 (6) If possible, locations leased by the State which
45 may not meet the air quality standards defined in this
46 subsection.
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2 Nothing in this paragraph may be construed to require the
4 bureau to conduct an in depth analysis for each building or
to present technical data for each building occupied by
state employees.

6 B. The indoor air quality and ventilation standards applied
8 by the bureau shall remain in effect until the Board of
Occupational Safety and Health adopts air quality and
ventilation standards; and

10 Sec. 2. 5 MRSA §1742, sub-§25, as amended by PL 1991, c. 780,
12 Pt. Y, §58, is further amended to read:

14 25. Sites for child care programs. To review, in
16 cooperation with the Office of Child Care Coordination in the
Department of Human Services, feasible sites for child care
18 programs offered primarily as a service to state employees
pursuant to Title 22, section 8307, subsection 2.

20 The head of any agency, board, commission, department of the
22 State Government or school administrative unit, not otherwise
exempted by law, who contemplates any public improvement, must
24 first obtain the approval of the Director of the Bureau of
General Services for such work. This paragraph is not intended to
26 restrict the head of any agency, board, commission or department
of the State Government from making emergency repairs to any
28 state-owned building, public work or property or any property
under lease to the State Government or to restrict any school
30 administrative unit under like conditions that is under that
person's supervision and control whenever it appears that such
32 repairs are immediately necessary to prevent injury to persons or
further damage to such buildings or property; and

34 Sec. 3. 5 MRSA §1742, sub-§26 is enacted to read:

36 26. Submit lists of hazards and deficiencies. To require
38 that each state department and agency annually develop and submit
to the bureau by January 1st a list of all known occupational
40 safety and health hazards and building security deficiencies in
buildings and on property owned or leased by the State and
42 controlled by that department or agency. Each list must include
a recommended program of correction.

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46 STATEMENT OF FACT

48 This bill requires all departments and agencies in buildings
and on property owned or leased by the State to develop and
submit by January 1st of each year a list of occupational safety

and health hazards and building security deficiencies, with a
recommended program of correction.

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This document has not yet been reviewed to determine the
need for cross-reference, stylistic and other technical
amendments to conform existing law to current drafting standards.

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