

COMMITTEE REPORT
SENATE

FURTHER:

Date 5/3/84

Mr. President

The Committee on FINANCE considered SP 373

establishing an asbestos health hazard program

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SB 373 (Fin)
- new title
- same title and recommends Do Pass
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
ET
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

[Handwritten signatures]

Chairman

Chairman recommendation

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 5/3/84

<p><u>REQUEST</u> Bill/Resolution No.: <u>CSSB 373 (Fin)</u> Title: <u>Establishing asbestos health hazard abatement program</u> Sponsor: <u>Josephson</u> Requestor: <u>Senate Finance</u> Date of Request: _____</p>	<p><u>FISCAL DETAIL</u> Agency Affected: <u>Labor</u> Program Category Affected: _____ BRU, Program or Subprogram(s) Affected: _____</p>
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EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME		-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: John C. Sackett Phone: 465-3753
 Division: Co-chairman Senate Finance Comm. Date: 5/3/84

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

Offered: 2/28/84
Referred: Finance

Original sponsors: Josephson, Rodey,
V.Fischer, et al

IN THE SENATE

BY THE FINANCE COMMITTEE

CS FOR SENATE BILL NO. 373 (Finance)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTEENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act establishing an asbestos health hazard abatement program; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. FINDINGS AND PURPOSE. (a) The legislature finds that

(1) medical studies indicate that individuals who are exposed to asbestos fibers have a significantly increased incidence of cancer and other severe or fatal diseases, as compared with individuals who are not exposed;

(2) medical evidence suggests that children may be particularly vulnerable to cancer induced by exposure to asbestos fibers;

(3) medical science has not established a minimum level of exposure to asbestos fibers that is considered to be safe;

(4) substantial amounts of asbestos have been installed in school buildings in the state;

(5) the presence of asbestos in school buildings creates an unwarranted health hazard to school children, employees, and other individuals who are exposed to the material;

(6) the present federal and state programs to identify and abate asbestos health hazards in school buildings are severely inadequate.

(b) It is the purpose of this Act to

(1) provide for testing and analysis of asbestos materials in school buildings in the state;

(2) provide for the dissemination of information relating to the health hazards caused by exposure to asbestos fibers;

(3) ensure abatement of identified health hazards from asbestos materials in school buildings.

* Sec. 2. AS 18 is amended by adding a new chapter to read:

CHAPTER 28. ASBESTOS HEALTH HAZARD ABATEMENT PROGRAM.

Sec. 18.28.010. PROGRAM ESTABLISHED. The asbestos health hazard abatement program is established in the Department of Labor to coordinate efforts of state departments and agencies to eliminate asbestos health hazards in schools in the state. The program applies to all work involving

(1) demolition, removal, encapsulation, salvage, transportation, disposal, storage, and containment of asbestos products;

(2) construction, alteration, repair, maintenance, or renovation conducted in environments that contain asbestos.

Sec. 18.28.020. DUTIES OF THE DEPARTMENT OF LABOR. In order to eliminate asbestos health hazards from schools in the state, the Department of Labor shall

(1) survey school buildings to inspect and sample material for the presence of asbestos;

(2) distribute, retrieve, and store training materials concerning inspection and sampling for asbestos;

(3) answer inquiries concerning sampling and ensure quality control of sampling;

(4) establish guidelines for abating the asbestos hazard, for inspecting and collecting samples of suspected asbestos, and for analyzing the samples;

(5) evaluate analysis results and distribute the results to affected schools;

(6) coordinate efforts by state departments and agencies and by school personnel to identify and eliminate asbestos health

hazards;

(7) cooperate with the Department of Education to administer state money appropriated for the asbestos health hazard abatement program;

(8) review and approve all asbestos health hazard abatement programs relating to respirator use and employee training, including training materials;

(9) oversee an employee certification program;

(10) establish guidelines and procedures to prevent damage to asbestos products in daily operations;

(11) whenever the department is informed of scheduled work to abate a health hazard that is asbestos-related, inform the contractors and others concerned of the potential health hazards of asbestos; and

(12) adopt regulations necessary to implement the provisions of this chapter.

Sec. 18.28.030. CERTIFICATION PROGRAMS. (a) The Department of Labor shall

(1) establish guidelines for employee training certification programs, including respiratory and competency tests to be completed successfully, to ensure that a person who is employed to abate asbestos health hazards in this state is trained to do the work safely and is informed about the danger of working with asbestos;

(2) review certification programs proposed by contractors, labor organizations, and others for persons who will be employed to abate asbestos health hazards in this state;

(3) approve proposed certification programs that meet the department's guidelines under this subsection.

(b) Before a contractor can undertake to abate an asbestos-

related health hazard in this state, the contractor shall

(1) propose to the Department of Labor a plan for the certification of its employees as adequately trained to handle asbestos in a safe and knowledgeable way;

(2) receive approval from the department of that plan; and

(3) certify that each person who will work on the abatement of an asbestos health hazard in this state is adequately trained to handle asbestos in a safe and knowledgeable way.

(c) A person may not work to abate an asbestos health hazard in this state unless that person has been certified in a program approved by the Department of Labor under (a) of this section.

(d) A contractor who violates (b) or (c) of this section is subject to a civil penalty not to exceed \$1,000, as determined by the commissioner of labor.

(e) A contractor who violates (b) of this section is guilty of a class A misdemeanor.

(f) A contractor who violates (c) of this section is guilty of a class B misdemeanor.

Sec. 18.28.040. DUTIES OF THE DEPARTMENT OF EDUCATION. To assist in implementing the asbestos health hazard program, the Department of Education shall

(1) cooperate with the Department of Labor, school districts, and regional educational attendance areas to ensure inspection of schools in the state for asbestos health hazards and to ensure that identified asbestos health hazards are abated;

(2) maintain records, files, and reports on asbestos health hazards in city and borough schools and regional educational attendance area schools;

(3) administer state money appropriated to finance

renovation contracts under AS 18.28.050(5);

(4) distribute available money as necessary to abate asbestos health hazards in schools in the state, including reimbursement of school districts and regional educational attendance areas for asbestos hazard abatement work already undertaken;

(5) inform the Department of Labor when renovation contracts are awarded under AS 18.28.050(5), to enable the Department of Labor to advise contractors and others concerned of asbestos health hazards that may be encountered in the renovation project.

Sec. 18.28.050. DUTIES OF SCHOOL OFFICIALS. To assist in implementing the asbestos health hazard abatement program, each city or borough school district and each regional educational attendance area shall

(1) maintain records of all inspections, including sample dates, location, condition, and analysis of materials;

(2) notify school personnel of the location of asbestos materials and ways to reduce exposure;

(3) notify the parents of students about the results of asbestos inspections in their children's schools;

(4) provide for the inspection of their respective school buildings and the taking of samples as needed, following guidelines established by the Department of Labor for determining the existence of asbestos health hazards;

(5) contract for renovating school buildings to abate asbestos health hazards, and supervise and monitor the renovation contracts, applying the standards in AS 18.60.075 to protect the health of the persons who renovate the school buildings.

Sec. 18.28.090. DEFINITIONS. In this chapter

(1) "asbestos" means chrysotile, amosite, crocidolite,

fibrous tremolite, fibrous anthophyllite, and fibrous actinolite;

(2) "asbestos health hazard" means the presence of asbestos material that could result in the dispersal of asbestos fibers into a school building or public facility;

(3) "asbestos product" means any product that produces airborne asbestos.

* Sec. 3. This Act takes effect immediately in accordance with AS 01.-10.070(c).

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 5/3/84

REQUEST
Bill/Resolution No. CSSB 373 (Fin)
Title: Establishing asbestos health hazard abatement program
Sponsor: Josephson
Requestor: Senate Finance
Date of Request: _____

FISCAL DETAIL
Agency Affected: Labor
Program Category Affected: _____
BRU, Program or Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME		-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: John C. Sackett Phone: 465-3753
Division: Co-chairman Senate Finance Comm. Date: 5/3/84

Approved by Commissioner: _____ Date: _____
Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CS SB 373
Title: "An act establishing an asbestos health hazard abatement"
Sponsor: Josephson
Requestor: Senate HESS
Date of Request: 2/27/84

FISCAL DETAIL

Agency Affected: Labor
Program Category Affected: Public Protection
BRU, Program or Subprogram(s) Affected: Occupational Safety & Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
100 PERSONAL SERVICES		158.4	83.1			
200 TRAVEL		32.4	7.6			
300 CONTRACTUAL		80.4	25.9			
400 SUPPLIES		8.5	1.6			
500 EQUIPMENT		16.4	-0-			
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	296.1	118.2	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	296.1	118.2	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME	-0-	2	2	-0-	-0-	-0-
PART-TIME		2				
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Robert J. Bacolas Phone: 465-4870

Division: Labor Standards & Safety Date: _____

Approved by Commissioner: Jim Robinson Date: 2/29/84

Agency: Department of Labor

LEG:B:6

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

FISCAL NOTE

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

BILL/RESOLUTION NO: CS SB 373

TITLE: "An Act relating to establishing asbestos health hazard abatement"

AGENCY AFFECTED: Department of Labor

Page 2

The appropriation bill, CS SB 374, to this legislation, lapses funds after two years (6/30/86). It is important that the survey of school buildings be completed within one year to allow all school districts time to request the monies needed to abate the asbestos health hazards in their school buildings.

It is assumed that the responsibility for training and certification outlined in AS 18.28.030 of CS SB 373 will mainly be with the employer and that the department will only be responsible for establishing guidelines for certification programs.

According to a survey conducted by the U.S. Environmental Protection Agency, approximately 50 percent of the Alaska school districts have surveyed their buildings for asbestos. The respondents include most of the larger school districts. There are approximately 550 school buildings in Alaska. We know that the Juneau, Anchorage, and Fairbanks school districts have surveyed their buildings. These school districts have approximately 115 buildings, therefore, we are estimating that [550-115] divided by 2, or 220 buildings have yet to be surveyed.

Four positions will be needed, three Industrial Hygienists and one Clerk Typist III. In order to assure that the program can be implemented without delay, we plan to hire an Industrial Hygienist on July 1, 1984. We estimate that it will take two months to set up the schedule for surveying schools and for developing the guidelines for the certification program. An industrial hygienist is required to perform this task as this position requires a person who has an educational background and experience in industrial health evaluation. During the two months it takes to set up the program, we will recruit two other industrial hygienists and bring them on board by September 1, 1984. This will assure us three technical field staff who can recognize asbestos problems and properly sample and survey for this hazard and recommend methods to abate the hazard. One clerk typist will provide the necessary clerical support required to keep track of samples collected and sent for analysis, and to set up a system to inform school districts of the sample results and the department's recommendations for abatement of the asbestos hazard. In the first year of operation the special costs includes:

-One set of sampling pumps for all 3 Industrial Hygienists	\$6,000.00
-Training Films	4,000.00
-Protective clothing and respirators	6,000.00
-Contract to analyze the bulk asbestos samples (5 per build.)	38,500.00
-Rent	14,400.00
-Indirect	14,700.00
-Equipment (one-time item)	16,400.00

1	Position title Industrial Hygienist I				Range/Step 19A	Barg. Unit GGU	Form 12 Page/Line	GOV.	APPROV.	DISAPP.
2	Type of Position PFT	Staff Months 12	RP Number	PCN Number	BRU Priority	Location Anch.	Election District	LEG.		
3	CONTINUATION LEVEL		ADDITION			JUSTIFICATION As lead position of the Asbestos Health Hazard Abatement Program this position will set up the scheduling system for surveying approximately 220 buildings and develop guidelines for the certification program. This position will survey approximately 70 buildings the 1st year and 10 buildings the 2nd year. In the second year this position would be maintained to monitor and evaluate the certification program; provide information and training to contractors, their workers, and other interested parties of the potential health hazards of asbestos.				
4	Type of Expenditure		Amount							
	1	2	3							
	PERSONAL SERVICES									
5	Salary	38,124								
6	Benefits	6,367								
7	Supplemental Benefits	2,337								
8	Fixed Benefits	2,724								
9	TOTAL PERSONAL SERVICES	01	49,552							
10	Travel	02	10,800							
11	Contractual	03	10,175							
12	Commodities	04	2,500							
13	Equipment	05	1,600							
14	Other									
15	TOTAL COST		74,627							
	RECEIPT CODE	FUNDING SOURCE								
16		Federal Receipts	1002							
17		G.F. Match	1003							
18	100	General Funds	1004	74,627						
19		I-A Receipts	1005							
20		Program Receipts	1028							
21		Other								
For M&B Use Only 4A Key Number _____										

13 REQUEST FOR NEW POSITION

AGENCY Labor
 PROGRAM Public Protection
 BRU Occupational Safety & Health
 COMPONENT Occupational Safety & Health

FY 85

Page 1 of 4
 Revised Date

LEG:F:20

Position Title				Range/Step	Barg. Unit	Form 12 Page/Line	GOV.	APPROV.	DISAPP.
1 Industrial Hygienist I				19A	GGU				
Type of Position	Staff Months	RP Number	PCN Number	BRU Priority	Location Anch.	Election District	LEG.		
2 SEAS	10								
3 CONTINUATION LEVEL		ADDITION		JUSTIFICATION This is a one year position responsible for surveying approximately 70 school buildings to determine if there are any asbestos materials present in the buildings and will take samples of such materials. This position will assure the integrity of the samples and will analyze the sample results. The industrial hygienist will prepare a report to the school district based on this analysis recommend methods to control or remove the asbestos materials. This position will also provide information to contractors and school officials on the proper methods and safeguards that must be used to encapsulate or remove the asbestos material. Other duties include assisting the lead industrial hygienist monitor and evaluate the employer certification program.					
4 Type of Expenditure		Amount							
1		3							
PERSONAL SERVICES									
5 Salary	31,770								
6 Benefits	5,306								
7 Supplemental Benefits	1,948								
8 Fixed Benefits	2,270								
9 TOTAL PERSONAL SERVICES	01		41,294						
10 Travel	02		10,800						
11 Contractual	03		9,412						
12 Commodities	04		2,500						
13 Equipment	05		1,600						
14 Other									
15 TOTAL COST			65,606						
RECEIPT CODE		FUNDING SOURCE							
16	Federal Receipts		1002						
17	G.F. Match		1003						
18	100	General Funds		1004	65,606				
19	I-A Receipts		1005						
20	Program Receipts		1028						
21	Other								
For M&B Use Only									
4A Key Number									

13 REQUEST FOR NEW POSITION

AGENCY Labor

PROGRAM Public Protection

BRU Occupational Safety & Health

COMPONENT Occupational Safety & Health

FY 85

Page 3 of 4

Revised Date

LEG:F:22

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CS SB 373
Title: "An act establishing an asbestos health hazard abatement"
Sponsor: Josephson
Requestor: Senate HESS
Date of Request: 2/27/84

FISCAL DETAIL

Agency Affected: Labor
Program Category Affected: Public Protection
BRU, Program or Subprogram(s) Affected: Occupational Safety & Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES		158.4	83.1			
200 TRAVEL		32.4	7.6			
300 CONTRACTUAL		80.4	25.9			
400 SUPPLIES		8.5	1.6			
500 EQUIPMENT		16.4	-0-			
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	296.1	118.2	-0-	-0-	-0-

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	296.1	118.2	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME	-0-	2	2	-0-	-0-	-0-
PART-TIME		2				
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Robert J. Bacolas Phone: 465-4870

Division: Labor Standards & Safety Date: _____

Approved by Commissioner: Jim Robinson Date: 2/29/84

Agency: Department of Labor

LEG:B:6

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

FISCAL NOTE

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE
BILL/RESOLUTION NO: CS SB 373
TITLE: "An Act relating to establishing asbestos health hazard abatement"
AGENCY AFFECTED: Department of Labor
Page 2

The appropriation bill, CS SB 374, to this legislation, lapses funds after two years (6/30/86). It is important that the survey of school buildings be completed within one year to allow all school districts time to request the monies needed to abate the asbestos health hazards in their school buildings.

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-One set of sampling pumps for all 3 Industrial Hygienists	\$6,000.00
-Training Films	4,000.00
-Protective clothing and respirators	6,000.00
-Contract to analyze the bulk asbestos samples (5 per build.)	38,500.00
-Rent	14,400.00
-Indirect	14,700.00
-Equipment (one-time item)	16,400.00

Position Title				Range/Step	Barg. Unit	Form 12 Page/Line	GOV.	APPROV.	DISAPP.
1 Industrial Hygienist I				19A	GGU				
Type of Position	Staff Months	RP Number	PCN Number	BRU Priority	Location Anch.	Election District	LEG.		
2 PFT	12								
3 CONTINUATION LEVEL		ADDITION			JUSTIFICATION As lead position of the Asbestos Health Hazard Abatement Program this position will set up the scheduling system for surveying approximately 220 buildings and develop guidelines for the certification program. This position will survey approximately 70 buildings the 1st year and 10 buildings the 2nd year. In the second year this position would be maintained to monitor and evaluate the certification program; provide information and training to contractors, their workers, and other interested parties of the potential health hazards of asbestos.				
4 Type of Expenditure		Amount							
1		2							
PERSONAL SERVICES									
5 Salary	38,124								
6 Benefits	6,367								
7 Supplemental Benefits	2,337								
8 Fixed Benefits	2,724								
9 TOTAL PERSONAL SERVICES	01		49,552						
10 Travel	02		10,800						
11 Contractual	03		10,175						
12 Commodities	04		2,500						
13 Equipment	05		1,600						
14 Other									
15 TOTAL COST			74,627						
RECEIPT CODE				FUNDING SOURCE					
16				Federal Receipts 1002					
17				G.F. Match 1003					
18 100				General Funds 1004		74,627			
19				I-A Receipts 1005					
20				Program Receipts 1028					
21				Other					
For M&B Use Only 4A Key Number _____									

13 REQUEST FOR NEW POSITION

AGENCY Labor
PROGRAM Public Protection
BRU Occupational Safety & Health
COMPONENT Occupational Safety & Health

FY 85

Page 1 of 4
Revised Date _____

LEG:F:20

1	Position Title Industrial Hygienist I			Range/Step 19A	Barg. Unit GGU	Form 12 Page/Line	GOV.	APPROV.	DISAPP.
2	Type of Position SEAS	Staff Months 10	RP Number	PCN Number	BRU Priority	Location Anch.	Election District	LEG.	
3	CONTINUATION LEVEL		ADDITION		JUSTIFICATION This is a one year position responsible for surveying approximately 70 school buildings to determine if there are any asbestos materials present in the buildings and will take samples of such materials. This position will assure the integrity of the samples and will analyze the sample results. The industrial hygienist will prepare a report to the school district based on this analysis recommend methods to control or remove the asbestos materials. This position will also provide information to contractors and school officials on the proper methods and safeguards that must be used to encapsulate or remove the asbestos material. Other duties include assisting the lead industrial hygienist monitor and evaluate the employer certification program.				
4	Type of Expenditure		Amount						
	1	2	3						
	PERSONAL SERVICES								
5	Salary	31,770							
6	Benefits	5,306							
7	Supplemental Benefits	1,948							
8	Fixed Benefits	2,270							
9	TOTAL PERSONAL SERVICES	01	41,294						
10	Travel	02	10,800						
11	Contractual	03	9,412						
12	Commodities	04	2,500						
13	Equipment	05	1,600						
14	Other								
15	TOTAL COST		65,606						
	RECEIPT CODE	FUNDING SOURCE							
16		Federal Receipts	1002						
17		G.F. Match	1003						
18	100	General Funds	1004	65,606					
19		I-A Receipts	1005						
20		Program Receipts	1028						
21		Other							
For M&B Use Only 4A Key Number _____									

13 REQUEST FOR NEW POSITION

AGENCY Labor
 PROGRAM Public Protection
 BRU Occupational Safety & Health
 COMPONENT Occupational Safety & Health

FY 85

Page 2 of 4
 Revised Date _____

LEG:F:21

Position title 1 Industrial Hygienist I				Range/Step 19A	Barg. Unit GGU	Form 12 Page/Line	GOV.	APPROV.	DISAPP.
Type of Position 2 SEAS	Staff Months 10	RP Number	PCN Number	BRU Priority	Location Anch.	Election District	LEG.		
3 CONTINUATION LEVEL		4 ADDITION			JUSTIFICATION This is a one year position responsible for surveying approximately 70 school buildings to determine if there are any asbestos materials present in the buildings and will take samples of such materials. This position will assure the integrity of the samples and will analyze the sample results. The industrial hygienist will prepare a report to the school district based on this analysis recommend methods to control or remove the asbestos materials. This position will also provide information to contractors and school officials on the proper methods and safeguards that must be used to encapsulate or remove the asbestos material. Other duties include assisting the lead industrial hygienist monitor and evaluate the employer certification program.				
4 Type of Expenditure		Amount							
1		2	3						
PERSONAL SERVICES									
5 Salary		31,770							
6 Benefits		5,306							
7 Supplemental Benefits		1,948							
8 Fixed Benefits		2,270							
9 TOTAL PERSONAL SERVICES		01	41,294						
10 Travel		02	10,800						
11 Contractual		03	9,412						
12 Commodities		04	2,500						
13 Equipment		05	1,600						
14 Other									
15 TOTAL COST			65,606						
RECEIPT CODE		FUNDING SOURCE							
16		Federal Receipts	1002						
17		G.F. Match	1003						
18	100	General Funds	1004	65,606					
19		I-A Receipts	1005						
20		Program Receipts	1028						
21		Other							
For M&B Use Only 4A Key Number _____									

13 REQUEST FOR NEW POSITION

AGENCY Labor
PROGRAM Public Protection
BRU Occupational Safety & Health
COMPONENT Occupational Safety & Health

FY 85

Page 3 of 4
Revised Date

LEG:F:22

Offered: 2/28/84
Referred: Finance

Original sponsors: Josephson, Rodey,
V.Fischer, et al

IN THE SENATE

BY THE FINANCE COMMITTEE

CS FOR SENATE BILL NO. 373 (Finance)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTEENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act establishing an asbestos health hazard abatement program; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. FINDINGS AND PURPOSE. (a) The legislature finds that

(1) medical studies indicate that individuals who are exposed to asbestos fibers have a significantly increased incidence of cancer and other severe or fatal diseases, as compared with individuals who are not exposed;

(2) medical evidence suggests that children may be particularly vulnerable to cancer induced by exposure to asbestos fibers;

(3) medical science has not established a minimum level of exposure to asbestos fibers that is considered to be safe;

(4) substantial amounts of asbestos have been installed in school buildings in the state;

(5) the presence of asbestos in school buildings creates an unwarranted health hazard to school children, employees, and other individuals who are exposed to the material;

(6) the present federal and state programs to identify and abate asbestos health hazards in school buildings are severely inadequate.

(b) It is the purpose of this Act to

(1) provide for testing and analysis of asbestos materials in school buildings in the state;

(2) provide for the dissemination of information relating to the health hazards caused by exposure to asbestos fibers;

(3) ensure abatement of identified health hazards from asbestos materials in school buildings.

* Sec. 2. AS 18 is amended by adding a new chapter to read:

CHAPTER 28. ASBESTOS HEALTH HAZARD ABATEMENT PROGRAM.

Sec. 18.28.010. PROGRAM ESTABLISHED. The asbestos health hazard abatement program is established in the Department of Labor to coordinate efforts of state departments and agencies to eliminate asbestos health hazards in schools in the state. The program applies to all work involving

(1) demolition, removal, encapsulation, salvage, transportation, disposal, storage, and containment of asbestos products;

(2) construction, alteration, repair, maintenance, or renovation conducted in environments that contain asbestos.

Sec. 18.28.020. DUTIES OF THE DEPARTMENT OF LABOR. In order to eliminate asbestos health hazards from schools in the state, the Department of Labor shall

(1) survey school buildings to inspect and sample material for the presence of asbestos;

(2) distribute, retrieve, and store training materials concerning inspection and sampling for asbestos;

(3) answer inquiries concerning sampling and ensure quality control of sampling;

(4) establish guidelines for abating the asbestos hazard, for inspecting and collecting samples of suspected asbestos, and for analyzing the samples;

(5) evaluate analysis results and distribute the results to affected schools;

(6) coordinate efforts by state departments and agencies and by school personnel to identify and eliminate asbestos health

hazards;

(7) cooperate with the Department of Education to administer state money appropriated for the asbestos health hazard abatement program;

(8) review and approve all asbestos health hazard abatement programs relating to respirator use and employee training, including training materials;

(9) oversee an employee certification program;

(10) establish guidelines and procedures to prevent damage to asbestos products in daily operations;

(11) whenever the department is informed of scheduled work to abate a health hazard that is asbestos-related, inform the contractors and others concerned of the potential health hazards of asbestos; and

(12) adopt regulations necessary to implement the provisions of this chapter.

Sec. 18.28.030. CERTIFICATION PROGRAMS. (a) The Department of Labor shall

(1) establish guidelines for employee training certification programs, including respiratory and competency tests to be completed successfully, to ensure that a person who is employed to abate asbestos health hazards in this state is trained to do the work safely and is informed about the danger of working with asbestos;

(2) review certification programs proposed by contractors, labor organizations, and others for persons who will be employed to abate asbestos health hazards in this state;

(3) approve proposed certification programs that meet the department's guidelines under this subsection.

(b) Before a contractor can undertake to abate an asbestos-

related health hazard in this state, the contractor shall

(1) propose to the Department of Labor a plan for the certification of its employees as adequately trained to handle asbestos in a safe and knowledgeable way;

(2) receive approval from the department of that plan; and

(3) certify that each person who will work on the abatement of an asbestos health hazard in this state is adequately trained to handle asbestos in a safe and knowledgeable way.

(c) A person may not work to abate an asbestos health hazard in this state unless that person has been certified in a program approved by the Department of Labor under (a) of this section.

(d) A contractor who violates (b) or (c) of this section is subject to a civil penalty not to exceed \$1,000, as determined by the commissioner of labor.

(e) A contractor who violates (b) of this section is guilty of a class A misdemeanor.

(f) A contractor who violates (c) of this section is guilty of a class B misdemeanor.

Sec. 18.28.040. DUTIES OF THE DEPARTMENT OF EDUCATION. To assist in implementing the asbestos health hazard program, the Department of Education shall

(1) cooperate with the Department of Labor, school districts, and regional educational attendance areas to ensure inspection of schools in the state for asbestos health hazards and to ensure that identified asbestos health hazards are abated;

(2) maintain records, files, and reports on asbestos health hazards in city and borough schools and regional educational attendance area schools;

(3) administer state money appropriated to finance

renovation contracts under AS 18.28.050(5);

(4) distribute available money as necessary to abate asbestos health hazards in schools in the state, including reimbursement of school districts and regional educational attendance areas for asbestos hazard abatement work already undertaken;

(5) inform the Department of Labor when renovation contracts are awarded under AS 18.28.050(5), to enable the Department of Labor to advise contractors and others concerned of asbestos health hazards that may be encountered in the renovation project.

Sec. 18.28.050. DUTIES OF SCHOOL OFFICIALS. To assist in implementing the asbestos health hazard abatement program, each city or borough school district and each regional educational attendance area shall

(1) maintain records of all inspections, including sample dates, location, condition, and analysis of materials;

(2) notify school personnel of the location of asbestos materials and ways to reduce exposure;

(3) notify the parents of students about the results of asbestos inspections in their children's schools;

(4) provide for the inspection of their respective school buildings and the taking of samples as needed, following guidelines established by the Department of Labor for determining the existence of asbestos health hazards;

(5) contract for renovating school buildings to abate asbestos health hazards, and supervise and monitor the renovation contracts, applying the standards in AS 18.60.075 to protect the health of the persons who renovate the school buildings.

Sec. 18.28.090. DEFINITIONS. In this chapter

(1) "asbestos" means chrysotile, amosite, crocidolite,

fibrous tremolite, fibrous anthophyllite, and fibrous actinolite;

(2) "asbestos health hazard" means the presence of asbestos material that could result in the dispersal of asbestos fibers into a school building or public facility;

(3) "asbestos product" means any product that produces airborne asbestos.

* Sec. 3. This Act takes effect immediately in accordance with AS 01.-10.070(c).

COMMITTEE REPORT
SENATE

FURTHER: FINANCE

1/25/84

Date: 2/27/84

Mr. President:

The Committee on HESS has had SB 373

establishing an asbestos health hazard program; efd.

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for SB 373 same title
 new title
- and recommends do pass
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]
[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]
CHAIRMAN

Introduced: 1/25/54
Referred: Health, Education and
Social Services and
Finance

BY JOSEPHSON, RODEY,
V. FISCHER, KELLY, HALFORD
AND STURGULEWSKI

1 IN THE SENATE

2

SENATE BILL NO. 373

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act establishing an asbestos health hazard pro-
7 gram; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. FINDINGS AND PURPOSE. (a) The legislature finds that

10 (1) medical studies indicate that individuals who are exposed to
11 asbestos fibers have a significantly increased incidence of cancer and
12 other severe or fatal diseases, as compared with individuals who are not
13 exposed;

14 (2) medical evidence suggests that children may be particularly
15 vulnerable to cancer induced by exposure to asbestos fibers;

16 (3) medical science has not established a minimum level of
17 exposure to asbestos fibers that is considered to be safe;

18 (4) substantial amounts of asbestos have been installed in
19 school buildings and other public facilities in the state;

20 (5) a partial survey of Alaskan schools indicates that

21 (A) in many cases materials containing asbestos fibers have
22 become damaged or friable, causing asbestos fibers to be released into
23 the air; and

24 (B) asbestos concentrations may be present in school build-
25 ings containing damaged asbestos material;

26 (6) the presence in school buildings and public facilities of
27 friable or easily damaged asbestos creates an unwarranted health hazard to
28 school children, employees, and other individuals who are exposed to the
29 material;

1 (7) no systematic program presently exists to identify asbestos
2 health hazards in school buildings and public facilities or to remedy those
3 conditions.

4 (b) It is the purpose of this Act to

5 (1) provide for testing and analysis of friable asbestos ma-
6 terials in school buildings and other public facilities in the state;

7 (2) provide for the dissemination of information relating to the
8 health hazards caused by exposure to friable asbestos fibers;

9 (3) ensure correction of identified health hazards from friable
10 asbestos materials in school buildings and other public facilities.

11 * Sec. 2. AS 18 is amended by adding a new chapter to read:

12 CHAPTER 28. ASBESTOS HEALTH HAZARD PROGRAM.

13 Sec. 18.28.010. PROGRAM ESTABLISHED. The asbestos health hazard
14 program is established in the Department of Environmental Conservation
15 to coordinate efforts of state departments and agencies to eliminate
16 asbestos health hazards in schools and public facilities in the state
17 in order to ensure state compliance with 20 U.S.C. 3601-3611 (Asbestos
18 School Hazard Detection and Control Act of 1980).

19 Sec. 18.28.020. DUTIES OF THE DEPARTMENT OF ENVIRONMENTAL CON-
20 SERVATION. In order to eliminate asbestos health hazards in schools
21 and public facilities in the state, the Department of Environmental
22 Conservation shall

23 (1) provide training materials for school personnel and
24 custodians of public facilities to enable them to inspect and sample
25 material for the presence of friable asbestos;

26 (2) distribute information published by the United States
27 Environmental Protection Agency on asbestos control, with supplemental
28 videotapes, to city and borough school districts, regional educational
29 attendance areas, private schools, and state public facilities

1 custodians;

2 (3) distribute, retrieve, and store training materials
3 concerning inspection and sampling for friable asbestos;

4 (4) provide knowledgeable individuals to answer inquiries
5 and ensure quality control of sampling;

6 (5) establish guidelines for inspecting and collecting
7 samples of suspected friable asbestos and provide for analysis of the
8 samples;

9 (6) evaluate analysis results and distribute the results to
10 affected schools and public facilities;

11 (7) coordinate efforts by state departments and agencies
12 and by school and public facilities personnel to identify and elimi-
13 nate asbestos health hazards;

14 (8) provide information on asbestos health hazards and
15 proper means of inspection and analysis, and analyze specimens upon
16 request by any state department or agency or local government;

17 (9) cooperate with the Department of Community and Regional
18 Affairs to administer state money appropriated to finance the asbestos
19 health hazard program; and

20 (10) adopt regulations necessary to implement the provisions
21 of this chapter.

22 Sec. 18.28.030. DUTIES OF THE DEPARTMENT OF EDUCATION. To
23 assist in implementing the asbestos health hazard program, the Depart-
24 ment of Education shall

25 (1) cooperate with the Department of Environmental Conser-
26 vation and the Department of Transportation and Public Facilities to
27 ensure inspection of schools in the state for asbestos health hazards
28 and to ensure that identified asbestos health hazards are eliminated;

29 (2) revise, update, and distribute information on

1 procedures and standards for detecting and controlling asbestos health
2 hazards, to city and borough school districts and regional educational
3 attendance areas;

4 (3) distribute new information as it becomes available on
5 asbestos health hazards, to city and borough school districts and
6 regional educational attendance areas; and

7 (4) maintain records, files, and reports on asbestos health
8 hazards in city and borough schools and regional educational atten-
9 dance area schools.

10 Sec. 18.28.040. DUTIES OF THE DEPARTMENT OF TRANSPORTATION AND
11 PUBLIC FACILITIES. To assist in implementing the asbestos health
12 hazard program, the Department of Transportation and Public Facilities
13 shall

14 (1) cooperate with the Department of Environmental Conser-
15 vation and the Department of Education to ensure inspection of schools
16 and public facilities for asbestos health hazards and to ensure that
17 identified asbestos health hazards are eliminated; and

18 (2) provide technical assistance and guidelines for renova-
19 tion techniques to eliminate asbestos health hazards from public
20 facilities and from other buildings in the state.

21 Sec. 18.28.050. DUTIES OF SCHOOL OFFICIALS. To assist in imple-
22 menting the asbestos health hazard program, each city or borough
23 school district, private school, and regional educational attendance
24 area shall

25 (1) provide for the training of school personnel in the
26 detection of friable asbestos in their respective school buildings;

27 (2) maintain records of all inspections, including sample
28 dates, location, condition, and analysis of friable materials;

29 (3) notify school personnel of the location of friable

1 asbestos materials and ways to reduce exposure;

2 (4) notify the parents of students of asbestos inspection
3 results;

4 (5) provide for the inspection of their respective school
5 buildings and the taking of samples as needed, following guidelines
6 established by the Department of Environmental Conservation for deter-
7 mining the existence of asbestos health hazards;

8 (6) contract for renovating school buildings to eliminate
9 asbestos health hazards, and supervise and monitor the renovation
10 contracts, applying the standards in AS 18.60.075 to protect the
11 health of the persons who renovate the school buildings.

12 Section 18.28.060. DUTIES OF DEPARTMENT OF COMMUNITY AND RE-
13 GIONAL AFFAIRS. To assist in implementing the asbestos health hazard
14 program, the Department of Community and Regional Affairs, in coop-
15 eration with the Department of Environmental Conservation, shall

16 (1) administer state money appropriated to finance reno-
17 vation contracts under AS 18.28.050(6);

18 (2) distribute available money as necessary to eliminate
19 asbestos health hazards in schools and public facilities in the state;

20 (3) inform the Department of Labor when renovation con-
21 tracts are awarded under AS 18.28.050(6), to enable the Department of
22 Labor to advise contractors of asbestos health hazards that may be
23 encountered in the renovation project.

24 Sec. 18.28.070. DEFINITIONS. In this chapter

25 (1) "asbestos health hazard" means the presence of friable
26 asbestos material or asbestos material that could easily be damaged by
27 water or air circulation or by other means, and that could result in
28 the dispersal of asbestos fibers into a school building or public
29 facility;

1 (2) "friable asbestos" means any material that contains
2 more than one percent of asbestos by weight as one of its constituents
3 and that can be easily crumbled, pulverized, or reduced to powder by
4 hand pressure when dry;

5 (3) "public facilities" means buildings owned by the state
6 or by a local government.

7 * Sec. 3. This Act takes effect immediately in accordance with AS 01.-
8 10.070(c).

Offered: 2/28/84
Referred: Finance

Original sponsors: Josephson, Rodey,
V.Fischer, et al

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2

CS FOR SENATE BILL NO. 373 (HESS)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: 'An Act establishing an asbestos health hazard abate-

7

ment program; and providing for an effective date."

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other severe or fatal diseases, as compared with individuals who are not

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exposed;

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(2) medical evidence suggests that children may be particularly

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vulnerable to cancer induced by exposure to asbestos fibers;

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(3) medical science has not established a minimum level of

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exposure to asbestos fibers that is considered to be safe;

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(4) substantial amounts of asbestos have been installed in

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school buildings in the state;

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(5) the presence of asbestos in school buildings creates an

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unwarranted health hazard to school children, employees, and other individ-

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uals who are exposed to the material;

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(6) the present federal and state programs to identify and abate

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asbestos health hazards in school buildings are severely inadequate.

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(b) It is the purpose of this Act to

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(1) provide for testing and analysis of asbestos materials in

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school buildings in the state;

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(2) provide for the dissemination of information relating to the

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health hazards caused by exposure to asbestos fibers;

1 (3) ensure abatement of identified health hazards from asbestos
2 materials in school buildings.

3 * Sec. 2. AS 18 is amended by adding a new chapter to read:

4 CHAPTER 28. ASBESTOS HEALTH HAZARD ABATEMENT PROGRAM.

5 Sec. 18.28.010. PROGRAM ESTABLISHED. The asbestos health hazard
6 abatement program is established in the Department of Labor to coordi-
7 nate efforts of state departments and agencies to eliminate asbestos
8 health hazards in schools in the state. The program applies to all
9 work involving

10 (1) demolition, removal, encapsulation, salvage, transpor-
11 tation, disposal, storage, and containment of asbestos products;

12 (2) construction, alteration, repair, maintenance, or
13 renovation conducted in environments that contain asbestos.

14 Sec. 18.28.020. DUTIES OF THE DEPARTMENT OF LABOR. In order to
15 eliminate asbestos health hazards from schools in the state, the
16 Department of Labor shall

17 (1) survey school buildings to inspect and sample material
18 for the presence of asbestos;

19 (2) distribute, retrieve, and store training materials
20 concerning inspection and sampling for asbestos;

21 (3) answer inquiries concerning sampling and ensure quality
22 control of sampling;

23 (4) establish guidelines for abating the asbestos hazard,
24 for inspecting and collecting samples of suspected asbestos, and for
25 analyzing the samples;

26 (5) evaluate analysis results and distribute the results to
27 affected schools;

28 (6) coordinate efforts by state departments and agencies
29 and by school personnel to identify and eliminate asbestos health

1 hazards;

2 (7) cooperate with the Department of Education to adminis-
3 ter state money appropriated for the asbestos health hazard abatement
4 program;

5 (8) review and approve all asbestos health hazard abatement
6 programs relating to respirator use and employee training, including
7 training materials;

8 (9) oversee an employee certification program;

9 (10) establish guidelines and procedures to prevent damage
10 to asbestos products in daily operations;

11 (11) whenever the department is informed of scheduled work
12 to abate a health hazard that is asbestos-related, inform the contrac-
13 tors and others concerned of the potential health hazards of asbestos;
14 and

15 (12) adopt regulations necessary to implement the provisions
16 of this chapter.

17 Sec. 18.28.030. CERTIFICATION PROGRAMS. (a) The Department of
18 Labor shall

19 (1) establish guidelines for employee training certifica-
20 tion programs, including respiratory and competency tests to be com-
21 pleted successfully, to ensure that a person who is employed to abate
22 asbestos health hazards in this state is trained to do the work safely
23 and is informed about the danger of working with asbestos;

24 (2) review certification programs proposed by contractors,
25 labor organizations, and others for persons who will be employed to
26 abate asbestos health hazards in this state;

27 (3) approve proposed certification programs that meet the
28 department's guidelines under this subsection.

29 (b) Before a contractor can undertake to abate an asbestos-

1 related health hazard in this state, the contractor shall

2 (1) propose to the Department of Labor a plan for the
3 certification of its employees as adequately trained to handle asbes-
4 tos in a safe and knowledgeable way;

5 (2) receive approval from the department of that plan; and

6 (3) certify that each person who will work on the abatement
7 of an asbestos health hazard in this state is adequately trained to
8 handle asbestos in a safe and knowledgeable way.

9 (c) A person may not work to abate an asbestos health hazard in
10 this state unless that person has been certified in a program approved
11 by the Department of Labor under (a) of this section.

12 (d) A contractor who violates (b) or (c) of this section is
13 subject to a civil penalty not to exceed \$1,000, as determined by the
14 commissioner of labor.

5 Sec. 18.28.040. DUTIES OF THE DEPARTMENT OF EDUCATION. To
16 assist in implementing the asbestos health hazard program, the Depart-
17 ment of Education shall

18 (1) cooperate with the Department of Labor, school dis-
19 tricts, and regional educational attendance areas to ensure inspection
20 of schools in the state for asbestos health hazards and to ensure that
21 identified asbestos health hazards are abated;

22 (2) maintain records, files, and reports on asbestos health
23 hazards in city and borough schools and regional educational atten-
24 dance area schools;

25 (3) administer state money appropriated to finance reno-
26 vation contracts under AS 18.28.050(5);

27 (4) distribute available money as necessary to abate asbes-
28 tos health hazards in schools in the state, including reimbursement of
29 school districts and regional educational attendance areas for

1 asbestos hazard abatement work already undertaken;

2 (5) inform the Department of Labor when renovation con-
3 tracts are awarded under AS 18.28.050(5), to enable the Department of
4 Labor to advise contractors and others concerned of asbestos health
5 hazards that may be encountered in the renovation project.

6 Sec. 18.28.050. DUTIES OF SCHOOL OFFICIALS. To assist in imple-
7 menting the asbestos health hazard abatement program, each city or
8 borough school district and each regional educational attendance area
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10 (1) maintain records of all inspections, including sample
11 dates, location, condition, and analysis of materials;

12 (2) notify school personnel of the location of asbestos
13 materials and ways to reduce exposure;

14 (3) notify the parents of students about the results of
15 asbestos inspections in their children's schools;

16 (4) provide for the inspection of their respective school
17 buildings and the taking of samples as needed, following guidelines
18 established by the Department of Labor for determining the existence
19 of asbestos health hazards;

20 (5) contract for renovating school buildings to abate
21 asbestos health hazards, and supervise and monitor the renovation
22 contracts, applying the standards in AS 18.60.075 to protect the
23 health of the persons who renovate the school buildings.

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25 (1) "asbestos" means chrysotile, amosite, crocidolite,
26 fibrous tremolite, fibrous anthophyllite, and fibrous actinolite;

27 (2) "asbestos health hazard" means the presence of asbestos
28 material that could result in the dispersal of asbestos fibers into a
29 school building or public facility;

1 (3) "asbestos product" means any product that produces
2 airborne asbestos.

3 * Sec. 3. This Act takes effect immediately in accordance with AS 01.-
4 10.070(c).