

**ASSEMBLY BILL**

**No. 2162**

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**Introduced by Assembly Member O'Donnell**

February 11, 2020

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An act to add Section 17591 to the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 2162, as introduced, O'Donnell. School facilities: indoor air quality.

The Leroy F. Greene School Facilities Act of 1998 establishes a program under which the State Allocation Board allocates funding for new construction and modernization of school facilities to school districts that apply for an allocation of state funds. The act requires a school district, as part of its application for funding under the act, to certify that it has considered the feasibility of using designs and materials for the project that promote, among other things, the maximum use of natural light and indoor air quality.

This bill would require a school district to ensure that school facilities meet the minimum requirements of regulations enacted by the Occupational Safety and Health Standards Board that govern the quality of air provided to employees in places of employment. The bill would require school districts to use contractors who have been certified by a nationally recognized organization for the inspection, maintenance, and repair of heating, ventilation, and air-conditioning systems. By adding to the duties of school districts, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 17591 is added to the Education Code,  
2 to read:  
3 17591. (a) A school district shall ensure that school facilities,  
4 including, but not limited to, classrooms for pupils, have heating,  
5 ventilation, and air-conditioning (HVAC) systems that meet the  
6 minimum requirements of indoor air quality regulations enacted  
7 pursuant to Section 142.3 of the Labor Code to prevent pupils from  
8 being exposed to poor indoor air quality conditions.  
9 (b) In carrying out the requirements of subdivision (a), a school  
10 district shall use contractors that have been certified in providing  
11 for the inspection, maintenance, and repair of HVAC systems by  
12 a nationally recognized organization.  
13 SEC. 2. If the Commission on State Mandates determines that  
14 this act contains costs mandated by the state, reimbursement to  
15 local agencies and school districts for those costs shall be made  
16 pursuant to Part 7 (commencing with Section 17500) of Division  
17 4 of Title 2 of the Government Code.