

# HOUSE BILL 164

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By: **Delegates N. King, Ali, Barkley, Barve, Bronrott, Dumais, Elmore, Feldman, Gilchrist, Hixson, Ivey, Jennings, Kaiser, Kramer, Lawton, Love, Montgomery, Olszewski, Rice, Ross, Waldstreicher, and Walker**

Introduced and read first time: January 25, 2007

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Relocatable Classrooms – Indoor Air Quality Standards**

3 FOR the purpose of requiring the Board of Public Works, in consultation with the  
4 Department of General Services, to adopt regulations to establish certain  
5 standards and specifications to enhance the indoor air quality of relocatable  
6 classrooms; and generally relating to regulations governing the indoor air  
7 quality of relocatable classrooms.

8 BY repealing and reenacting, without amendments,  
9 Article – Education  
10 Section 5–301(a)  
11 Annotated Code of Maryland  
12 (2006 Replacement Volume)

13 BY repealing and reenacting, with amendments,  
14 Article – Education  
15 Section 5–301(b)  
16 Annotated Code of Maryland  
17 (2006 Replacement Volume)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article – Education**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 5-301.

2 (a) In this subtitle, "Interagency Committee" means the Interagency  
3 Committee on School Construction established under § 5-302 of this subtitle.

4 (b) (1) For the purposes of this section other than subsection (c), the  
5 Board of Public Works shall define by regulation what constitutes an eligible and  
6 ineligible public school construction or capital improvement cost.

7 (2) (i) The purchase of relocatable classrooms shall be an eligible  
8 public school construction or capital cost.

9 (ii) The Board of Public Works, **IN CONSULTATION WITH THE**  
10 **DEPARTMENT OF GENERAL SERVICES**, shall adopt regulations that define  
11 relocatable classrooms and establish the minimum specifications for relocatable  
12 classrooms which may be purchased using State funds.

13 **(III) THE REGULATIONS REQUIRED UNDER SUBPARAGRAPH**  
14 **(II) OF THIS PARAGRAPH SHALL INCLUDE CRITERIA DESIGNED TO ENHANCE**  
15 **INDOOR AIR QUALITY FOR THE OCCUPANTS OF THE RELOCATABLE**  
16 **CLASSROOMS, INCLUDING SPECIFICATIONS THAT:**

17 **1. REQUIRE EACH UNIT TO INCLUDE APPROPRIATE**  
18 **AIR BARRIERS TO LIMIT INFILTRATION;**

19 **2. REQUIRE THAT EACH UNIT BE CONSTRUCTED IN A**  
20 **MANNER THAT PROVIDES PROTECTION AGAINST WATER DAMAGE THROUGH THE**  
21 **USE OF PROPER ROOFING MATERIALS, EXTERIOR SHEATHING, WATER**  
22 **DRAINAGE SYSTEMS, AND FLASHING;**

23 **3. REQUIRE THAT EACH UNIT PROVIDE CONTINUOUS**  
24 **FORCED VENTILATION WHEN THE UNIT IS OCCUPIED;**

25 **4. REQUIRE EACH UNIT TO INCLUDE A**  
26 **PROGRAMMABLE THERMOSTAT;**

27 **5. REQUIRE EACH UNIT TO BE OUTFITTED WITH AN**  
28 **ENERGY EFFICIENT LIGHTING AND HEATING AND AIR-CONDITIONING SYSTEM;**  
29 **AND**

1                   **6. MANDATE THAT EACH UNIT BE CONSTRUCTED**  
2 **WITH BUILDING MATERIALS THAT CONTAIN LOW AMOUNTS OF VOLATILE**  
3 **ORGANIC COMPOUNDS (VOC).**

4                   [(iii)](IV) In the budgets for fiscal years 2006 through 2008, the  
5 Governor shall include \$1,000,000 for public school construction, in excess of the  
6 estimates of funding for public school construction contained in the fiscal year 2005  
7 through fiscal year 2009 Capital Improvement Plan, to be used to fund the State share  
8 of the cost of purchasing relocatable classrooms.

9                   (3) (i) The Board of Public Works shall include modular  
10 construction as an approved public school construction or capital cost.

11                   (ii) The Board of Public Works, at the recommendation of the  
12 Interagency Committee on School Construction, shall adopt regulations that:

13                   1. Define modular construction; and

14                   2. Establish the minimum specifications required for  
15 approval of modular construction as a public school construction or capital  
16 improvement cost.

17                   (4) The cost of acquiring land may not be considered a construction or  
18 capital improvement cost and may not be paid by the State.

19                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
20 October 1, 2007.