

April 21, 2005

H 1502. SCHOOLCHILDREN'S HEALTH ACT. TO ENACT THE SCHOOLCHILDREN'S HEALTH ACT OF 2005. Amends GS 115C-12 to require State Board of Education to: (1) develop recommended procedures for sealing existing arsenic-treated wood in playground equipment or establish time line for removing existing arsenic-treated wood on school grounds; (2) ban bulk elemental mercury or chemical mercury compounds for use in primary or secondary classrooms and require local boards, by January 1, 2006, to remove from all primary and secondary schools and properly dispose of all bulk elemental mercury, chemical mercury, and bulk mercury compounds used as teaching aids in science classrooms, not including barometers; (3) establish model policy for adoption by school boards that reduces school bus exhaust and prohibits unnecessary bus engine idling; (4) develop guidelines for schools to notify parents and school staff, at least 72 hours in advance of pesticide application, concerning pesticide use on school property; (4) adopt model Integrated Pest Management policy for school districts; and (5) study methods for mold and mildew prevention and mitigation and direct that findings be incorporated into public school facilities guidelines. Amends GS 115-47 to require local school boards to prohibit use of copper chromated arsenate treated wood on school grounds and to not purchase for use in primary or secondary classroom bulk elemental mercury or chemical mercury compounds; and by January 1, 2006, to remove from primary and secondary schools and properly dispose of bulk elemental mercury, chemical mercury, and bulk mercury compounds used as teaching aids in science classrooms, not including barometers. Effective October 1, 2005.

Intro. by Martin.

Ref. to Education

GS 115C

May 23, 2005

H 1502. SCHOOLCHILDREN'S HEALTH ACT. Intro. 4/21/05. House committee substitute makes the following changes to 1st edition. Modifies proposed GS 115C-12(33), which would impose certain responsibilities on the State Board of Education, as follows: (1) directs Board to establish guidelines for testing soil on school grounds for contamination caused by leaching of arsenic-treated wood; (2) deletes provision directing Board to ban certain mercury compounds from school use by January 1, 2006; (3) directs Board to establish integrated pest management guidelines consistent with NC School Boards Association policy (formerly directed Board to adopt model policy developed in 2004 by group led by N.C. State University); and (4) deletes specific details of notification requirements to parents about pesticide application at schools. Modifies proposed GS 115C-47(45)–(48), which would authorize or direct certain actions of local school boards, as follows: (1) directs boards to adopt policies for notification of parents about pesticide application schedule and sets out mandatory details of these policies; (2) provides that notification mandate does not establish any private cause of action against a local school board or its agents or employees; and (3) encourages boards to remove and dispose of various mercury products and directs boards to prohibit future use of bulk elemental mercury, chemical mercury compounds, and bulk mercury compounds as teaching aids in science classrooms. Makes proposed GS 115C-47(45)b., requiring the use of integrated pest management, effective October 1, 2020. Makes technical changes.

June 28, 2006

H 1502. SCHOOLCHILDREN'S HEALTH ACT. Filed 4/20/05. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO ENACT THE SCHOOLCHILDREN'S HEALTH ACT OF 2006* (was, 2005). Deletes preamble, Section 1 (stating how act may be cited), and Section 2 (findings). Modifies proposed GS 115C-47(45)a. (applying to policies addressing the use of pesticides in schools) by deleting statement that it does not create a private cause of action, but adds new Section 3 stating that no provision in the act creates a private cause of action. Makes amendments to GS 115C-47 effective October 1, 2011 (was, 2010), and all other provisions effective October 1, 2006 (was, 2005). Renumbers sections and conforms cross-references.

July 21, 2006

SL 2006-143 (H 1502). SCHOOLCHILDREN'S HEALTH ACT. AN ACT TO ENACT THE SCHOOLCHILDREN'S HEALTH ACT OF 2006. Summarized in *Daily Bulletin* 4/21/05, 5/23/05, and 6/28/06. Enacted July 19, 2006. GS 115C-47(45)b., as enacted by Section 2, is effective October 1, 2011. The remainder is effective October 1, 2006.