

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 1999

BY: HUDSON

AS INTRODUCED

AN ACT RELATING TO STATE GOVERNMENT; AMENDING 74 O.S. 1991, SECTION 63, WHICH RELATES TO THE OFFICE OF PUBLIC AFFAIRS; REQUIRING CERTAIN WORK TO BE PERFORMED AND MATERIALS AND EQUIPMENT TO BE USED TO ENSURE ACCEPTABLE INDOOR AIR QUALITY; PROVIDING FOR INDOOR AIR QUALITY AUDITS IN CERTAIN BUILDINGS; PROVIDING CONTENTS; PROVIDING FOR PAYMENT; PROVIDING FOR APPROPRIATION REQUEST; DEFINING TERM; PROVIDING FOR REMEDIATION FOR CERTAIN CONTAMINENTS; ADDING TO POWERS AND DUTIES OF OKLAHOMA STATE DEPARTMENT OF HEALTH; PROVIDING FOR ADDITIONAL AUDITS; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 74 O.S. 1991, Section 63, is amended to read as follows:

Section 63. A. The Office of Public Affairs shall have power to adopt such rules and regulations for the management of their business and performance of their duties as they see proper, not inconsistent with the laws of this state. The Office of Public Affairs shall have charge of the construction, repair, maintenance,

insurance, and operation of all buildings owned, used, or occupied by or on behalf of the state including buildings owned by the Oklahoma Capitol Improvement Authority where such services are carried out by contract with said Authority.

B. The Director of Public Affairs shall have authority to purchase all material and perform all other duties necessary in the construction, repair, and maintenance of all such buildings, shall make all necessary contracts by or on behalf of the state for any buildings or rooms rented for the use of the state or any of the officers thereof, and shall have charge of the arrangement and allotment of space in said buildings among the different state officers. Construction, repair, and maintenance of heating, air conditioning, ventilation or other indoor air quality systems which will or do operate in all buildings owned, used, or occupied by or on behalf of state agencies shall be performed in a manner, and with the use of such materials and equipment, in such buildings to ensure acceptable indoor air quality which will be determined by indoor air quality audits conducted by the Oklahoma State Department of Health pursuant to Section 3 of this act.

C. 1. The Office of Public Affairs shall have the custody and control of all state property, and all other property managed or used by the state, except military stores and such property under the control of the State Banking Department and the two houses of the State Legislature, shall procure all necessary insurance thereon against loss and shall allot the use of the property to the several offices of the state, and prescribe where the property shall be kept for public use.

2. The Office of Public Affairs shall keep an accurate account of all property purchased for the state or any of the departments or officers thereof, except that purchased for and by the two houses of the State Legislature.

D. The two houses shall have the exclusive use, care, and custody of their respective chambers, committee rooms, furniture, and property, and shall keep their respective records of said furniture and property.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 120.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma State Department of Health is hereby authorized, upon complaint, to enter and perform indoor air quality audits in all public access buildings. Such audits shall include but not be limited to the analysis, examination or inspection of all systems, equipment or procedures, or documents which relate to such systems, equipment or procedures, which could affect the indoor air quality in public access buildings and which could risk the comfort, health or safety of persons who enter or office in public access buildings.

B. The Oklahoma State Department of Health shall periodically enter and perform indoor air quality audits in all buildings owned, used, or occupied by or on behalf of state agencies as the Oklahoma State Department of Health resources allow.

C. Each state agency audited shall pay for such auditing services from its budget, and where remediation of unacceptable indoor air contaminant levels is required of a state agency without available funds in its current budget, that agency shall request additional appropriations in its next budget to achieve acceptable indoor air contaminant levels.

D. For purposes of this section, public access building means a building in which the general population is permitted to enter.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 120.2 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Commissioner of Health may order the remediation of unacceptable indoor air contaminant levels in a public access building when such unacceptable levels are revealed from an indoor air quality audit. Follow-up audits of a public access building may be conducted by the Oklahoma State Department of Health following remediation to confirm acceptable indoor air contaminant levels, and if conducted, shall be paid for by the entity which owns the public access building.

SECTION 4. This act shall become effective September 1, 1992.

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