

Regular Session, 2010

HOUSE BILL NO. 895

BY REPRESENTATIVE MORRIS

ENVIRONMENT: Provides for asbestos abatement

1 AN ACT

2 To amend and reenact R.S. 30:2344(D), to enact R.S. 30:2344(E) and (F), and to repeal R.S.
3 30:2345, relative to asbestos abatement in schools; to provide for asbestos
4 abatement; to provide for the methods of abatement; to repeal the Louisiana School
5 Asbestos Abatement Commission; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 30:2344(D) is hereby amended and reenacted and R.S. 30:2344(E)
8 and (F) are hereby enacted to read as follows:

9 §2344. Rules and regulations

10 * * *

11 D. Abatement activities shall be commenced as soon as rules and regulations
12 concerning abatement are ~~approved by the commission provided for by this Chapter,~~
13 ~~and finalized~~ promulgated by the Department of Environmental Quality, in
14 accordance with the Administrative Procedure Act.

15 E. The building owner shall select the method of abatement to be used from
16 those set forth in R.S. 30:2343(1) or as provided in the rules and regulations adopted
17 pursuant to this Chapter. Any method selected must be used in the manner that such
18 rules and regulations require.

19 F. No school, which has commenced abatement work at a particular site
20 prior to the effective date of regulations or standards adopted or imposed pursuant

- 1 to this Chapter, shall be required to conduct a different type of abatement at the same
2 site unless levels of airborne asbestos fibers exceed an abatement action level
3 established by the regulations adopted pursuant to this Chapter which are applicable
4 to all school buildings.
- 5 Section 2. R.S. 30:2345 is hereby repealed in its entirety.
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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Morris

HB No. 895

Abstract: Repeals the La. School Asbestos Abatement Commission and provides for methods of asbestos abatement.

Present law created the La. School Asbestos Abatement Commission to recommend to the secretary of the Dept. of Environmental Quality rules and regulations on asbestos abatement by Jan. 1, 1986.

Proposed law repeals present law.

Present law, (R.S. 30:2345(E)), requires building owners to select the method of abatement to be used from present law or as provided in rules and regulations in the manner that such rules and regulations require.

Proposed law redesignates present law.

Present law, (R.S. 30:2345(F)), provides that schools that have commenced abatement work prior to the effective date of regulations promulgated pursuant to present law shall not be required to conduct a different type of abatement unless levels of airborne asbestos fibers exceed an abatement action level.

Proposed law redesignates present law.

(Amends R.S. 30:2344(D); Adds R.S. 30:2344(E) and (F); Repeals R.S. 30:2345)