Legislation Details (With Text)

File #:	Int 0612-2005 **Version:** *	**Name:**	Requiring DOE to ensure regular cleaning and maintenance of all public school bathrooms.
Type:	Introduction	**Status:**	Filed
		In control:	Committee on Education
On agenda:	3/23/2005		
Enactment date:		**Enactment #:**	

Title: A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education to ensure regular cleaning and maintenance of all public school bathrooms, and to post inspection forms recording the performance of such cleaning and maintenance in such bathrooms.

Sponsors:

Indexes:

Attachments:

Date	Ver.	Action By	Action	Result
3/23/2005	*	City Council	Introduced by Council	
3/23/2005	*	City Council	Referred to Comm by Council	
12/31/2005	*	City Council	Filed (End of Session)	

Int. No. 612

By Council Members Yassky, Addabbo Jr., Brewer, James, Jennings, Koppell, Moskowitz, Palma, Sanders Jr., Stewart, Vann and Weprin

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education to ensure regular cleaning and maintenance of all public school bathrooms, and to post inspection forms recording the performance of such cleaning and maintenance in such bathrooms.

Be it enacted by the Council as follows:

Section 1. Legislative findings. In November 2004, the Education Committee of the New York City Council held a hearing to examine the availability of soap, paper towels and toilet paper in public schools. The Committee held this hearing because of frequent complaints by parents and students that school bathrooms lacked these basic supplies and that school bathrooms were not regularly cleaned and maintained. At and before the hearing, the Committee heard from dozens of parents and students who stated that their school bathrooms were unclean and were not stocked with adequate bathroom supplies.

The Council finds that that the lack of bathroom supplies and cleanliness is due to a lack of accountability, rather than economic, infrastructure or similar deficits. Accordingly, the Council finds that legislation requiring the Department of Education to ensure that all public school bathrooms are regularly cleaned and maintained, and providing a mechanism to facilitate the identification of the persons responsible for such routine bathroom maintenance, will ameliorate the conditions in public school

bathrooms.

§2. Title 17 of the administrative code of the city of New York is hereby amended to add a new chapter 10 to read as follows:

CHAPTER 10
PUBLIC SCHOOL BATHROOMS

Index

§17-1001 Inspection of Bathroom Facilities in Public Schools
§17-1002 Posting of Inspection Forms
§17-1003 Recordkeeping

§17-1001 Inspection of bathroom facilities in public schools. The department of education shall require each custodian, private maintenance company, and any other person or entity responsible for cleaning and/or maintaining one or more student or faculty bathrooms at a New York city public school to inspect each such bathroom at such school at least twice during each day that such school is open to the public, and, as necessary, clean such bathrooms and stock such bathrooms with sufficient soap, paper towels and toilet paper, so that each such bathroom is clean and fully-stocked immediately after such inspection.

§17-1002 Posting of Inspection Forms. The person or persons who perform the inspection, cleaning and/or maintenance required by section 17-1001 of this chapter shall indicate the completion of such tasks on a form to be posted in a secure, tamper-resistant manner inside each public school bathroom. Such form shall be provided by the department of education, and shall indicate the date and time that the bathroom was cleaned or found to be clean, and was re-stocked or found to be stocked with sufficient soap, paper towels and toilet paper.

§17-1003 Recordkeeping. The department of education shall ensure that each public school shall keep on file each form posted pursuant to section 17-1002 of this chapter for a period of not less than three years from the last bathroom inspection date entered on such form, and that each such school shall make such forms available for inspection and copying during school hours by any person, upon reasonable notice to the school principal.

§3. If any subsection, sentence, clause, phrase or other portion of this local law is, for any reason, declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of the local law that added this section, which remaining portions shall remain in full force and effect.

§4. This local law shall take effect ninety days after its enactment.

MHG
LS # 2055
March 18, 2005