



Legislation Text

File #: Int 0968-2009, **Version:** *

Int. No. 968

By Council Members Gennaro, Brewer, Comrie, Dickens, Fidler, Gentile, James, Nelson, Palma, Sanders Jr., Stewart, Weprin, Liu and Gerson

A Local Law to amend the administrative code of the city of New York, in relation to assessing and developing recommendations regarding indoor air quality at schools located in neighborhoods with the highest asthma rates.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 17 of the administrative code of the city of New York is hereby amended by adding a new section 17-196 to read as follows:

§17-196. a. School Indoor Air Quality Assessment. The department, in consultation with the department of education, shall conduct an assessment of the levels of indoor air pollutants at fifty schools located in neighborhoods having the highest asthma rates in the city of New York.

b. Report. On or before December 31 of the year two thousand and ten, the department shall submit to the mayor and the speaker of the city council a report summarizing the results of the assessment conducted pursuant to subdivision a of this section. Such report shall include recommendations of the department, disaggregated by each assessed school, regarding measures such school may take to reduce the levels of air pollutants and otherwise improve indoor air quality, including, but not limited to: designating an indoor air quality coordinator for such school; developing and maintaining an indoor air quality plan for such school in accordance with any best practice programs established by the United States environmental protection agency; purchasing supplies that reduce indoor air pollutants, such as low-dust chalk; and developing standards for building maintenance and cleaning that reduce levels of indoor air pollutants. The department shall provide each such school with a copy of such report and shall post a copy of such report on its website.

§2. 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. Nothing in this local law shall be interpreted or applied so as to create any power, duty or obligation in conflict with any federal or state law.

§3. This local law shall take effect ninety days after its enactment into law and shall be deemed repealed on December 31, 2011; provided, however, that the commissioner of the department shall take such actions, including the promulgation of rules, as may be necessary for timely implementation of this local law.

AS/AT
LS# 49
3/5/09