

2009 DRAFTING REQUEST

Bill

Received: **09/05/2008**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Cory Mason (608) 266-0634**

By/Representing: **himself**

This file may be shown to any legislator: **NO**

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - other**
Education - miscellaneous

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Mason@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Environmentally sensitive cleaning in schools and other public buildings

Instructions:

See Attached

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/P1	btradewe 09/23/2008	kfollett 09/24/2008	rschluet 09/24/2008	_____	sbasford 09/24/2008		
/P2	btradewe 10/22/2008	kfollett 10/23/2008	jfrantze 10/23/2008	_____	cduerst 10/23/2008		S&L
/P3	btradewe 05/14/2009	kfollett 05/14/2009	jfrantze 05/14/2009	_____	lparisi 05/14/2009		S&L

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		jdye 09/09/2009		_____			
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/6	btradewe 10/08/2009	kfollett 10/08/2009	phenry 10/09/2009	_____	cdue 10/09/2009		S&L
/7	btradewe 10/21/2009	kfollett 10/21/2009	mduche 10/21/2009	_____	cdue 10/21/2009	mbarman 10/29/2009	

FE Sent For: "/7" @ intro, 11/11/09

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/P3	btradewe 05/14/2009	kfollett 05/14/2009	jfrantze 05/14/2009	_____	lparisi 05/14/2009		S&L

Handwritten notes:
Under /P3 Reviewed: 17kf, 10/21
Under /P3 Typed: [initials], 10/21, JFRS

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[Handwritten notes: 10/8, 10/9, 10/10, 10/11, 10/12]

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13/27/08
gmo *JAPV*

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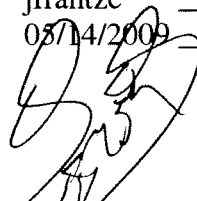
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JF 5/14
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/?	btradewe	1P1kif 9/24					
FE Sent For:							

<END>

Tradewell, Becky

From: Cory Mason [cory.mason@gmail.com]
Sent: Wednesday, August 13, 2008 10:26 AM
To: Tradewell, Becky
Subject: Draft

Becky,

Go ahead and start the draft. For now put it @DPI.

Thanks,

Cory Mason

Sent from my iPhone

Tradewell, Becky

From: Tradewell, Becky
Sent: Wednesday, August 13, 2008 10:06 AM
To: Mason, Cory
Subject: RE: Green Clean Schools Act Becomes Law in Illinois with Support of Diverse Coalition

Representative Mason,

As I recall, Nabeela had scheduled a phone call for you and me to discuss this proposal in June, but you ended up being busy on that afternoon and the phone call did not take place.

I do not know whether you have had a chance to look at the Illinois legislation itself. I can provide you with a link or send a paper copy to your office, if you would like. There is also material on the Web explaining how the Illinois program has been implemented.

The Illinois law requires the rules for green cleaning to be promulgated by the Illinois Green Government Coordinating Council (IGGCC, an entity that predated the green cleaning law) in consultation with the Illinois Department of Public Health, State Board of Education, regional offices of education, and Environmental Protection Agency and various interest groups. Wisconsin does not have an entity like the IGGCC, so one of the preliminary issues will be what state agency you want to have promulgate green cleaning rules. As often happens with drafts based on another state's laws, there will probably be more issues that arise in adapting this program for Wisconsin. There may also be questions relating to expanding the proposal to cover state and municipal buildings.

I am about to leave for a vacation and will be back in early September, when I will contact you. In the meantime, if you decide which agency should do the rule making, please feel free to let me know by email.

Becky Tradewell
6-7290

From: Mason, Cory
Sent: Tuesday, August 12, 2008 6:05 PM
To: Tradewell, Becky
Subject: FW: Green Clean Schools Act Becomes Law in Illinois with Support of Diverse Coalition

Could you please call me to discuss the status of this? I don't remember ever seeing it because of all the compact stuff. But I still want to get something drafted on it as soon as we can.

Please call.

Thank you.

Cory Mason
262-880-0388

From: Rep.Mason
Sent: Tuesday, October 09, 2007 9:13 AM
To: becky.tradewell@legis.wi.gov
Subject: Green Clean Schools Act Becomes Law in Illinois with Support of Diverse Coalition

Please apply to schools and all public buildings (ie state and municipal)

08/13/2008

Sincerely,

Cory Mason
 State Representative
 WI's 62nd Assembly District
 rep.mason@legis.wi.gov
 1-888-534-0062

From: Mark Bishop [mailto:Mark@HealthySchoolsCampaign.org]

Sent: Friday, August 24, 2007 12:21 PM

To: peterardito@ctulocal1.com; BILL@issa.com; Mark Bishop; tracicobb-evans@ctulocal1.com; Rochelle Davis; lynda@citizenaction-il.org; VFagan@unitedhq.com; garzal@seiu1.org; linda.gibbons@nl.edu; Jeff Neubauer; Claris Olson; rickperrotte@ctulocal1.com; bob.ray@ieanea.org; wthompson@lths.org; burbaszewski@alamc.org; jzanoni@uic.edu; mklein@portionpaccorp.com; jgoldman@portionpaccorp.com; JGeiger@ELPC.org; spreckwinkle@ift-aft.org; Jim.Reed@ieanea.org; kkennoy@cityofchicago.org; perkinsw@seiulcouncil.org; phylpelt@uic.edu; dschaumburg@ourhouseworks.com; pstewart@h2orange2.com; jnelson@ipha.com; audette@ilenviro.org; ctiedt@pikesystems.com; jsheffer@murdale.com; Jacob.Powell@tenantco.com; daboss@unitedhq.com

Subject: Green Clean Schools Act Becomes Law in Illinois with Support of Diverse Coalition

I would like to thank everyone for their help in passing HB895. Today we sent out a press release announcing the passage of the law and I wanted to make sure you all received a copy. And just so you all know, I was misinformed about one point. The Governor DID sign the bill. He signed it on the final day allowable - August 13.

Below is a copy of the Press Release we sent out. Thanks again for your help and support.

Mark Bishop
 Deputy Director
 Healthy Schools Campaign

http://www.healthyschoolscampaign.org/news/press_releases/2007/green_clean_law_signed.php

Green Clean Schools Act Becomes Law in Illinois with Support of Diverse Coalition
Illinois Becomes Second State to Require Green Cleaning in Schools

Chicago, August 23, 2007 – Illinois Governor Rod R. Blagojevich signed the Green Clean Schools Act on Aug. 13, making Illinois the second state in the nation, along with New York, to require green cleaning in schools.

The law, which defines green cleaning as cleaning to protect health without harming the environment, requires schools to purchase environmentally sensitive cleaning products. It does not require schools to throw away existing supplies, and allows time for schools to order less toxic supplies in the next normal procurement cycle.

The law's passage represents a victory not only for Illinois children, teachers, school nurses and community leaders, but also for children's health advocates around the U.S. who are working to make green cleaning the norm in schools.

"People from all different aspects of the school world – from nursing to the cleaning industry – are realizing how important green cleaning is and are really speaking up to advocate for it," said Mark Bishop, deputy director of the Healthy Schools Campaign, an independent not-for-profit organization dedicated to healthy school environments. "This simple step protects the health of everyone in the

08/13/2008

school building."

The law's passage was made possible by the strong support of a dedicated and diverse coalition of allies, including the American Federation of State, County, and Municipal Employees; American Academy of Pediatrics IL Chapter; American Lung Association of Chicago and Illinois; Cannon Distributing; Chicago Teachers Union; Citizen Action of Illinois; Cloud 9 & Company; Environment Illinois; Environmental Law and Policy Center; Envirox, LLC; Healthy Schools Campaign; Illinois Association of School Nurses; Illinois Education Association; Illinois Environmental Council; Illinois Public Health Association; ISSA, the Experts on Cleaning and Maintenance; Kranz, Inc.; LaGrange Highland School District 106; Lt. Governor's Office; Phoenix Supply Company; Multi-Products Distribution, Inc.; Performance Chemical and Supply; Pike Systems; Pollution Prevention Resource Center; PortionPac Chemical Corporation; SEIU; Seven Generations Ahead; Sierra Club; Southern Illinois Public Cooperative; United Supply Service, Inc.; U.S. Green Building Council; and Voices for Illinois Children.

The Green Clean Schools Act was introduced in the House by Rep. Karen May and in the Senate by Sen. Iris Martinez.

"To say that green cleaning is catching on is really an understatement," said Bishop. "This is the start of an important change in the way we view cleaning at schools, and it's exciting to have worked with the team that made it happen."

###

The Healthy Schools Campaign, an independent not-for-profit organization, is the leading authority on healthy school environments and a voice for people who care about our environment, our children and education. Our mission is to advocate for policies and model programs that allow students and staff members to learn and work in a healthy school environment.

Public Act 095-0084

HB0895 Enrolled

LRB095 07718 NHT 27876 b

AN ACT concerning education.

**Be it enacted by the People of the State of Illinois,
represented in the General Assembly:**

Section 1. Short title. This Act may be cited as the Green Cleaning Schools Act.

Section 5. Legislative findings. Children are vulnerable to and may be severely affected by exposure to chemicals, hazardous waste, and other environmental hazards. The Federal Environmental Protection Agency estimates that human exposure to indoor air pollutants can be 2 to 5 times and up to 100 times higher than outdoor levels. Children, teachers, janitors, and other staff members spend a significant amount of time inside school buildings and are continuously exposed to chemicals from cleaners, waxes, deodorizers, and other maintenance products.

Section 10. Use of green cleaning supplies. By no later than 90 days after implementation of the guidelines and specifications established under Section 15 of this Act or thereafter when it is economically feasible, all elementary and secondary public schools and all elementary and secondary non-public schools with 50 or more students shall establish a green cleaning policy and exclusively purchase and use environmentally-sensitive cleaning products pursuant to the guidelines and specifications established under Section 15 of this Act. However, a school may deplete its existing cleaning and maintenance supply stocks and implement the new requirements in the procurement cycle for the following school year.

For the purposes of this Section, adopting a green cleaning policy is not economically feasible if such adoption would result in an increase in the cleaning costs of the school. If adopting a green cleaning policy is not economically feasible, the school must provide annual written notification to the Illinois Green Government Coordinating Council (IGGCC), on a form provided by the IGGCC, that the development and implementation of a green cleaning policy is not economically feasible until such time that it is economically feasible.

Section 15. Green cleaning supply guidelines and specifications. The Illinois Green Government Coordinating Council (IGGCC) shall, in consultation with the Department of Public Health, the State Board of Education, regional offices of education, the Illinois Environmental Protection Agency, and a panel of interested stakeholders, including cleaning product industry representatives, non-governmental organizations, and others, establish and amend on an annual basis guidelines and specifications for environmentally-sensitive cleaning and maintenance products for use in school facilities. The IGGCC shall provide multiple

avenues by which cleaning products may be determined to be environmentally-sensitive under the guidelines. Guidelines and specifications must be established after a review and evaluation of existing research and must be completed no later than 180 days after the effective date of this Act. Guidelines and specifications may include implementation practices, including inspection. The completed guidelines and specifications must be posted on the IGGCC's Internet website.

Section 20. Dissemination to schools.

(a) Upon the completion of the guidelines and specifications under Section 15 of this Act, the IGGCC shall provide each regional office of education and each elementary or secondary non-public school with 50 or more students in this State with the guidelines and specifications. Each regional office of education shall immediately disseminate the guidelines and specifications to every public school in the educational service region. Regional offices of education and the IGGCC shall provide on-going assistance to schools to carry out the requirements of this Act.

(b) In the event that the guidelines and specifications under Section 15 of this Act are updated by the IGGCC, the IGGCC shall provide the updates to each regional office of education for immediate dissemination to each public school. Additionally, the IGGCC shall post all updated materials on its Internet website.

Section 90. The State Mandates Act is amended by adding Section 8.31 as follows:

(30 ILCS 805/8.31 new)

Sec. 8.31. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by the Green Cleaning Schools Act.

Section 99. Effective date. This Act takes effect upon becoming law.

Effective Date: 8/13/2007



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0136/P1
RCT...kjf

Wanted 9/26 (in 9/23)

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

On Note

Gen

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2

AN ACT ...; relating to: the use of environmentally sensitive cleaning products
in schools. and granting rule-making authority

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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SECTION 1. 118.075 of the statutes is created to read:
118.075 Environmentally sensitive cleaning in schools. (1) DEFINITION.
In this section, "environmentally sensitive cleaning product" means a cleaning product that minimizes adverse impacts on human health and the environment.
(2) RULES. (a) The department shall promulgate rules requiring the use of environmentally sensitive cleaning products in school facilities. In promulgating the rules, the department shall consult with the department of health services, the department of natural resources, the department of children and families, the

1 department of commerce, and other interested persons, including representatives of
2 school boards and private schools and manufacturers and suppliers of cleaning
3 products.

4 (b) The department shall include in the rules under this subsection at least 2
5 methods by which a product may be determined to be an environmentally sensitive
6 cleaning product.

7 (c) The department shall review the rules under this subsection annually to
8 determine whether to revise the rules.

9 (d) The department shall provide information about the rules under this
10 subsection, including updates to the rules, to each school board and to the governing
11 body of each private school with 50 or more students.

12 (3) REQUIREMENT. (a) Except as provided in par. (b) or (c), beginning on July
13 1, 2011, each school board and the governing body of each private school with 50 or
14 more students shall comply with the rules promulgated under sub. (2).

15 (b) The rules promulgated under sub. (2) do not apply to the use of cleaning
16 products purchased before July 1, 2011.

17 (c) A school board or governing body of a private school with 50 or more students
18 is exempt for one school year from a requirement in the rules promulgated under sub.
19 (2) relating to the use of an environmentally sensitive cleaning product if the person
20 demonstrates to the department that complying with the requirement would
21 increase the school board's or governing body's cleaning costs for the school year.

22 **SECTION 2. Nonstatutory provisions.**

23 (1) SUBMISSION OF PROPOSED RULES. The department of public instruction shall
24 submit in proposed form the rules required under section 118.075 (2) of the statutes,
25 as created by this act, to the legislative council staff under section 227.15 (1) of the

1 statutes no later than the first day of the 7th month beginning after the effective date
2 of this subsection.

3 (END)

ONote

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0136/P1dn
RCT...kf

Date

Rep. Mason:

This is a preliminary version of the proposal to require the use of environmentally sensitive cleaning products in schools. In addition to the Illinois law, I looked at the Illinois rules and information about New York's law. I can provide copies of any of this material if you wish.

Please review the draft carefully. Given the differences in governmental structure between Wisconsin and Illinois, I had to specify different state agencies to be consulted concerning the rules. I picked a date on which the requirements take effect that seemed far enough in the future to give time for the rules to be promulgated and for schools to become informed (considering when the last regular floor period of next session is likely to be) and based on the thought that it would be easier to start the requirement at the beginning of a school year (see s. 115.001(13)). Of course, the effective date provision can be changed. ~~Provisions~~ could also be added to authorize the use of emergency rules before the permanent rules take effect.

You had mentioned wanting to apply the requirements to other kinds of buildings. If you want to do that, please let me know.

It is difficult to say which state agency would be most appropriate to establish the cleaning requirements. As you instructed, this draft requires DPI to promulgate the rules. You may want to consider having another agency promulgate the rules, especially if you decide to have them apply to other kinds of buildings. There are several possibilities, including the Department of Health Services, which has responsibilities related to environmental health under ch. 254.

Do you want to provide any funding or staffing for the administration of the program?

Please contact me with any questions and redraft instructions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0136/P1dn
RCT:kjf:rs

September 24, 2008

Rep. Mason:

This is a preliminary version of the proposal to require the use of environmentally sensitive cleaning products in schools. In addition to the Illinois law, I looked at the Illinois rules and information about New York's law. I can provide copies of any of this material if you wish.

Please review the draft carefully. Given the differences in governmental structure between Wisconsin and Illinois, I had to specify different state agencies to be consulted concerning the rules. I picked a date on which the requirements take effect that seemed far enough in the future to give time for the rules to be promulgated and for schools to become informed (considering when the last regular floor period of next session is likely to be) and based on the thought that it would be easier to start the requirement at the beginning of a school year (see s. 115.001 (13)). Of course, the effective date provision can be changed. Language could also be added to authorize the use of emergency rules before the permanent rules take effect.

You had mentioned wanting to apply the requirements to other kinds of buildings. If you want to do that, please let me know.

It is difficult to say which state agency would be most appropriate to establish the cleaning requirements. As you instructed, this draft requires DPI to promulgate the rules. You may want to consider having another agency promulgate the rules, especially if you decide to have them apply to other kinds of buildings. There are several possibilities, including the Department of Health Services, which has responsibilities related to environmental health under ch. 254.

Do you want to provide any funding or staffing for the administration of the program?

Please contact me with any questions and redraft instructions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

10/7/2008 Per Rep. Maser:

1. Given ch. 254, have DHS promulgate the rules
2. Don't have it take effect at beginning of school year - give 6 months for rules and 6 months more for compliance to begin
3. Instead of consultation requirement, include an advisory committee:
 - DPI secretary or designee
 - DNR secretary or designee
 - Wis. distributor of products
 - Wis. producer of products
 - Rep. of labor union with members who use the products
 - Rep. from organization Healthy Schools
4. Cover the Univ. of Wis, Technical Colleges, cities, villages, towns, counties (buildings that local govt own + operate)
[there is already a DOT rule for other state agencies.]
5. Two-step process, first chemicals, second - training and equipment. DHS provide information for districts to do training.
6. Require that chemicals be Green Seal Certified.
(EPA standard is too weak)
Require ^{that} paper products - toilet paper, hand towels (not printer paper) be Green Seal Certified as being 100% post-consumer fiber [Idea is to get at things that janitors use]
we discussed potential problem with relying on private

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

certification.

Lu

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0136/P2dn
RCT:.....

Representative Mason:

This is a redraft of the draft requiring environmentally sensitive cleaning. I have expanded the requirement to apply to additional kinds of buildings as we discussed.

For this version of the draft, I created a council in the statutes, rather than a nonstatutory committee, to advise the Department of Health Services (DHS) because a permanent body seemed more appropriate given the requirement that DHS review the rules annually.

I left unchanged the language requiring schools to be provided with information about the rules (proposed s. 254.565 (2) (d)). Should that language be retained? Should it be expanded to cover other responsible persons?

You mentioned a two year phase-in of this program. I am not certain how you intended that to work and have not yet added that to the draft.

Please contact me with any questions and with redraft instructions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0136/P 2

RCT:kjfs

YMV

SOON (in 10/22)

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Note

please regenerate

certain buildings

1 AN ACT to create 118.075 of the statutes; relating to: the use of environmentally
2 sensitive cleaning products in schools and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. ^{254.565} 118.075 of the statutes is created to read:

4 ^{254.565} 118.075 Environmentally sensitive cleaning in schools. (1) DEFINITION

5 In this section, "environmentally sensitive cleaning product" means a cleaning
6 product that minimizes adverse impacts on human health and the environment.

7 (2) RULES. (a) The department shall promulgate rules requiring the use of
8 environmentally sensitive cleaning products in school facilities. In promulgating the

9 rules, the department shall consult with the department of health services, the
10 department of natural resources, the department of children and families, the

Insert 1-3

Insert 1-5

Insert 1-6

Insert 1-8

(b) certain buildings

call of the following stays

[Handwritten box around lines 9-10]

1 department of commerce, and other interested persons, including representatives of
2 school boards and private schools and manufacturers and suppliers of cleaning
3 products.

4 ^{Insert 2-4} (b) The department shall include in the rules under this subsection at least 2
5 methods by which a product may be determined to be an environmentally sensitive
6 cleaning product.

7 (c) The department shall review the rules under this subsection annually to
8 determine whether to revise the rules.

9 (d) The department shall provide information about the rules under this
10 subsection, including revisions to the rules, to each school board, to the governing
11 body of each charter school, and to the governing body of each private school with 50
12 or more students.

13 ^{Insert 2-14} (3) REQUIREMENT. (a) Except as provided in par. (b) or (c), beginning on ^{Insert 2-13} July
14 1, 2011, each school board, the governing body of each charter school, and the
15 governing body of each private school with 50 or more students shall comply with the
16 rules promulgated under sub. (2). ^{Insert 2-16}

17 (b) The rules promulgated under sub. (2) do not apply to the use of cleaning
18 products purchased before ^{Insert 2-18} July 1, 2011.

19 (c) A ^{responsible person} school board, governing body of a charter school, or governing body of a
20 private school with 50 or more students is exempt for one school year from a
21 requirement in the rules promulgated under sub. (2) relating to the use of an
22 environmentally sensitive cleaning product if the ^{responsible} person demonstrates to the
23 department that complying with the requirement would increase the school board's
24 or governing body's ^{responsible person's} cleaning costs for the school year.

25 SECTION 2. Nonstatutory provisions.

③ Rule-making

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of Cal*

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NS-par
create auto ref (a)*

health services

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(1) SUBMISSION OF PROPOSED RULES The department of public instruction shall
submit in proposed form the rules required under section 118.075 (2) of the statutes,
as created by this act, to the legislative council staff under section 227.15 (1) of the
statutes no later than the first day of the 7th month beginning after the effective date
of this subsection.

254.565

6

(END)

Insert 3-5

Note

1 **Insert 1-3**

2 **SECTION 1.** 15.197 (5) of the statutes is created to read:

3 15.197 (5) COUNCIL ON ENVIRONMENTALLY SENSITIVE CLEANING. (a) There is
4 created in the department of health services a council on environmentally sensitive
5 cleaning consisting of the following members:

- 6 1. The superintendent of public instruction or the superintendent's designee.
- 7 2. The secretary of natural resources or the secretary's designee.
- 8 3. A representative of a distributor of cleaning products in this state.
- 9 4. A representative of a producer of cleaning products in this state.
- 10 5. A representative of a labor union that represents workers who use cleaning
11 products.
- 12 6. A representative of the organization Healthy Schools Campaign.

13 (b) The secretary of health services shall appoint the members under par. (a)
14 3. to 6. for 3-year terms.

16 **Insert 1-5**

17 (a) "Campus" has the meaning given in s. 36.05 (3).

18 (b) "Charter school" has the meaning given in s. 115.001 (1).

19 **Insert 1-6**

20 (d) "Political subdivision" means a city, village, town, or county.

21 (e) "Private school" has the meaning given in s. 115.001 (3r).

22 (f) "Public school" means a school described in s. 115.01 (1).

23 (g) "Responsible person" means one of the following:

- 1 1. For a public school, other than a charter school, the school board.
- 2 2. For a charter school, the governing body of the charter school.
- 3 3 2. For a private school with 50 or more students, the governing body of the
- 4 private school.
- 5 4 3. For a building owned by a political subdivision, the political subdivision.
- 6 5 4. For a building owned by a technical college district board, the technical
- 7 college district board.

8 6 5. For a building on a campus, the board of regents of the University of
 9 Wisconsin system.

- 10 (h) "School" means any of the following:
- 11 1. A public school, including a charter school.
- 12 2. A private school with 50 or more students.
- 13 (i) "School board" has the meaning given in s. 115.001 (7).

14 **Insert 1-8**

- 15 A 1. School buildings.
- 16 2. Buildings that are owned by political subdivisions.
- 17 3. Buildings that are owned by technical college district boards.
- 18 4. Buildings on a campus.

19 **Insert 2-4**

20 ~~not~~ In the rules under this subsection, the department shall prohibit the use of all
 21 of the following:

- 22 1. General purpose cleaners, restroom cleaners, glass cleaners, and carpet
 23 cleaners that are not certified by Green Seal, Inc.
- 24 2. Bathroom tissue and paper napkins that are not certified by Green Seal, Inc.,
 25 as including 100 percent postconsumer materials.

1 **Insert 2-13**

2 ~~noFF~~ the first day of the 12th month beginning after the effective date of this
3 paragraph [LRB inserts date]

4 **Insert 2-14**

5 ~~noFF~~ responsible person shall ensure that

6 **Insert 2-16**

7 ~~noFF~~ are complied with in a building for which the responsible person is responsible

8 **Insert 2-18**

9 ~~noFF~~ the first day of the 12th month beginning after the effective date of this
10 paragraph [LRB inserts date]

11 **Insert 3-5**

12 ~~NS: par~~ ~~(#)~~ Using the procedure under section 227.24 of the statutes, the department
13 of health services may promulgate the rules required under section 254.565 (2) of the
14 statutes, as created by this act, for the period before the effective date of the rules
15 submitted under paragraph ~~(#)~~ ^{a.r. a}, but not to exceed the period authorized under section
16 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b),
17 and (3) of the statutes, the department is not required to provide evidence that
18 promulgating a rule under this paragraph as an emergency rule is necessary for the
19 preservation of the public peace, health, safety, or welfare and is not required to
20 provide a finding of emergency for a rule promulgated under this paragraph.

21 ~~(#)~~ INITIAL TERMS OF MEMBERS OF COUNCIL. Notwithstanding the length of terms
22 specified under section 15.197 (5) (b) of the statutes, as created by this act, the
23 secretary of health services shall appoint initial members of the council on
24 environmentally sensitive cleaning as follows:

1 (a) The members under section 15.197 (5) (a) 3. and 6. of the statutes, as created
2 by this act, for terms expiring on July 1, 2012. ✓ ✓

3 (b) The member under section 15.197 (5) (a) 4. of the statutes, as created by this
4 act, for a term expiring on July 1, 2013. ✓

5 (c) The member under section 15.197 (5) (a) 5. of the statutes, as created by this
6 act, for a term expiring on July 1, 2014. ✓

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0136/P2dn

RCT. *ky. f*

Date

Representative Mason:

This is a redraft of the draft requiring environmentally sensitive cleaning. I have expanded the requirement to apply to additional kinds of buildings as we discussed.

For this version of the draft, I created a council in the statutes, rather than a nonstatutory committee, to advise the Department of Health Services (DHS) because a permanent body could advise DHS in its annual review of the rules.

I left unchanged the language requiring schools to be provided with information about the rules (proposed s. 254.565 (2) (d)). Should that language be retained? Should it be expanded to cover other responsible persons?

X You mentioned a two⁰year phase-in of this program. I am not certain how you intended that to work and have not yet added that to the draft.

Please contact me with any questions and with redraft instructions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0136/P2dn
RCT:kjf:jf

October 23, 2008

Representative Mason:

This is a redraft of the draft requiring environmentally sensitive cleaning. I have expanded the requirement to apply to additional kinds of buildings as we discussed.

For this version of the draft, I created a council in the statutes, rather than a nonstatutory committee, to advise the Department of Health Services (DHS) because a permanent body could advise DHS in its annual review of the rules.

I left unchanged the language requiring schools to be provided with information about the rules (proposed s. 254.565 (2) (d)). Should that language be retained? Should it be expanded to cover other responsible persons?

You mentioned a two-year phase-in of this program. I am not certain how you intended that to work and have not yet added that to the draft.

Please contact me with any questions and with redraft instructions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov