1987 Senate Bill 432

Date of enactment: April 23, 1988 Date of publication: May 2, 1988

1987 Wisconsin Act 396 (Vetoed in Part)

AN ACT relative to create William and 146.021 and 146.145 of the statutes, relating to the Vetoed management of asbestos in schools and buildings occupied by bublic completes, granting rule-making in Part authority, making appropriations and providing a penalty.

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

Vetoed in Part

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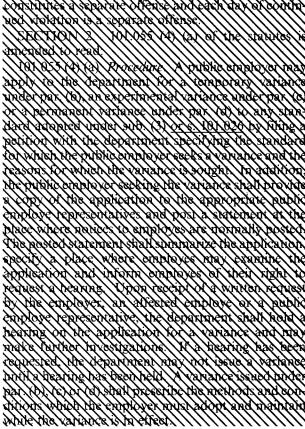
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SECTION 3. 146.021 of the statutes is created to read:

146.021 Asbestos testing fees. Notwithstanding s. 36.25 (11) (f), the state laboratory of hygiene board shall impose a fee sufficient to pay for any asbestos testing services which it provides.

SECTION 4. 146.145 of the statutes is created to read:

146.145 Asbestos management. (1) In this section:

- (a) "Asbestos" has the meaning given in s. 140.06 (1) (a).
- (b) "Asbestos abatement activity" has the meaning given in s. 140.06 (1) (b).
- (c) "Asbestos-containing material" has the meaning given in s. 140.06 (1) (c).
- (d) "School" has the meaning given under s. 118.257 (1) (c).
- (2) The department shall promulgate rules to do all of the following:
- (a) Establish building inspection requirements and procedures to protect students and employes from asbestos hazards in schools.

- (b) Regulate asbestos abatement activities in schools.
- (c) Establish requirements for the maintenance of asbestos-containing material in schools which contain asbestos-containing material.
- (d) Establish priorities for asbestos abatement activities in schools which contain asbestos-containing materials.
- (e) Require a management plan for asbestos-containing material in every school which contains asbestos-containing material.
- (2m) No requirement under sub. (2) may be stricter than any requirement under 15 USC 2641 to 2654.
- (3) A school district and any school which is not a public school may apply to the department for a variance to any standard adopted under this section under the provisions of s. 101.055 (4) (a) to (c).
- (4) Any person who intentionally violates any rule promulgated under this section shall forfeit not less than \$100 nor more than \$1,000 for each violation. Each violation constitutes a separate offense and each day of continued violation is a separate offense.

SECTION 6. Appropriation changes. (1) The appropriation to the department of health and social services under section 20.435 (1) (a) of the statutes, as affected by the acts of 1987, is increased by \$22,100 for fiscal year 1987-88 and by \$142,700 for fiscal year 1988-89 to fund 2.5 FTE GPR positions in the department of health and social services and the permanent property and supplies and services related to those positions for the purpose of administering the asbestos management program in schools.

નેર્ફાન પ્રેર પાર્ચના કરવામાં છે. તે છે. તે પાર્ચના કરવા કર્યા કર્યા છે. જે પાર્ચના કરવા કર્યા કરા કર્યા કર

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SECTION 7. Program responsibility changes. In the sections of the statutes listed in Column A, the program responsibilities references shown in Column B are deleted and the program responsibilities references shown in Column C are inserted:

A B C
Statute Sections References Deleted References Inserted 15.911 (2) none 146.021