

*PREPARING ASBESTOS MANAGEMENT PLANS FOR NEWLY
CONSTRUCTED, ACQUIRED, OR LEASED
SCHOOL BUILDINGS*

Summer 2007 Newsletter No. 4



GUIDANCE FOR CONNECTICUT SCHOOLS

The Connecticut Department of Public Health (DPH) is responsible for ensuring that each Local Education Agency (LEA) properly manages asbestos-containing material (ACM) in school buildings under the provisions of the Connecticut General Statutes and the Regulations of Connecticut State Agencies (RCSA).

Each LEA must satisfy the requirements of the **Asbestos Containing Materials in Schools** regulation (Section 19a-333-1 to Section 19a-333-13 of the RCSA). These regulations require that all public and non-public, not for profit elementary and secondary schools (K-12) be inspected to determine the presence of **asbestos-containing building materials (ACBM)** and that **asbestos management plans (AMPs)** be developed as a result of those inspections.

The Toxic Substances Control Act of Title II of the Toxic Substances Control Act (TSCA), also known as the **Asbestos Hazard Emergency Response Act (AHERA)**, 40 CFR Part 763, signed into law on October 30, 1986, requires the LEA to include information in the management plan on any new building leased or otherwise acquired after October 12, 1988 **prior to its use** as a school building. Connecticut has been granted a waiver to enforce the federal asbestos school regulations and is funded by the EPA under a cooperative agreement to ensure compliance with the AHERA regulations.

The LEA must ensure that an AMP is developed, submitted and approved by the DPH for each "school building" that it leases, owns or otherwise uses as a school building, as defined by the regulations

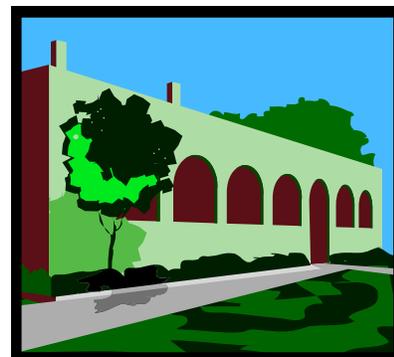
One of the responsibilities of the LEA is to ensure that the AMP is kept current and up to date, particularly if the LEA has acquired a new building. This building could be one that is leased, renovated by an expansion or addition, or a temporary location.

School buildings or portions of the building that are constructed after October 12, 1988 may be excluded from the inspection requirement of Section 19a-333-3 provided that the following documentation is available:

- A written statement from the architect or project engineer responsible for the construction stating that no known asbestos-containing material (ACM) was used in the construction of the building, **or**
- A signed statement from a Connecticut licensed asbestos

inspector stating that to the best of his or her knowledge, no known, suspect, or assumed ACM is present in the building.

An AMP must be submitted to the DPH for approval for each new building utilized as a school building, regardless of whether asbestos is present in the building.



What must be included in the management plan?

In addition to the statement provided, the AMP for each school building excluded from the inspection requirement of Section 19a-333-3 must include the following documentation:

1. The name, address and phone number of the designated person (DP);
2. DP course information including name of course, number of instructional hours and the date of asbestos training **and**
3. A true and correct statement of assurance **signed** by the DP that the LEA's responsibilities have been or will be met;
4. A copy of the annual notification addressed to parents/guardians and staff informing of the availability of the AMP and description of the steps taken to provide this annually;

Required Information (*Subsection 19a-333-10 (e)*, (as applicable)- including name and address of the school, name of Inspector/Management Planner and his or her signature, current accreditation and CT license number; and the Management Planner name, signature accreditation, and CT license number.

The LEA is responsible for maintaining a "complete, and up-to-date" AMP after the plan has been approved by the DPH, in compliance with Section 19a-333-10(d).

Each LEA is encouraged to review its inventory of newly constructed, acquired or leased school buildings to ensure that there is a corresponding AMP for the building, which has been approved by the DPH.



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Go to: www.ct.gov/dph

Click on "Programs and Services," then on "Asbestos Program"
Licensure Verification

www.dir.ct.gov/dph/Scripts/hlthprof.asp



CONSORTIUM OF NORTHEAST STATES

www.epa.gov/asbestos and nelar.net/cones.aspx



Asbestos in Schools

www.epa.gov/asbestos/pubs/asbestos_in_schools.html

Healthy School Environments

www.epa.gov/schools



TSCA- AHERA Regulations

[www.access.gpo.gov/uscode/title15/chapter53 .htm](http://www.access.gpo.gov/uscode/title15/chapter53.htm)

CT DEP- link re: asbestos waste: www.ct.gov/dep/cwp/view.asp?a=2709&q=324202&depNav_GID=1643