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Healthy and Safe Schools Plan

- (1) Each school district and public charter school must develop a Healthy and Safe Schools Plan for all buildings owned or leased by the school district or public charter school where students and staff are present on a regular basis.
- (2) On or before October 1, 2016, school districts and public charter schools must report to the local school board or charter board on all elements of the Healthy and Safe Schools Plan as described in subsection (5) of this rule.
- (3) School districts and public charter schools must submit a preliminary draft of the Healthy and Safe Schools Plan to the Department of Education on or before October 1, 2016. School districts and public charter schools must submit the final draft of the Healthy and Safe Schools Plan to the Department of Education on or before January 1, 2017. Thereafter, school districts and public charter schools must annually submit an updated Healthy and Safe Schools Plan if new buildings are acquired, constructed, or leased or if the plan is modified by the school district or public charter school.
- (4) The Department of Education shall develop a model Healthy and Safe Schools Plan. The Department shall seek the input of the Oregon Health Authority Public Health Division, the Oregon Department of Environmental Quality and other stakeholders in developing the model plan. The model plan shall be made available on or before September 15, 2016.
- (5) At a minimum, the Healthy and Safe Schools Plan must include:
 - (a) The position within the school district's or public charter school's administration responsible for maintaining and implementing the Healthy and Safe Schools Plan;
 - (b) A list of all facilities that are included in the school district's or public charter school's Plan;
 - (c) A plan to test for elevated levels of radon as required under ORS 332.167;
 - (d) A plan to test for and reduce exposure to lead in water used for drinking or food preparation. An Oregon Health Authority accredited lab must be used for all testing.
 - (e) A plan to reduce exposure to lead paint that includes the following compliance with the United States Environmental Protection Agency's Renovation, Repair and Painting Program Rule.
 - (f) A plan to implement integrated pest management practices as required under ORS 634.700 through 634.750; and

- (g) A plan to communicate results for all tests required under the Healthy and Safe Schools Plan that includes:
 - (A) The school district or public charter school must make all test results available to the public within five business days of receiving the results;
 - (B) The school district or public charter school must make the results available to the public by posting the results on the school district or public charter school website, sending notice of the results over the email system, and making the results available in hardcopy at the main administration office; and
 - (C) The school district or public charter school must provide detailed information explaining the test results.

- (6) School districts and public charter schools must annually provide a statement regarding the Healthy and Safe Schools Plan.
 - (a) The annual statement must be made to the following:
 - (A) The school district or charter school board;
 - (B) All building occupants or for occupants who are under the age of 18, their parents or legal guardians; and
 - (C) The community by posting information on the school district or public charter school website and making the information available at the main administrating building.

 - (b) The annual statement must include the following information:
 - (A) The position within the school district's or public charter school's administration responsible for maintaining and implementing the Healthy and Safe Schools Plan;
 - (B) How to obtain a copy of the Safe and Healthy Schools Plan;
 - (C) A certification that the Healthy and Safe School Plan is up to date and that all required testing has been completed;
 - (D) How to access any results for tests conducted pursuant to the Plan; and
 - (E) A high level summary of major mitigation efforts in the last year as a result of the Healthy and Safe Schools Plan.

- (7) The reports due under subsection (5) of this rule are in addition to any reporting required by any other regulatory authority under state or federal law.

Stat. Auth.: ORS 326.051

Stat. Implemented: ORS 326.051