

BUSINESS AND NONINSTRUCTIONAL OPERATIONS

A. Generally

The superintendent is directed to comply with Sections 2.1-526.14, 2.1-526.15, 2.1-526.16 of the Code of Virginia cited as legal references to this policy relating to asbestos abatement.

B. Asbestos Inspections/Management Plan

The school board shall enter into a contract with one or more firms qualified to perform asbestos inspections, take bulk samples and write an asbestos management plan which includes an operation and maintenance plan for the division.

C. Asbestos Coordinator1. Qualifications

The asbestos coordinator shall have training (approved by the Environmental Protection Agency) to enable him/her to perform the duties assigned, and to have or receive training which will provide a basic knowledge of the health effects of asbestos, the detection, identification and assessment of asbestos containing materials (ACMs), the control options available for asbestos containing building materials (ACBMs), asbestos management programs, and relevant Federal and State regulations, as required by his/her duties.

2. Appointment

The asbestos coordinator shall be appointed by the school board upon the recommendation of the division superintendent.

3. Primary Functions

The asbestos coordinator shall implement the management plan, reinspect all facilities every six (6) months, update the management plan and ensure division compliance with Federal and State regulations.

Legal Reference:

Code of Va., § 2.1-526.12. Definitions.--"As used in this article:

'Asbestos' means asbestos or any material containing more than one percent asbestos by weight, which is friable or which has a reasonable probability of becoming friable in the course of ordinary or anticipated building use. . .

'Friable' means material which is capable of being crumbled, pulverized or reduced to powder by hand pressure or which under normal use or maintenance emits or can be

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Asbestos Abatement (continued)

expected to emit asbestos fibers into the air. . . ." (1986)

Code of Va., § 2.1-526.14. Standards for inspection of buildings for asbestos.--"The Director, at the direction of the Secretary and in cooperation with any other appropriate agencies including, but not limited to, the Department of Education shall promulgate standards for the inspection of state-owned and local education agency buildings of all types and the ancillary facilities used in connection therewith for the purpose of identifying the presence of asbestos and to the extent practicable the relative hazard to health or safety posed by any asbestos identified" (1993)

Code of Va., § 2.1-526.15. Inspection of public school buildings; certification of inspection; certain inspections made before July 1, 1986, deemed in compliance.--"A. Every public school division in the Commonwealth shall ensure that every school building owned or operated by it, which has not previously been inspected in compliance with this article, is inspected in accordance herewith. Inspection shall conform to the standards developed pursuant to § 2.1-526.14.

B. The superintendent of schools for each public school division shall certify to the Superintendent of Public Instruction and the Secretary that the public schools in the division have been inspected in compliance with this article.

C. Inspections completed prior to July 1, 1986, shall be deemed in compliance with this article if the Superintendent of Public Instruction and the Secretary determine that they conform substantially to the standards referenced in § 2.1-526.14, or to the inspection procedures contained in 40 CFR 763." (1986)

Code of Va., § 2.1-526.16. Marketing locations where asbestos found in public school buildings; estimate of cost of risk abatement; list of priorities based on risk.--"Each public school division shall ensure that every location at which asbestos is identified following inspections conducted pursuant to subsection A or C of § 2.1-526.15 hereof as being present is clearly marked with suitably designed signs or labels. Each division shall prepare an accurate estimate of the cost for abating the risk of asbestos at each location so identified. Each division shall also establish a list of priorities, based upon its determination of the risk to public health and safety posed by asbestos at each such location, which shall include the estimated cost of abating the risk at each location on the list." (1986)

Asbestos Hazard Emergency Response Act (AHERA). (1987)

Toxic Substances Control Act (TSCA). (1987)

Editor's Note: For appointment of the asbestos coordinator see {State} Supts. Memo.

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Asbestos Abatement (continued)

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