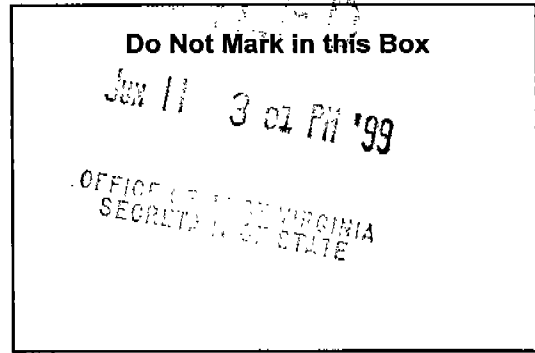


WEST VIRGINIA
SECRETARY OF STATE

KEN HECHLER

ADMINISTRATIVE LAW DIVISION

Form #2



NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Board of Education TITLE NUMBER: 126

RULE TYPE: Legislative; CITE AUTHORITY: W.Va. Constitution, Article XII,
§2, W.Va. Code §18-2-5 and §18-9E-3

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 173

TITLE OF RULE BEING PROPOSED: Carpet in Public Schools (6201)

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 12, 1999 AT 4:45 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Bill Elswick, Coordinator

West Virginia Department of Education

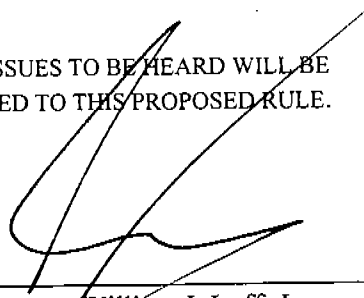
Office of School Transportation and Facilities

1900 Kanawha Boulevard East

Building 6, Room 215

Charleston, West Virginia 25305-0330

THE ISSUES TO BE HEARD WILL BE LIMITED TO THIS PROPOSED RULE.



William J. Luff, Jr.
Associate State Superintendent

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

\$2.40

**EXECUTIVE SUMMARY
WEST VIRGINIA DEPARTMENT OF EDUCATION**

POLICY NUMBER AND TITLE: Policy 6201
Carpet in Public Schools

PUBLIC COMMENT PERIOD ENDS: July 12, 1999 **ADOPTED:** _____

BACKGROUND:

The Air Quality in New Schools Act (House Bill 2401) has evolved due to the work completed by the Radon/Indoor Air Quality in Schools Committee of the Legislature. Policy 6201 has been written in consultation with the Department of Health and Human Resources, the School Building Authority and others. It makes specific recommendations for the areas that can be carpeted in public schools.

It should be noted that the consensus of the individuals developing H. B. 2401 did not hold carpet out to be a contributor to poor indoor air quality, but that carpet in areas other than those recommended may not be an enhancement to the learning environment.

PURPOSE:

To assist county school systems in the proper use and care of carpeting in school facilities.

126CSR173

**TITLE 126
LEGISLATIVE RULE
BOARD OF EDUCATION**

**SERIES 173
CARPET IN PUBLIC SCHOOLS (6201)**

§126-173-1. General.

1.1. Scope. -- This legislative rule provides for the minimized use of carpet in West Virginia's public schools. This rule also provides the parameters for use of carpet in schools based on user needs and the performance specification of the carpet.

1.2. Authority. -- W. Va. Constitution, Article XII, §2, W. Va. Code §18-2-5 and §18-9E-3.

1.3. Filing Date. --

1.4. Effective Date. --

§126-173-2. Program Regulation.

2.1. When floor covering is utilized in any public school building in compliance with Policy 6200, it is highly recommended that carpeting be restricted to the following areas: in classrooms for grades K-2, computer labs, libraries/media centers, teachers' lounges, auditorium aisles and walkways, music rehearsal rooms, and administrative offices (not to include waiting areas, hallways, storage rooms, restrooms, and work areas).

2.2. If the use of carpeting is proposed in an existing and/or new facility, documentation must be provided to the School Building Authority and the West Virginia Department of Education by the local education agency and/or its architect that such use will enhance the effectiveness of the teaching environment.

2.3. When carpeting is in use in any new or existing school facility, custodial staff for that facility will receive instruction on maintenance of the carpet and on the manufacturer's/industry's recommended frequency and methods of care.

2.4. All carpet must meet federal, state, and local regulatory requirements for school applications. The carpet specified and carpet installation must meet industry standards including, but not limited to, off gas release, the reduction of microbial growth, and must be specifically designed and endorsed for this application.

**COMMENT SHEET
CARPET IN PUBLIC SCHOOLS
(POLICY 6201)**

Directions: Please use this form when commenting on the proposed policy and regulations on Carpet in Public Schools.

NAME OF INDIVIDUAL/ORGANIZATION _____

ADDRESS _____

| | |
|--------------------|--|
| Section 2.1 | |
| Section 2.2 | |
| Section 2.3 | |
| Section 2.4 | |

Return before July 12, 1999 to:

**Bill Elswick, Coordinator
West Virginia Department of Education
Office of School Transportation and Facilities
1900 Kanawha Blvd, Bldg. 6, Room 215
Charleston, WV 25305-0330
FAX: 304-558-8867
email: cwelsw@access.k12.wv.us**

FISCAL NOTE WORKSHEET
(Submit 4 Copies)

HD NO _____ DRAFT NO _____ BILL NO _____ H. B. 6201 _____ RESOLUTION NO _____

SUBJECT Carpet in Public Schools FUND _____

SOURCE OF REVENUE: GENERAL FUND SPECIAL OTHER (SPECIFY) _____

COST OF ESTIMATE BASED ON: AN ORIGINAL ESTIMATE BUDGET BILL OTHER (SPECIFY) _____

INCOME ESTIMATE BASED ON: AN ORIGINAL ESTIMATE BUDGET BILL OTHER (SPECIFY) _____

SHOW OVER-ALL EFFECT IN ITEMS 1 AND 2 & GIVE EXPLANATION OF BREAKDOWN BY FISCAL YEAR INCLUDING LONG-RANGE EFFECT

| EFFECT OF PROPOSAL | ANNUAL | | FISCAL YEAR | | |
|--|----------|----------|-------------|------|------------|
| | INCREASE | DECREASE | CURRENT | NEXT | THEREAFTER |
| 1. ESTIMATED TOTAL COST | \$ 0 | \$ 0 | \$ 0 | \$ 0 | \$ 0 |
| PERSONAL SERVICES CURRENT EXPENSES REPAIRS/ALTERATIONS EQUIPMENT OTHER | \$ | \$ | \$ | \$ | \$ |
| 2. ESTIMATED TOTAL REVENUES | \$ | \$ | \$ | \$ | \$ |

3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

Assumptions:

No cost to state.

DATE

AGENCY

AUTHORIZED REPRESENTATIVE

June 1, 1999

Education

