

2038

2013-2014 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 9, 2013

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Introduced by M. of A. MARKEY -- read once and referred to the Committee  
on Health

AN ACT to amend the public health law, in relation to requiring the  
installation of portable air purifiers in certain schools

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. The public health law is amended by adding a new article 10  
2     to read as follows:

3     ARTICLE 10

4     AIR PURIFIERS; CERTAIN SCHOOLS

5     SECTION 1000. DEFINITIONS.

6                     1001. AIR PURIFIERS; CERTAIN SCHOOLS.

7     S 1000. DEFINITIONS. FOR PURPOSES OF THIS ARTICLE, THE FOLLOWING TERMS  
8     SHALL HAVE THE FOLLOWING MEANINGS:

9     A. "HIGH-EFFICIENCY PARTICULATE AIR FILTER" OR "HEPA" SHALL MEAN AN  
10    AIR FILTER THAT USES A FILTER TO REMOVE PARTICLES FROM THE AIR.

11    B. "ULTRAVIOLET GERMICIDAL IRRADIATION FILTER" OR "UVGI" IS AN AIR  
12    FILTER THAT USES A DISINFECTION METHOD THAT USES ULTRAVIOLET (UV) LIGHT  
13    AT SUFFICIENTLY SHORT WAVELENGTH TO KILL MICROORGANISMS.

14    C. "DISINFECTION FILTRATION SYSTEM" OR "DFS" IS AN AIR FILTER THAT  
15    APPLIES A HIGH ENERGY FIELD WITHIN A SEALED FILTER COMPARTMENT TO INAC-  
16    TIVATE MICROORGANISMS, THEREBY KILLING THEM PERMANENTLY.

17    S 1001. AIR PURIFIERS; CERTAIN SCHOOLS. 1. NOTWITHSTANDING ANY OTHER  
18    PROVISION OF LAW, THE COMMISSIONER, IN COOPERATION WITH THE COMMISSIONER  
19    OF EDUCATION, SHALL HAVE INSTALLED IN EVERY PUBLIC SCHOOL LOCATED WITHIN  
20    A CITY WITH A POPULATION OF ONE MILLION OR MORE, PORTABLE HEPA, UVGI  
21    AND/OR DFS FILTERS DEMONSTRATING CAPABILITY TO KILL OR INACTIVATE GERMS  
22    SUCH AS MOLD. SUCH INSTALLATION SHALL BE MADE IN SUCH A MANNER AND WITH  
23    A SUFFICIENT NUMBER OF SUCH FILTERS THAT ARE RATED TO REMOVE AT LEAST  
24    99.95% OF ALL PARTICLES GREATER THAN 0.3 MICROMETER FROM THE AIR.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD05812-01-3

1       2. THE FILTERS REQUIRED TO BE INSTALLED PURSUANT TO SUBDIVISION ONE OF  
2 THIS SECTION SHALL BE INSTALLED WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE  
3 EFFECTIVE DATE OF THIS SECTION AND SHALL BE INSTALLED IN A MANNER WHERE-  
4 BY SUCH FILTERS CAN BE EASILY MOVED OR TRANSFERRED FROM ONE LOCATION TO  
5 ANOTHER.

6       3. THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF EDUCA-  
7 TION, IS AUTHORIZED TO PROMULGATE RULES AND REGULATIONS NECESSARY FOR  
8 THE IMPLEMENTATION OF THIS ARTICLE.

9       S 2. This act shall take effect immediately.