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AB-1867 School facilities: modernization projects: bathrooms. (2021-2022)

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Assembly Bill No. 1867

CHAPTER 434

An act to add Section 17584 to the Education Code, relating to school facilities.

[Approved by Governor September 19, 2022. Filed with Secretary of State September 19, 2022.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1867, Lee. School facilities: modernization projects: bathrooms.

Existing law, the Leroy F. Greene School Facilities Act of 1998 (the Greene Act), requires the State Allocation Board to allocate to applicant school districts prescribed per-unhoused-pupil state funding for the construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition.

This bill would require a school district, county office of education, or charter school that intends to seek state funding pursuant to the Greene Act for a school modernization project for a school facility constructed before January 1, 2012, to include, as part of the modernization project submitted to the Division of the State Architect, faucet aerators and water-conserving plumbing fixtures in all bathrooms. The bill would provide that these provisions apply only to those projects submitted to the Division of the State Architect beginning 3 months after voters approve a statewide general obligation bond that provides funds for certain school facilities at a statewide election occurring after November 1, 2022. The bill also would provide that these provisions apply only to those projects that contain an existing faucet or water plumbing fixture in the space to be modernized or repaired and propose to modernize or repair the interior of a school building and do not apply to projects that only propose to repair or make alterations to the exterior of a school building, the school grounds, or the playing fields of a school. The bill also would provide that these provisions do not apply to bathrooms that already contain both faucet aerators and water-conserving plumbing fixtures at the time the modernization project is submitted.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 17584 is added to the Education Code, to read:

17584. (a) For purposes of this section, "local educational agency" means a school district, county office of education, or charter school.

(b) If a local educational agency intends to seek state funding pursuant to Chapter 12.5 (commencing with Section 17070.10) of Part 10, for a school modernization project for a school facility constructed before January 1, 2012, the modernization project submitted to the Division of the State Architect shall include faucet aerators and water-conserving plumbing fixtures, as defined in Section 1101.3 of the Civil Code, in all bathrooms.

(c) (1) The requirements of this section apply only to those projects submitted to the Division of the State Architect three months after voters approve a statewide general obligation bond that provides funds for school facilities for kindergarten or any of grades 1 to 12, inclusive, at a statewide election occurring after November 1, 2022.

(2) The requirements of this section shall apply only to those projects that contain an existing faucet or water plumbing fixture in the space to be modernized or repaired and propose to modernize or repair the interior of a school building and do not apply to projects that only propose to repair or make alterations to the exterior of a school building, the school grounds, or the playing fields of a school.

(3) Bathrooms that already contain both faucet aerators and water-conserving plumbing fixtures, as defined in Section 1101.3 of the Civil Code, at the time a modernization project is submitted to the Division of the State Architect, shall not be subject to the requirements in subdivision (b).