



Mitchell E. Daniels, Jr.  
Governor

Gregory N. Larkin, M.D., F.A.A.F.P.  
State Health Commissioner

**DATE:** May 5, 2010

**TO:** Executive Board, Indiana State Department of Health

**FROM:** James F. Howell, DVM, MPH, DACVPM   
Assistant Commissioner, Public Health and Preparedness Commission

**SUBJECT:** Preliminary Adoption of the Indoor Air Quality Rule 410 IAC 33 (LSA Doc. #09-682)

The Indiana State Department of Health (ISDH), Indoor Air and Radiological Health Division, requests the Executive Board, at the Board's May 12, 2010 meeting, to preliminarily adopt a rule for Indoor Air Quality for Schools and State Agencies (410 IAC 1-33). The Notice of Intent to Adopt a Rule was posted on the Indiana Register website on August 26, 2009 starting the one-year period in which to adopt this rule. The proposed rule is attached.

Senate Bill 440 (Public Law 132-2009) requires the ISDH to adopt rules concerning indoor air quality in schools and state agencies. The bill provides that after the ISDH inspects a school or state agency for indoor air quality as the result of a complaint the ISDH must report certain information. It provides that such a complaint must be in writing and may be made by electronic mail. The bill allows the ISDH to release the name of a complainant only if the complainant has authorized the release in writing. The bill requires the ISDH to post minutes of each meeting of the Air Quality Panel on the ISDH website not later than 45 days after the meeting. The bill also requires the ISDH to: (1) distribute a manual of best practices for managing indoor air quality at schools and allows ISDH to use a manual developed by other state and federal health and environmental agencies; and (2) review and revise the manual at least once every three years.

The proposed rule incorporates the requirements of Senate Bill 440. Therefore, the Division proposes preliminary adoption of this rule.

Attachment: Proposed Rule