



Boulder Valley School District
File: EBBB
Adopted: April 13, 1989

Associated Regulation: EBBD-R

HAZARDOUS MATERIALS POLICY

The Board of Education recognizes its responsibility for providing an environment which is reasonably secure from known hazards. There are many areas of the school operation, from science laboratories and art departments to custodial services and vehicle maintenance, which use a variety of materials that are hazardous.

Hazardous materials include any substance or mixture of substances that pose a fire, explosive, corrosive, reactive, or health hazard as more fully defined by law and the regulations related to this policy.

The Board, through the Superintendent, shall cause to be created procedures which address the purchase, storage, handling, transportation, and disposal of hazardous materials for all school facilities and operations including instructional areas. Emergency response actions and evacuation plans also shall be coordinated with the procedures. Appropriate school personnel shall be trained to take precautions to prevent accidents and to handle them in the event they do occur.

The procedures shall comply with all local, state, and federal laws and regulations which pertain to the safe and proper storage, transportation, and disposal of hazardous materials. These policies and procedures shall be reviewed every two years and revised as required by law.

The goal of the procedures shall be to set into place an ongoing process by which each location in the District shall begin a program of identifying and managing potentially hazardous materials. District personnel shall be encouraged to make less dangerous substitutions for hazardous substances to the extent possible and to minimize the quantities of such substances stored on school property.

It is not the intent of the Board to expand or modify the District's potential liability exposure through the adoption of this policy. The District's voluntary compliance with any statute or regulation to which it is not otherwise subject shall not be construed to create or assume any potential liability under any local, state, or federal law or regulation.

LEGAL REFS.: (Partial Listing Only)

42 U.S.C. 6901 (1982 & Supp. III 1985) (Resource Conservation and Recovery Act (RCRA) and accompanying regulations)

42 U.S.C. 9601 (1982 & Supp. IV 1986) (Comprehensive Environmental Response Compensation and Liability Act (CERCLA) and accompanying regulations)

49 U.S.C. 1801 (Hazardous Materials Transportation Act)

C.R.S. 13-21-108.5 (persons rendering assistance relating to discharge of hazardous materials immune from civil liability)

C.R.S. 24-10-106.5 (duty of care in Colorado Governmental Immunity Act)

C.R.S. 25-15-101 *et seq.* (State Hazardous Waste Management Program)

C.R.S. 29-22-101 *et seq.* (Hazardous Substance Incidents)

C.R.S. 40-2.1-101 *et seq.* (Transportation of Hazardous Materials Act)

C.R.S. 42-4-228 (vehicles transporting explosive or hazardous materials)

C.R.S. 42-4-234(3)

C.R.S. 43-6-101 *et seq.* (Hazardous Materials Transportation Act of 1987)

1 C.C.R. 301-1, Rules 2202-R-3.16(2) (accreditation rule)

6 C.C.R. 1007-3, Part 261 (identification and listing of hazardous waste)

8 C.C.R. 1507-1 (operation of commercial vehicles and transportation of hazardous materials)

Local Wastewater Discharge Ordinances

Clean Water Act of 1977

End of File: EBBD