

By: Senator(s) Dawkins, Williamson

To: Environment Prot, Cons
and Water Res

SENATE BILL NO. 2548

1 AN ACT TO PROHIBIT THE USE OF LUMBER TREATED WITH CHROMATED
2 COPPER ARSENATE IN STRUCTURES ON PUBLIC PLAYGROUNDS; TO REQUIRE
3 SCHOOL ENTITIES TO MINIMIZE LEACHING OF COPPER ARSENATE FROM SUCH
4 STRUCTURES; TO REQUIRE THE STATE DEPARTMENT OF PUBLIC HEALTH TO
5 PROVIDE INFORMATION ON THE HAZARDS TO PUBLIC HEALTH; AND FOR
6 RELATED PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 **SECTION 1.** (1) The state, public school districts and
9 political subdivisions of the state are prohibited from building
10 any structure which uses lumber that is pressure treated with
11 chromated copper arsenate on any playground owned or operated by
12 such entity.

13 (2) The state, public school districts and political
14 subdivisions of the state shall maintain and operate any
15 playground owned or operated by such entities which has lumber
16 pressure treated with chromated copper arsenate in such a manner
17 as to minimize the leaching of chromated copper arsenate from the
18 lumber. Each entity shall maintain the ground cover surrounding
19 any such lumber in a manner to minimize exposure to potential
20 chromated copper arsenate contamination.

21 (3) The State Department of Public Health shall provide
22 information on the danger and hazards to public health and the
23 environment from the use of chromated copper arsenate pressure
24 treated lumber. The department shall also provide a list of less
25 toxic materials which may be used as an alternative to the use of
26 chromated copper arsenate pressure treated lumber. In addition,
27 the department shall also provide information on nontoxic methods
28 and materials that are available to adequately maintain playground
29 structures constructed with chromate copper arsenate pressure

30 treated lumber in a manner that minimizes the leaching of
31 chromated copper arsenate from such structures. The department
32 shall post signs warning of the hazards of chromated copper
33 arsenate treated lumber in all playgrounds having playground
34 structures constructed with such lumber.

35 **SECTION 2.** This act shall take effect and be in force from
36 and after July 1, 2004.