

IC 16-41-21

Chapter 21. Health, Sanitation, and Safety: Requirements for School Buildings

IC 16-41-21-1

Construction and remodeling

Sec. 1. Schools shall be constructed or remodeled in accordance with the sanitary principles and rules of the fire prevention and building safety commission and the state department.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-2

Water supply and sewage disposal facilities

Sec. 2. Water supply and sewage disposal facilities serving schools must be constructed and operated in accordance with applicable rules of the state department and the environmental rules board.

As added by P.L.2-1993, SEC.24. Amended by P.L.113-2014, SEC.103.

IC 16-41-21-3

Drainage of sites

Sec. 3. Sites for schools shall be drained so as to secure and maintain dry grounds and buildings. Walks leading from the street to the school must be dry.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-4

Playgrounds

Sec. 4. Suitable playgrounds shall be provided for all schools.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-5

Minimum ground area requirements prohibited

Sec. 5. Notwithstanding any rule or requirement to the contrary, a minimum ground area requirement may not be imposed as a condition to the renovation of a school building.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-6

Prohibited sites; waiver

Sec. 6. (a) A school site, school, or addition to a school may not be located within five hundred (500) feet of the following:

- (1) A stream.
- (2) A railroad.
- (3) A stable.
- (4) A horse, mule, or cattle barn used for breeding.
- (5) A noisemaking industry.
- (6) Any unhealthful conditions.

(b) A:

- (1) railroad;
- (2) stable;
- (3) horse, mule, or cattle barn used for breeding;
- (4) noisemaking industry; or
- (5) unhealthful condition;

may not be located or erected within five hundred (500) feet of a school site, school, or school addition. This provision may be waived on written approval of the superintendent of public instruction, the state health commissioner or the commissioner's legally authorized agent, and the division of fire and building safety.

As added by P.L.2-1993, SEC.24. Amended by P.L.1-2006, SEC.305.

IC 16-41-21-7

Repealed

(Repealed by P.L.104-2003, SEC.10.)

IC 16-41-21-8

Repealed

(Repealed by P.L.142-1995, SEC.32.)

IC 16-41-21-9

Cloakrooms and lockers

Sec. 9. School cloakrooms must be well-lighted, warmed, and ventilated or sanitary lockers must be provided.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-10

Drinking water

Sec. 10. Schools shall be supplied with potable drinking water that comes from sources approved by the commissioner of the department of environmental management appointed under IC 13-13-2-1. Whenever it is practicable, flowing sanitary drinking fountains that do not require drinking cups shall be provided. If drinking cups are necessary, the cups must be individual smooth glass, enameled metal, or otherwise sanitary drinking cups. Water buckets and tin drinking cups may not be used.

As added by P.L.2-1993, SEC.24. Amended by P.L.1-1996, SEC.75.

IC 16-41-21-11

Wells and pumps

Sec. 11. School wells and pumps shall be supplied with troughs or drains to take away waste water. Pools, sodden places, or mudholes are not allowed near a well. When water is not supplied at pumps or from water faucets or sanitary drinking fountains, covered tanks or coolers with spring or self-closing faucets shall be provided.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-12

Repealed

(Repealed by P.L.142-1995, SEC.32.)

IC 16-41-21-13**Water closets and outhouses**

Sec. 13. Water closets must be efficient and sanitary and furnished with stalls for each place. When water closets are not provided, there must be a separate sanitary outhouse for each sex. Outhouses for males must have urinals arranged with stalls and must have galvanized iron conduits or drain pipes of vitrified or other impervious material. The conduits must drain into a vault or other suitable place approved by the health authorities.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-14**Invalidity of claims for nonconforming construction or materials**

Sec. 14. A money claim for construction or remodeling or for any materials, supplies, sanitary apparatus, or systems furnished or constructed for any school is null and void if the construction or remodeling does not comply with the requirements of this chapter.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-15**Repealed**

(Repealed by P.L.142-1995, SEC.32.)

IC 16-41-21-16**Repealed**

(Repealed by P.L.104-2003, SEC.10.)

IC 16-41-21-17**Repealed**

(Repealed by P.L.104-2003, SEC.10.)

IC 16-41-21-18**Transfer of nonconforming materials, supplies, or equipment; penalty**

Sec. 18. A person who recklessly transfers to a township trustee or board of school commissioners for use in a school any materials, supplies, sanitary apparatus, or systems that do not comply with this chapter commits a Class B misdemeanor.

As added by P.L.2-1993, SEC.24.

IC 16-41-21-19**Violations**

Sec. 19. (a) Except as otherwise provided, a person who recklessly violates or fails to comply with this chapter commits a Class B misdemeanor.

(b) Each day a violation continues constitutes a separate offense.

As added by P.L.2-1993, SEC.24.