



Judicial Council Policy on Asbestos Management for Court Facilities

DECEMBER 13, 2018

1. Purpose and Scope of the Policy

This policy informs Judicial Council staff of the requirements to manage asbestos hazards on behalf of the Judicial Council for renovation and/or demolition activities performed in court facilities.

2. Goals and Principles Guiding Asbestos Management

The Judicial Council must take appropriate measures to protect all users of court facilities from harmful exposure to asbestos. Any person or entity performing renovation and/or demolition activities in court facilities, regardless of the age of the court facility, must comply with applicable federal and state statutes and regulations relating to the proper handling, removal, and management of asbestos-containing materials.

3. Definitions

- 3.1. **Asbestos:** As used herein, shall have the same definition as stated in California Code of Regulations, title 8, section 1529 and including, but not limited to, any of the following silicate minerals: chrysotile, crocidolite, amosite, fibrous tremolite, fibrous actinolite, fibrous anthophyllite, and any of these minerals that have been chemically treated and/or altered.
- 3.2. **Asbestos-Containing Materials:** Both friable and nonfriable asbestos-containing materials.
- 3.3. **Asbestos-Containing Construction Material:** Any manufactured construction material that contains more than 1 percent asbestos by weight.
- 3.4. **Court Facilities:** Court buildings or facilities that are owned by the State of California or managed by the Judicial Council, including those titled to and located in the County but managed by the Judicial Council under an agreement between the County and the Judicial Council.
- 3.5. **Renovation Activity:** The modification or alteration of an existing court facility or portion of the court facility.
- 3.6. **Demolition Activity:** The wrecking or taking out of any load-supporting structural member of a court facility.

4. Requirements for Asbestos Management of Renovation and/or Demolition Activities

- 4.1. All entities performing renovation and/or demolition activities at court facilities must be aware of the potential hazards and adverse health effects of asbestos and must have a written program that establishes the safety and work procedures to be followed by the entity when the activities involve asbestos-containing materials or asbestos-containing construction materials.
- 4.2. The written program must comply with applicable federal, state, and local laws and regulations, as well as asbestos-related labor and business laws, and regulations regarding asbestos management, storage, and disposal.
- 4.3. Work conducted or managed by Judicial Council staff in court facilities must follow the program established by the Facilities Services office.
- 4.4. All entities performing renovation and/or demolition activities at court facilities must follow the Asbestos Notification Requirements established in this policy.

5. Asbestos Notification Requirements

- 5.1 Entities planning to perform demolition activities, or renovation activities that have the potential to disturb asbestos-containing materials, in a court facility must notify the Facilities Services office 10 workdays before any such activities. Notice required by this section must be provided to the following address by mail or email:

Judicial Council of California
Attention: Risk Manager, Environmental Health and Safety Unit
2860 Gateway Oaks, Suite 400
Sacramento, California 95833
EHS@jud.ca.gov

- 5.2 On completion of the demolition or renovation activities, all entities managing work in a court facility must provide the Facilities Services office with all supporting documentation for the management and disposal of asbestos-containing materials.
- 5.3 The Judicial Council must notify all employees working within the court facility concerning the following:
- 5.3.1 The existence of conclusions from and a description or list of the contents of any survey known to the Judicial Council to have been conducted to determine the existence and/or location of asbestos-containing construction materials within the building, and information describing when the results of the survey will be or became available and where.
- 5.3.2 Specific locations within the court facility known to the Judicial Council (or identified in a survey known to the owner) where asbestos-containing construction materials are present in any quantity.
- 5.3.3 General procedures and handling restrictions necessary to prevent, and if appropriate, minimize disturbance of, release of, and exposure to asbestos. If detailed handling instructions are necessary to ensure employee safety, the notice must indicate where those instructions can be found.
- 5.3.4 A summary of the results of any bulk sample analysis, air monitoring, or monitoring conducted for or by the Judicial Council under section 5208 of title 8 of the California Code of Regulations, including reference to sampling and laboratory procedures used and information describing when the specific monitoring data and sampling procedures will be or became available and where.
- 5.3.5 Potential health risks or impacts that may result from exposure to asbestos in the court facility, as identified in surveys or tests referred to in this section or otherwise known to the Judicial Council.

6. Questions Regarding Asbestos Management

Judicial Council Facilities Services staff are available to assist with questions regarding asbestos management and the written program controlling asbestos management.