

~~(4) IF A BUILDING IS USED PRIMARILY FOR NONRESIDENTIAL PURPOSES, THE BUILDING SHALL MEET THE FOLLOWING INDOOR AIR QUALITY REQUIREMENTS:~~

~~(I) VENTILATION AND EXCHANGE OF INDOOR AND OUTDOOR AIR SHALL MEET APPLICABLE STANDARDS ESTABLISHED BY REGULATIONS ADOPTED BY THE DEPARTMENT OF THE ENVIRONMENT, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, UNDER SUBSECTION (L) OF THIS SECTION;~~

~~(II) IF SMOKING IS PERMITTED IN SPECIFIC AREAS OF THE BUILDING, SEPARATE AIR VENTILATION AND CIRCULATION SHALL BE PROVIDED FOR SMOKING AND NONSMOKING AREAS;~~

~~(III) THE VENTILATION SYSTEM SHALL INCLUDE AN AIR PURGING SYSTEM THAT IS CAPABLE OF REPLACING 100% OF THE AIR ON ANY FLOOR, ON A MINIMUM OF TWO FLOORS AT A TIME; AND~~

~~(IV) THE AIR SHALL BE PURGED FOR A PERIOD OF 1 WEEK ON EVERY FLOOR IMMEDIATELY PRIOR TO INITIAL OCCUPANCY AND ON ANY FLOOR THAT UNDERGOES RENOVATION IMMEDIATELY PRIOR TO RE-OCCUPANCY, UNLESS THE TAXPAYER OBTAINS CERTIFICATION FROM A LICENSED ARCHITECT, ENGINEER, CERTIFIED INDUSTRIAL HYGIENIST, OR OTHER LICENSED OR CERTIFIED PROFESSIONAL APPROVED BY THE SECRETARY OF THE ENVIRONMENT, VERIFYING THAT OFF GASSING AND ANY OTHER CONTAMINATION CAN BE REDUCED TO COMPARABLE LEVELS IN LESS THAN 1 WEEK.~~

~~(5) BUILDING FRESH AIR INTAKE SHALL BE LOCATED A MINIMUM OF 25 FEET AWAY FROM LOADING AREAS, BUILDING EXHAUST FANS, COOLING TOWERS, AND OTHER POINT SOURCES OF CONTAMINATION.~~

~~(6) THE VENTILATION SYSTEM COMPONENTS AND PATHWAYS:~~

~~(I) SHALL BE PROTECTED DURING CONSTRUCTION OR REHABILITATION FROM CONTAMINATION IN ACCORDANCE WITH AN INDOOR AIR QUALITY MANAGEMENT PLAN FOR THE CONSTRUCTION OR REHABILITATION PROCESS THAT MEETS THE STANDARDS ESTABLISHED IN REGULATIONS ADOPTED BY THE DEPARTMENT OF THE ENVIRONMENT, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, UNDER SUBSECTION (L) OF THIS SECTION; OR~~

~~(II) SHALL BE CLEANED PRIOR TO OCCUPANCY.~~

~~(7) (I) A LICENSED ENGINEER, CERTIFIED INDUSTRIAL HYGIENIST, OR OTHER LICENSED OR CERTIFIED PROFESSIONAL APPROVED BY THE SECRETARY OF THE ENVIRONMENT SHALL CONDUCT INDOOR AIR QUALITY TESTING WITH RESPECT TO THE ENTIRE BUILDING IMMEDIATELY FOLLOWING OCCUPANCY AND, ON AN ANNUAL BASIS, SHALL MONITOR SUPPLY AND RETURN AIR AND AMBIENT AIR FOR CARBON MONOXIDE, CARBON DIOXIDE, TOTAL VOLATILE ORGANIC COMPOUNDS, RADON, AND PARTICULATE MATTER.~~