

ARKANSAS REGISTER

Proposed Rule Cover Sheet



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Name of Department _____

Agency or Division Name _____

Other Subdivision or Department, If Applicable _____

Previous Agency Name, If Applicable _____

Contact Person _____

Contact E-mail _____

Contact Phone _____

Name of Rule _____

Newspaper Name _____

Date of Publishing _____

Final Date for Public Comment _____

Location and Time of Public Meeting _____

Safety and Security

Components – Safety and Security

- Locking Systems / Hardware
- Access Control
- Communication Systems
- Site and Perimeter
- Video Surveillance
- Building Systems
- Egress and Refuge

Standards – Locking Systems and Hardware

1. Interior and exterior doors shall be lockable from the inside without after-market devices.
2. Interior doors shall allow for one-handed egress from the interior and shall not be reachable from any vision panel.
3. Interior vision panels shall be reinforced, bullet and impact resistant.
4. Exterior windows are lockable or sealed.
5. Exterior doors have non-removable handles and hinges from the exterior.

Standards – Access Control

1. Secure entrance vestibule as only visitor point of entry.
2. Visitor management at main point of entry.
3. Visibility from main office to main entry.
4. Exterior door hardware is of touch-type and exterior handles are chain proof.
5. Basement and roof openings are secured from the inside.
6. Second floor windows are inaccessible and/or locked.
7. Roof access shall be locked from the inside.

Standards – Communications Systems

1. Telephone and/or intercom at main entry/secured vestibule with connection to main office.
2. Interior doors/stairwells are labeled/numbered.
3. Exterior doors are numbered on the outside and inside.
4. Exterior windows are numbered on the outside.
5. Intrusion detection system including panic buttons.

Standards – Site and Perimeter

1. Provide security fencing with gates at perimeter of school.
2. Barricades to prevent vehicles from being driven into building entries.

Locking Systems/Hardware

- Use patented key system
- Incorporate a system to lock down doors from a central location
- Electronic door locks with card/pin for entry. Lockable and unlockable from central point, with power backup. Master cards/codes shall be minimized.

Access Control

- Bullet/impact resistant glass at main entryway and reception areas
- All interior/exterior doors with windows are bullet/impact resistant
- Visitor Management system
- Interior hallways have retracting security gates with centralized closing and opening mechanisms
- Bullet/shatter resistant film or glass on all exterior first floor windows

Communications Systems

- Rooms are numbered externally and internally

Site and Perimeter

- Landscaping does not provide concealment
- Perimeter features aid surveillance

Standards - Video Surveillance

1. Real-time surveillance system with recording capability at external access points and appropriate internal areas.

Standards - Building Systems

1. Vehicle barricades to protect building and student walk areas, and to enforce safe vehicular circulation.
2. Building systems are not accessible from the outside.
3. Air intakes are at least 12 feet above ground or protected with security fencing/wall.
4. Battery back-up in place for key security systems.
5. Secondary exterior doors alarm when opened.
6. Operable exterior windows alarm when opened.

Standards - Egress and Refuge

1. Classroom doors are constructed of a durable material.
2. Doors equipped with push bar exit devices are resistant to chaining.

Video Surveillance

- Video surveillance of main entry point from both front and back approach paths
- Video surveillance of other key exterior and interior areas

Building Systems

- Hallway walls in student occupied areas are concrete block or other bullet/impact resistant material

Egress and Refuge

- Windows are designed to serve as secondary means of egress

Safety and Security

Requirements

Components - Safety and Security

- Locking Systems / Hardware
- Access Control
- Communication Systems
- Site and Perimeter
- Video Surveillance
- Building Systems
- Egress and Refuge

Standards - Locking Systems and Hardware

6. Interior and exterior doors shall be lockable from the inside without after-market devices.
7. Interior vision panels shall be reinforced.
8. Exterior doors have handles and hinges that cannot be removed from the outside.

Standards - Access Control

8. Secure entrance vestibule as only visitor point of entry.
9. Impact/Shatter resistant glass/films at main entryway and reception areas, up to a minimum of 6 feet from floor.
10. Visitor management at main point of entry.
11. Visibility from main office to main entry.
12. Exterior door hardware is of touch-type (i.e., Panic hardware that cannot be chained together - no crash bars allowed).
13. Basement and roof openings are secured from the inside.
14. Second floor windows are inaccessible and/or locked.
15. Roof access shall be locked from the inside.

Standards - Communications Systems

6. Telephone and/or intercom at main entry/secured vestibule with connection to main office.
7. All interior doors, exterior doors, and rooms are to be numbered so that they are coordinated with one another.
8. Exterior windows are numbered on the outside so that the room number can be identified from the exterior.
9. Intrusion detection system including emergency alert devices (i.e. buttons, intercom, mobile apps, etc.).

Guidelines (not limited to components below)

Locking Systems/Hardware

- Use patented key system
- Incorporate a system to lock down doors from a central location
- Electronic door locks with card/pin for entry. Lockable and unlockable from central point, with power backup. Master cards/codes shall be minimized.

Access Control

- All interior/exterior doors with windows are bullet/impact resistant
- Interior hallways have retracting security gates with centralized closing and opening mechanisms
- Bullet/shatter resistant film or glass on all exterior first floor windows

Requirements

Standards - Site and Perimeter

3. Provide fencing around playground areas.
4. Barriers to prevent vehicles from being driven into building entries (steps, curbs, etc. at a minimum).
5. Landscaping does not provide concealment.

Standards - Video Surveillance

1. Real-time video surveillance of main entry point from both front and back approach paths and other key exterior and interior areas.

Standards - Building Systems

7. Vehicle barriers to protect main entry points and student gathering areas (steps, curbs, etc. at a minimum).
8. Battery back-up in place for key security systems.

The above requirements represent *minimum* safety and security items/systems only and in no way is to be considered an exhaustive list of school safety/security needs. It is the responsibility of each school district to evaluate the safety and security needs of each school and to provide for those needs. Districts are strongly encouraged to consult appropriate facility security experts (security consultants, fire/police departments, etc.) for input.

Guidelines (not limited to components below)

Site and Perimeter

- Perimeter features aid surveillance

Video Surveillance

- Comprehensive real-time video surveillance for entire facility

Building Systems

- Hallway walls in student occupied areas are concrete block or other bullet/impact resistant material

Egress and Refuge

- Windows are designed to serve as secondary means of egress

The above guidelines represent *potential* safety and security items/systems only and in no way is to be considered an exhaustive list of school safety/security needs. It is the responsibility of each school district to evaluate the safety and security needs of each school and to provide for those needs. Districts are strongly encouraged to consult appropriate facility security experts (security consultants, fire/police departments, etc.) for input.

SUMMARY OF AMENDMENTS (Post Public Comment)

COMMISSION FOR ARKANSAS PUBLIC SCHOOL ACADEMIC FACILITIES AND TRANSPORTATION RULES GOVERNING THE ACADEMIC FACILITIES PARTNERSHIP PROGRAM Appendix “A,” Section 8000 only

The proposed amendment to Appendix “A” of the Partnership Program Rules is to add Section 8000 to the Academic Facility Manual. Section 8000 provides minimum construction standards (requirements) and guidelines (recommendations) for safety and security in new academic facility construction.

Post Public Comment

The Commission and Governor’s Office approved the original proposed version last fall. This version was published for public comment, and the Division received a lot of feedback from school districts and other key stakeholders. Based on this feedback, the public comment period was extended until the end of 2019. During this time the Division met with the following key stakeholders and security experts on multiple occasions to listen to their concerns and recommendations: AAEEA; Dr. Cheryl May, Chair of the Arkansas School Safety Commission; AIA; and members of the Advisory Committee which included the chair, Jimmy Alessi and two architects, Craig Boone, and Jeff Steiling.

Based on these discussions over a period of weeks as well as public comments made from school districts, the proposed 8000 Safety and Security section was modified substantially. The following is a summary of the major changes:

- Headings were added and dividing red line was added to clearly indicate what is a “requirement” and what is a “guideline.”
- References to “bullet resistant” materials were limited to the guidelines.

- Several items that were originally listed as requirements were moved to guidelines, modified, clarified, or deemed unnecessary.

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT Commission for Arkansas Public School Academic Facilities and Transportation

DIVISION Division of Public School Academic Facilities and Transportation

PERSON COMPLETING THIS STATEMENT lori.freno@arkansas.gov

TELEPHONE NO. (501) 231-1151 **FAX NO.** **EMAIL:** lori.freno@arkansas.gov

To comply with Ark. Code Ann. § 25-15-204(e), please complete the following Financial Impact Statement and file two (2) copies with the Questionnaire and proposed rules.

SHORT TITLE OF THIS RULE

CAPSAFT Rules Governing the Partnership Program Rules, Appendix "A" (amend to add Section 8000)

1. Does this proposed, amended, or repealed rule have a financial impact? Yes ☐ No ☒

2. Is the rule based on the best reasonably obtainable scientific, technical, economic, or other evidence and information available concerning the need for, consequences of, and alternatives to the rule?
Yes ☒ No ☐

3. In consideration of the alternatives to this rule, was this rule determined by the agency to be the least costly rule considered? Yes ☒ No ☐

If an agency is proposing a more costly rule, please state the following:

a) How the additional benefits of the more costly rule justify its additional cost;

b) The reason for adoption of the more costly rule;

c) Whether the more costly rule is based on the interests of public health, safety, or welfare, and if so, please explain; and

d) Whether the reason is within the scope of the agency's statutory authority, and if so, please explain.

4. If the purpose of this rule is to implement a federal rule or regulation, please state the following:

a) What is the cost to implement the federal rule or regulation?

Current Fiscal Year

Next Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total \$ 0.00

Total \$ 0.00

b) What is the additional cost of the state rule?

Current Fiscal Year

Next Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total \$ 0.00

Total \$ 0.00

5. What is the total estimated cost by fiscal year to any private individual, entity and business subject to the proposed, amended, or repealed rule? Identify the entity(ies) subject to the proposed rule and explain how they are affected.

Current Fiscal Year

Next Fiscal Year

\$ 0

\$ 0

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6. What is the total estimated cost by fiscal year to state, county, and municipal government to implement this rule? Is this the cost of the program or grant? Please explain how the government is affected.

Current Fiscal Year

Next Fiscal Year

\$ 0

\$ 0

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7. With respect to the agency's answers to Questions #5 and #6 above, is there a new or increased cost or obligation of at least one hundred thousand dollars (\$100,000) per year to a private individual, private entity, private business, state government, county government, municipal government, or to two (2) or more of those entities combined?
Yes ☐ No ☐

If YES, the agency is required by Ark. Code Ann. § 25-15-204(e)(4) to file written findings at the time of filing the financial impact statement. The written findings shall be filed simultaneously with the financial impact statement and shall include, without limitation, the following:

- (1) a statement of the rule's basis and purpose;
- (2) the problem the agency seeks to address with the proposed rule, including a statement of whether a rule is required by statute;
- (3) a description of the factual evidence that:
 - (a) justifies the agency's need for the proposed rule; and
 - (b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs;
- (4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response; and
- (7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:
 - (a) the rule is achieving the statutory objectives;
 - (b) the benefits of the rule continue to justify its costs; and
 - (c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.