

## §6309. Water bottle filling stations

**1. Water bottle filling stations.** Beginning in fiscal year 2024-25, a newly constructed public school or existing public school undergoing substantial renovations must be equipped with a water bottle filling station pursuant to this section. For purposes of this section, "water bottle filling station" means a water dispenser accessible to all persons in compliance with the federal Americans with Disabilities Act of 1990 that dispenses potable drinking water directly into a bottle or other drinking container. For purposes of this section, "substantial renovations" means any renovation for which the cost exceeds 50% of the building's current value prior to renovation.

[PL 2023, c. 492, §1 (NEW).]

**2. Water bottle filling station criteria.** A water bottle filling station:

A. Must dispense clean, filtered, cooled drinking water; [PL 2023, c. 492, §1 (NEW).]

B. Must be regularly cleaned to maintain sanitary conditions; [PL 2023, c. 492, §1 (NEW).]

C. Must be maintained to ensure proper functioning, including replacing the filling station's filter as recommended by the manufacturer; [PL 2023, c. 492, §1 (NEW).]

D. May be integrated into a drinking fountain, which is considered one water bottle filling station under subsection 3; and [PL 2023, c. 492, §1 (NEW).]

E. May be touchless for sanitary reasons. [PL 2023, c. 492, §1 (NEW).]

[PL 2023, c. 492, §1 (NEW).]

**3. Building inspection requirements.** A state or municipal building inspection authority may not approve the plans or specifications for a new public school building or for any substantial renovations to an existing public school building unless the plans and specifications provide for:

A. A minimum of one water bottle filling station for every 200 people projected to occupy the building upon completion of the proposed construction; [PL 2023, c. 492, §1 (NEW).]

B. A minimum of one water bottle filling station for every floor or wing of the new construction; and [PL 2023, c. 492, §1 (NEW).]

C. A minimum of one water bottle filling station located near a cafeteria, gymnasium, outdoor recreation space or other high-traffic area. [PL 2023, c. 492, §1 (NEW).]

[PL 2023, c. 492, §1 (NEW).]

**4. Student water bottles.** A public school shall allow a student to possess a water bottle in school that:

A. Is refillable; [PL 2023, c. 492, §1 (NEW).]

B. Is made of a material that is not easily breakable; [PL 2023, c. 492, §1 (NEW).]

C. Has a lid or cover to prevent the bottle from spilling; and [PL 2023, c. 492, §1 (NEW).]

D. Is to be filled and used exclusively for water. [PL 2023, c. 492, §1 (NEW).]

[PL 2023, c. 492, §1 (NEW).]

**5. Disciplinary policy.** A school board may enact a disciplinary policy regarding the misuse of a water bottle by a school student, employee or staff member.

[PL 2023, c. 492, §1 (NEW).]

**6. Rules.** The state board shall adopt rules to carry out the purposes of this section. Rules adopted pursuant to this subsection are routine technical rules under Title 5, chapter 375, subchapter 2-A.

[PL 2023, c. 492, §1 (NEW).]

## SECTION HISTORY

## PL 2023, c. 492, §1 (NEW).

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