

HOUSE BILL No. 1087

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-41-21.1.

Synopsis: Lead free plumbing products in school buildings. Requires the governing body of a school corporation to ensure that every plumbing product: (1) acquired for installation in; (2) installed as part of; or (3) used in repairing or installing; the potable water system of a school building is lead free, according to the definition in the federal Safe Drinking Water Act regulations.

Effective: July 1, 2021.

Harris

January 4, 2021, read first time and referred to Committee on Environmental Affairs.



First Regular Session of the 122nd General Assembly (2021)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-41-21.1-1, AS ADDED BY P.L.127-2016,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 1. ~~(a) As used~~ **The definitions set forth** in this
4 **section apply throughout this** chapter.

5 (b) "Governing body" means:

6 (1) the:

7 (A) board of school commissioners;

8 (B) metropolitan board of education; or

9 (C) board of trustees;

10 of a school corporation; or

11 (2) any other board or commission charged by law with the
12 responsibility of administering the affairs of a school
13 corporation.

14 (c) "Lead free" has the meaning set forth in 40 CFR 143.12(a)
15 and 40 CFR 143.12(f) as in effect January 1, 2021. The
16 methodology set forth in 40 CFR 143.12(b) through 40 CFR
17 143.12(e), as in effect January 1, 2021, shall be used to determine



1 whether a fixture, pipe, pipe fitting, or plumbing fitting is lead free
2 for the purposes of this chapter.

3 (d) "Plumbing product" means:

- 4 (1) a fixture;
5 (2) a pipe;
6 (3) a pipe fitting;
7 (4) a plumbing fitting;
8 (5) solder; or
9 (6) flux;

10 as defined in 40 CFR 143.11 as in effect January 1, 2021.

11 (e) "School building" means any building used by a public school
12 (as defined in IC 20-18-2-15), including a charter school (as defined in
13 ~~IC 20-18-2-2.5~~), IC 20-24-1-4), for the classroom instruction of
14 students in any grade from kindergarten through grade 12.

15 (f) "School corporation" means a public school corporation
16 established by Indiana law. The term includes the following:

- 17 (1) A school city.
18 (2) A school town.
19 (3) A consolidated school corporation.
20 (4) A metropolitan school district.
21 (5) A township school corporation.
22 (6) A county school corporation.
23 (7) A united school corporation.
24 (8) A community school corporation.
25 (9) A charter school (as defined in IC 20-24-1-4).

26 SECTION 2. IC 16-41-21.1-4 IS ADDED TO THE INDIANA
27 CODE AS A NEW SECTION TO READ AS FOLLOWS
28 [EFFECTIVE JULY 1, 2021]: Sec. 4. The governing body that has
29 authority over a school building shall ensure that every plumbing
30 product:

- 31 (1) acquired for installation in;
32 (2) installed as part of; or
33 (3) used in repairing or installing;

34 the potable water system of the school building is lead free.

