

HOUSE BILL No. 1411

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-41-21.1; IC 35-52-16-65.5.

Synopsis: Water quality grants for school buildings. Requires the person or entity having authority over a school building to test the drinking water in the school building by a specified time frame. Provides that a person having authority over a school building who knowingly or intentionally fails to have the school building tested in the specified time frame commits the crime of neglect of a student, a Level 6 felony.

Effective: July 1, 2025.

**Jackson C, Aylesworth,
Garcia Wilburn**

January 13, 2025, read first time and referred to Committee on Public Policy.



First Regular Session of the 124th General Assembly (2025)

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 2024 Regular Session of the General Assembly.

HOUSE BILL No. 1411

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 16-41-21.1-3, AS ADDED BY P.L.122-2020,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2025]: Sec. 3. (a) ~~Except as provided in subsection (b)~~, Each
4 person or entity having authority over a school building shall test the
5 drinking water in the school building before ~~January 1, 2023~~, **the dates**
6 **specified in subsection (b)**, to determine whether the drinking water
7 equals or exceeds the action level for lead of ~~fifteen (15)~~ **ten (10)** parts
8 per billion, or ~~fifteen ten~~ one thousandths ~~(0.015)~~ **(0.010)** milligram of
9 lead per liter of water, established by 40 CFR 141.80 as in effect on
10 ~~January 1, 2020~~. **October 30, 2024.**

11 (b) ~~A person or entity having authority over a school building that~~
12 ~~is subject to testing under subsection (a) satisfies the requirement of~~
13 ~~subsection (a) with respect to a school building if the drinking water in~~
14 ~~the school building:~~

15 (1) ~~was tested during the lead sampling program for school~~
16 ~~buildings conducted by the Indiana finance authority in 2017 and~~
17 ~~2018;~~



1 (2) is tested in the lead sampling program for school buildings
 2 and child care facilities conducted by the Indiana finance
 3 authority in 2019 and 2020; or

4 (3) has otherwise been tested for compliance with the standards
 5 set forth in subsection (a) at least once since 2016.

6 **(b) Beginning July 1, 2025, each person or entity having**
 7 **authority over a school building shall complete the testing of the**
 8 **drinking water in the school building by the following assigned**
 9 **date:**

10 **(1) School corporations and charter schools with names that**
 11 **begin with the letters A through H, not later than June 30,**
 12 **2026.**

13 **(2) School corporations and charter schools with names that**
 14 **begin with the letters I through P, not later than June 30,**
 15 **2027.**

16 **(3) School corporations and charter schools with names that**
 17 **begin with the letters Q through Z, not later than June 30,**
 18 **2028.**

19 (c) After calendar year 2022, the drinking water in every school
 20 building located in Lake County shall be tested at least one (1) time in
 21 each period of two (2) calendar years to determine whether the drinking
 22 water equals or exceeds the action level for lead of fifteen (15) parts
 23 per billion, or fifteen one thousandths (0.015) milligram of lead per
 24 liter of water.

25 (d) If any testing of drinking water conducted under this section
 26 indicates that the presence of lead in the drinking water is equal to or
 27 greater than the lead action level of fifteen (15) parts per billion
 28 established by 40 CFR 141, Subpart I, as in effect on January 1, 2020;
 29 the person or entity having authority over the school building from
 30 which the water was taken for testing shall take action to reduce the
 31 lead levels in the drinking water to less than fifteen (15) parts per
 32 billion.

33 **(c) If a test under this section indicates that the drinking water**
 34 **of a school building equals or exceeds the action level for lead, the**
 35 **person having authority over the school building shall apply for a**
 36 **grant from the Indiana finance authority's lead sampling program**
 37 **for school buildings and child care facilities before the end of the**
 38 **following state fiscal year.**

39 (e) (d) Each person or entity having authority over a school building
 40 that is subject to testing under this section shall seek any state and
 41 federal grant money available for lead sampling or testing. ~~including~~
 42 ~~any money available under the lead sampling program for school~~



1 buildings and child care facilities conducted by the Indiana finance
2 authority.

3 SECTION 2. IC 16-41-21.1-4 IS ADDED TO THE INDIANA
4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2025]: **Sec. 4. A person having authority over**
6 **a school building who knowingly or intentionally fails to have the**
7 **school building's drinking water tested in the time frame specified**
8 **in section 3 of this chapter commits the crime of neglect of a**
9 **student, a Level 6 felony.**

10 SECTION 3. IC 35-52-16-65.5 IS ADDED TO THE INDIANA
11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
12 [EFFECTIVE JULY 1, 2025]: **Sec. 65.5. IC 16-41-21.1-4 defines a**
13 **crime concerning neglect of a student.**

