

114TH CONGRESS
2D SESSION

H. R. 5833

To amend the Safe Drinking Water Act to address lead contamination in school drinking water, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2016

Ms. DUCKWORTH introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Safe Drinking Water Act to address lead contamination in school drinking water, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Get the Lead Out of
5 Schools Act”.

6 **SEC. 2. SCHOOL TESTING AND NOTIFICATION; GRANT PRO-**
7 **GRAM.**

8 Section 1464 of the Safe Drinking Water Act (42
9 U.S.C.300j–24) is amended by striking subsection (d) and
10 inserting the following:

1 “(d) TESTING AND NOTIFICATION REQUIREMENTS
2 FOR PUBLIC WATER SYSTEMS THAT SERVE SCHOOLS.—

3 Not later than one year after the date of enactment of
4 this subsection, the Administrator shall promulgate a na-
5 tional primary drinking water regulation for lead that—

6 “(1) establishes an action level for lead con-
7 tamination in school drinking water;

8 “(2) requires each public water system to sam-
9 ple drinking water at schools the public water sys-
10 tem serves for lead on a regular basis, as determined
11 by the Administrator; and

12 “(3) requires a public water system, if the re-
13 sults of such sampling indicate that school drinking
14 water contains lead at or exceeding the action level
15 established by the Administrator, to notify the local
16 educational agency that has jurisdiction over the
17 school, the relevant local health agencies, the munici-
18 pality, and the State as soon as possible, but not
19 later than five business days after the date on which
20 the public water system receives the test results.

21 “(e) SCHOOL AND CHILD CARE LEAD TESTING AND
22 REMEDY GRANT PROGRAM.—

23 “(1) ESTABLISHMENT.—Not later than one
24 year after the date of the enactment of this sub-
25 section, the Administrator shall establish a grant

1 program to provide funds to eligible entities to test
2 for, and remedy, lead contamination in school drink-
3 ing water.

4 “(2) USE OF FUNDS.—

5 “(A) IN GENERAL.—An eligible entity that
6 receives a grant pursuant to this subsection
7 may use grant funds—

8 “(i) to recover the costs incurred by
9 the eligible entity of testing for lead con-
10 tamination in drinking water at schools,
11 conducted by an entity approved by the
12 Administrator or the State to conduct such
13 testing; or

14 “(ii) to replace lead pipes, pipe fit-
15 tings, plumbing fittings, and fixtures with
16 pipes, pipe fittings, plumbing fittings, and
17 fixtures that are lead free (as defined in
18 section 1417) at any school that has lead
19 in its drinking water at a level that meets
20 or exceeds the action level established by
21 the Administrator pursuant to subsection
22 (d).

23 “(B) LIMITATION.—Not more than 5 per-
24 cent of grant funds received under this sub-
25 section may be used to pay administrative costs

1 associated with testing for or remedying lead
2 contamination.

3 “(3) CONDITIONS.—As a condition of receiving
4 a grant under this subsection, an eligible entity
5 shall—

6 “(A) ensure that grant funds are expended
7 in accordance with—

8 “(i) the guidance of the Environ-
9 mental Protection Agency entitled ‘3Ts for
10 Reducing Lead in Drinking Water in
11 Schools: Revised Technical Guidance’,
12 dated October 2006, or any successor guid-
13 ance document or regulation; or

14 “(ii) applicable State regulations or
15 guidance regarding the reduction of lead in
16 drinking water in schools, if such regula-
17 tions or guidance are not less stringent
18 than the guidance referred to in clause (i),
19 as determined by the Administrator; and

20 “(B) make publicly available, including
21 through publication on the Internet website of
22 the eligible entity to the extent practicable, a
23 copy of the results of any testing for lead con-
24 tamination in school drinking water for which
25 funding is received under this subsection; and

1 “(C) notify parent, teacher, and employee
2 organizations of the availability of the test re-
3 sults described in subparagraph (B).

4 “(4) ELIGIBLE ENTITIES.—For purposes of this
5 subsection, the term ‘eligible entity’ means—

6 “(A) a local educational agency; or

7 “(B) a State agency administering a State-
8 wide program to test for, or remedy, lead con-
9 tamination in drinking water.”.

10 **SEC. 3. CONFORMING AMENDMENT.**

11 Section 1465 of the Safe Drinking Water Act (42
12 U.S.C. 300j–25) is repealed.

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