

# HOUSE . . . . . No. 1499

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## The Commonwealth of Massachusetts

PRESENTED BY:

*David Paul Linsky*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to protecting public health.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>1/19/2011</i>
<i>Karen E. Spilka</i>		<i>2/4/2011</i>

# HOUSE . . . . . No. 1499

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By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 1499) of David Paul Linsky and Karen E. Spilka relative to lead paint testing. Public Health.

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## The Commonwealth of Massachusetts

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In the Year Two Thousand Eleven  
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An Act relative to protecting public health.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. The Division of Occupational Safety shall hold a public hearing in the event  
2           that the Environmental Protection Agency recognizes a lead test kit that is capable of both a  
3           positive and negative screen under 40 CFR 745.88. The purpose of the hearing is to determine  
4           whether the division shall continue to recognize and permit all test kits approved by the EPA for  
5           use prior to September 1, 2010.

6           SECTION 2. If the Division of Occupational Safety determines that continued  
7           recognition of all such test kits is protective of public health, cost-effective and consistent the  
8           division's objectives under 454 CMR 22.02, the division shall promulgate regulations within  
9           (90) days revising the definition of "Recognized Test Kits" as defined at 454 CMR 22.02 to all  
10          the use of all such test kits.