

# HOUSE . . . . . No. 1626

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## The Commonwealth of Massachusetts

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PRESENTED BY:

*Jeffrey Sánchez*

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*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 lead abatement.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Jeffrey Sánchez</i>	<i>15th Suffolk</i>	<i>1/13/2017</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	
<i>Carmine L. Gentile</i>	<i>13th Middlesex</i>	
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	
<i>Kay Khan</i>	<i>11th Middlesex</i>	
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	

# HOUSE . . . . . No. 1626

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By Mr. Sánchez of Boston, a petition (accompanied by bill, House, No. 1626) of Jeffrey Sánchez and others relative to the tax credit for the containment or abatement of lead paint and further protecting children from lead paint contamination. Revenue.

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## The Commonwealth of Massachusetts

\_\_\_\_\_  
In the One Hundred and Ninetieth General Court  
(2017-2018)  
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An Act relative to lead abatement.

*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. Section 6 of chapter 62 of the General Laws, as appearing in the 2014  
2   Official Edition, is hereby amended by striking out, in line 75, the words “one thousand five  
3   hundred dollars” and inserting in place thereof the following figure: - \$3,000.

4           SECTION 2. Said section 6 of said chapter 62, as so appearing, is hereby amended by  
5   striking out, in line 86, the words “five hundred dollars” and inserting in place thereof the  
6   following figure: - \$1,000.

7           SECTION 3. Section 189A of chapter 111 of the General Laws, as appearing in the 2014  
8   Official Edition, is hereby amended by inserting after the definition of the term “Advisory  
9   committee” the following definition:-

10          “Blood lead level of concern”, a concentration of lead in whole venous blood, at a  
11   minimum, of between 5 and 10 micrograms per deciliter in a child under six years of age.

SECTION 4. Section 189A of chapter 111 of the General Laws, as so appearing, is hereby amended by inserting after the definition of the term “Director” the following definition:-

“Lead poisoning”, a medical condition present in a child under six years of age in which the child has a concentration of lead in whole venous blood of 10 micrograms per deciliter or greater. Said concentration level may be lowered by the department through regulation.

SECTION 5. Section 191 of chapter 111 of the General Laws, as so appearing, is hereby amended by striking out, in line 9, the words “the terms ‘lead poisoning’ and ‘previously reported’ ” and inserting in place thereof the following words:- the term “previously reported”.

The department shall perform public health surveillance and outreach to identify children with a blood lead level of concern. Any child reported to have a blood lead level of concern shall be provided appropriate clinical case management services in accordance with standards set forth by the American Academy of Pediatrics, or other qualified clinical standard as determined by the department.

SECTION 6. Section 193 of chapter 111, as so appearing, is amended by striking out, in lines 44 and 45, the words “as defined by regulation by the director”.

SECTION 7. Section 197C of chapter 111 of the General Laws, as so appearing, is hereby amended by striking out, in lines 3, 4 and 5, the words “in excess of the level considered dangerous to the child’s immediate health as determined by the department” and inserting in place thereof the following words:- commensurate with lead poisoning.

SECTION 8. Section 197C of chapter 111 of the General Laws, as so appearing, is hereby amended further by striking out, in lines 22, 23 and 24, the words “in excess of the level

33 considered dangerous to the child’s immediate health as determined by the department” and  
34 inserting in place thereof the following words:- commensurate with lead poisoning.

35 SECTION 9. Section 199 of chapter 111 of the General Laws, as so appearing, is hereby  
36 amended by striking out, in line 5, the words “at which the department defines lead poisoning”  
37 and inserting in place thereof the following words:- for lead poisoning.

38 SECTION 10. Section 5 of chapter 151B of the General Laws, as appearing in the 2014  
39 Official Edition, is hereby amended by striking out, in line 211, the figure “\$10,000” and  
40 inserting in place thereof the following dollar figure: - \$20,000

41 SECTION 11. Said section 5 of said chapter 151B, as so appearing, is hereby further  
42 amended by striking out, in line 213, the figure “\$25,000” and inserting in place thereof the  
43 following figure: - \$35,000