SENATE . . . . . No. 2465

The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court
(2017-2018)

SENATE, Monday, April 23, 2018

The committee on Environment, Natural Resources and Agriculture, to whom was referred the petitions (accompanied by bill, Senate, No. 456) of Joan B. Lovely, Carmine L. Gentile, Jason M. Lewis, Jay R. Kaufman and other members of the General Court for legislation to ensure safe drinking water at schools and early childhood programs; and (accompanied by bill, House, No. 2915) of Lori A. Ehrlich, Joan B. Lovely and others relative to drinking water at schools and early childhood programs,- reports the accompanying resolve (Senate, No. 2465).

For the committee,
Anne M. Gobi

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Resolve creating a commission on remediating lead in drinking water of schools and early childhood centers.

Resolved, There shall be a commission to study the remediation of lead in drinking water for all private and public schools and center-based child care facilities in the commonwealth. For the purposes of this resolve, the term "school" shall include any facility operating for the development and education of children in pre-school through 12th grade, whether operated by a school district, charter, or non-public entity unless the context clearly requires otherwise.

The commission shall consist of the following members: The commissioner of the department of public health or a designee, who shall serve as co-chair; the commissioner of the department of elementary and secondary education or a designee, who shall serve as co-chair; the commissioner of the department of environmental protection or a designee, who shall be appointed based on their experience or expertise with lead testing and remediation; the commissioner of the department of early education and care or a designee; 1 of whom shall be a designee of the Speaker of the Massachusetts House of Representatives; 1 of whom shall be a designee of the President of the Massachusetts Senate; and 13 members to be appointed by the governor, 1 of whom shall be a representative recommended by the Massachusetts water resources authority, 1 of whom shall be a representative of the Massachusetts clean water trust

recommended by the treasurer and receiver general, 2 of whom shall be representatives recommended by the Massachusetts Municipal Association, 1 of whom shall be a representative recommended by the Massachusetts Association of School Superintendents, 1 of whom shall be a representative recommended by the Massachusetts Parent Teacher Association, 1 of whom shall be a representative recommended by the Massachusetts Association of School Committees, 1 of whom shall be a representative recommended by the Massachusetts Teachers Association, 1 of whom shall be a representative recommended by the Massachusetts Chapter of the American Academy of Pediatrics, 1 of whom shall be a representative from a relevant plumbing trade union, 1 of whom shall be a representative recommended by the Massachusetts Public Interest Research Group, 1 of whom shall be a representative recommended by the Toxics Action Center, 1 of whom shall be a representative recommended by Clean Water Action. All appointments shall be made within sixty (60) days of the enactment of this law.

The commission shall develop a report containing, at a minimum: (i) different evidence-based measures and methods for testing for and remediating the harmful effects of lead in school and center-based child care facilities' drinking water; (ii) the levels of lead for which each measure is appropriate; (iii) the estimated cost of implementing each of the testing and remediation measures; and (iv) the feasibility and limitations for each type of remediation and testing for lead.

The commission shall file the report with the office of the governor, the commissioner of the department of public health, the commissioner of the department of elementary and secondary education, the clerk of the Massachusetts House of Representatives, and the clerk of the Massachusetts Senate no later than a year and two months after the enactment of this law.