

**SENATE . . . . . No. 2642**

---

**The Commonwealth of Massachusetts**

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

SENATE, July 31, 2018

The committee on Ways and Means to whom was referred the Senate Bill modernizing childhood lead poisoning prevention (Senate, No. 1184),-- reports, recommending that the same ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2642).

For the committee,  
Joan B. Lovely

**The Commonwealth of Massachusetts**

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

An Act modernizing childhood lead poisoning prevention.

*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 189A of chapter 111 of the General Laws, as appearing in the 2016  
2 Official Edition, is hereby amended by inserting after the definition of “Advisory committee” the  
3 following definition:-

4           “Blood lead level of concern”, a concentration of lead in whole venous blood in a child  
5 under 6 years of age that is less than the concentration of lead in whole venous blood that meets  
6 the amount defined as lead poisoning in regulation by the department; provided, however that the  
7 concentration of lead amount in whole venous blood shall not be greater than 5 micrograms per  
8 deciliter.

9           SECTION 2. Said section 189A of said chapter 111, as so appearing, is hereby amended  
10 by inserting after the definition of “Director” the following definition:-

11           “Lead poisoning”, a medical condition present in a child under 6 years of age in which  
12 the child has a concentration of lead in whole venous blood at a concentration level defined by

13 the department through regulation; provided, however, that the concentration of lead in whole  
14 venous blood shall not be greater than 10 micrograms per deciliter.

15 SECTION 3. Section 191 of said chapter 111, as so appearing, is hereby amended by  
16 striking out, in line 9, the words “the terms ‘lead poisoning’ and ‘previously reported’” and  
17 inserting in place thereof the following words:- the term “previously reported”.

18 SECTION 4. Said section 191 of said chapter 111, as so appearing, is hereby further  
19 amended by adding the following paragraph:-

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

24 SECTION 5. Section 193 of said chapter 111, as so appearing, is amended by striking  
25 out, in lines 44 and 45, the words “, as defined by regulation by the director,”.

26 SECTION 6. Section 197C of said chapter 111, as so appearing, is hereby amended by  
27 striking out, in lines 3 to 5, inclusive, the words “in excess of the level considered dangerous to  
28 the child’s immediate health as determined by the department” and inserting in place thereof the  
29 following words:- that constitutes lead poisoning.

30 SECTION 7. Said section 197C of said chapter 111, as so appearing, is hereby further  
31 amended by striking out, in lines 22 to 24, inclusive, the words “in excess of the level considered  
32 dangerous to the child’s immediate health as determined by the department” and inserting in  
33 place thereof the following words:- that constitutes lead poisoning.

34           SECTION 8. Section 199 of said chapter 111, as so appearing, is hereby amended by  
35 striking out, in line 5, the words “at which the department defines” and inserting in place thereof  
36 the following words:- that constitutes.