

**HOUSE . . . . . No. 2280**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Andres X. Vargas*

*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 modernizing childhood lead poisoning prevention.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Andres X. Vargas</i>	<i>3rd Essex</i>	<i>1/17/2023</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>	<i>1/20/2023</i>
<i>Carol A. Doherty</i>	<i>3rd Bristol</i>	<i>1/30/2023</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>2/9/2023</i>
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>	<i>2/9/2023</i>

**HOUSE . . . . . No. 2280**

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By Representative Vargas of Haverhill, a petition (accompanied by bill, House, No. 2280) of Andres X. Vargas and others relative to childhood lead poisoning prevention. Public Health.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 2410 OF 2021-2022.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
\_\_\_\_\_

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 2018  
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.

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

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

11 the department through regulation; provided, however, that the concentration of lead in whole  
12 venous blood shall not be greater than 5 micrograms per deciliter.

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

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

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

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

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

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

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

35 SECTION 9. Section 6 of chapter 62 of the General Laws, as so appearing, is hereby  
36 amended by striking out, in line 75, the words “one thousand five hundred dollars” and inserting  
37 in place thereof the following figure: - \$3,000.

38 SECTION 10. Said section 6 of said chapter 62, as so appearing, is hereby amended by  
39 striking out, in line 86, the words “five hundred dollars” and inserting in place thereof the  
40 following figure: - \$1,000.

41 SECTION 11. Section 5 of chapter 151B of the General Laws, as appearing in the 2018  
42 Official Edition, is hereby amended by striking out, in line 214, the figure “\$10,000” and  
43 inserting in place thereof the following dollar figure: - \$20,000

44 SECTION 12. Said section 5 of said chapter 151B, as so appearing, is hereby further  
45 amended by striking out, in line 216, the figure “\$25,000” and inserting in place thereof the  
46 following figure: - \$35,000

47 SECTION 13. Said section 5 of said chapter 151B, as so appearing, is hereby further  
48 amended by striking out, in line 220, the figure “\$50,000” and inserting in place thereof the  
49 following figure: - \$60,000

50 SECTION 14. Section 22 of chapter 482 of the Acts of 1993, is hereby amended by  
51 striking out, in the second sentence of the first paragraph, after the words “as follows: a” the  
52 words “twenty-five” and inserting in place thereof the following figure:- “35”.

53 SECTION 15. Section 22 of chapter 482 of the Acts of 1993, is hereby amended by  
54 striking out, in the second sentence of the first paragraph, after the words “salesmen; a” the  
55 words “twenty-five” and inserting in place thereof the following figure:- “35”.

56 SECTION 16. Section 22 of chapter 482 of the Acts of 1993, is hereby amended by  
57 striking out, in the second sentence of the first paragraph, after the words “services; a” the words  
58 “twenty-five” and inserting in place thereof the following figure:- “35”.

59 SECTION 17. Section 22 of chapter 482 of the Acts of 1993, is hereby amended by  
60 striking out, in the second sentence of the first paragraph, after the words “lead inspections; a”  
61 the words “one hundred” and inserting in place thereof the following figure:- “125”.

62 SECTION 18. Section 22 of chapter 482 of the Acts of 1993, is hereby amended by  
63 striking out, in the second sentence of the first paragraph, after the words “banks; and a” the  
64 words “twenty-five” and inserting in place thereof the following figure:- “35”.

65 SECTION 19. Sections 1 to 13, inclusive, shall take effect on January 1, 2022.

66 SECTION 20. Sections 14 to 18 to shall take effect on July 1, 2022.