

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Human Services to which was referred Senate Bill No.
3 40 entitled “An act relating to testing and remediation of lead in the drinking
4 water of schools and child care facilities” respectfully reports that it has
5 considered the same and recommends that the House propose to the Senate that
6 the report of the Committee on Education be amended as follows:

7 First: In Sec. 1, 18 V.S.A. chapter 24A, in section 1246, in subsection (b),
8 in the first sentence, after “Secretary of Natural Resources” and before “and
9 the Secretary of Education” by inserting “, the Commissioner for Children and
10 Families,”

11 Second: In Sec. 1, 18 V.S.A. chapter 24A, in section 1247, in subsection
12 (b), in the first sentence, after “Secretary of Natural Resources” and before
13 “and the Secretary of Education” by inserting “, the Commissioner for
14 Children and Families,”

15 And by striking out subdivision (b)(2) in its entirety and inserting in lieu
16 thereof a new subdivision (b)(2) to read as follows:

17 (2) the frequency of continued sampling of outlets by school districts,
18 supervisory unions, independent schools, and child care providers, provided
19 that continued sampling shall be required no less frequently than every three
20 years;

1 And in subdivision (b)(4), before “conditions or criteria” by inserting
2 “exemptions from the requirements for sampling or remediation under this
3 chapter, including”

4 Third: By adding a Sec. 3a to read as follows:

5 Sec. 3a. DEPARTMENT FOR CHILDREN AND FAMILIES; RULES FOR
6 REGULATED CHILD CARE PROVIDERS

7 On or before December 31, 2020, the Commissioner for Children and
8 Families shall amend the rules for regulated child care providers to comply
9 with the requirements of 18 V.S.A. chapter 24A and rules adopted by the
10 Department of Health under that chapter for the testing of lead in the drinking
11 water of child care facilities.

12 Fourth: In Sec. 4, status of remediation of lead in schools and child care
13 facilities, in the first sentence, after “Secretary of Natural Resources” and
14 before “and the Secretary of Education” by inserting “, the Commissioner for
15 Children and Families.”

16 Fifth: By striking out Sec. 5, allocation; eligible costs, in its entirety and
17 inserting in lieu thereof a new Sec. 5 to read as follows:

18 Sec. 5. ALLOCATION OF FUNDS; REMEDIATION; ELIGIBLE COSTS

19 (a) For remediation required under 18 V.S.A. chapter 24A, the Department
20 of Health shall pay a school district, supervisory union, independent school, or

1 child care provider the actual cost of replacement of a drinking water fixture up
2 to the following maximum amount for each type of fixture:

3 (1) public drinking fountains and ice machines: \$2,000.00;

4 (2) outlets used for cooking: \$700.00;

5 (3) all other outlets: \$400.00.

6 (b) The State shall make payments to school districts, supervisory unions,
7 independent schools, or child care providers under this section from one-time
8 funds appropriated to the Department of Health in fiscal years 2019 and 2020
9 for the costs of initial testing, retesting, and remediation under 18 V.S.A.
10 chapter 24A. Funds appropriated to the Department of Health in Sec. 88 (a)(2)
11 of H.532 of 2019 may be transferred to the State agency or department
12 administering these payments.

13
14
15 (Committee vote: 10-1-0)

16 James Gregoire
17 Representative James Gregoire

18 FOR THE COMMITTEE