

Floor Amendment to SB 247-FN-A

1 Amend RSA 485-A:17-a, I and II as inserted by section 18 of the bill by replacing them with the
2 following:

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4 I. Upon the effective date of this section, and within every 5-year period thereafter, public
5 and private schools and licensed child care facilities that have not sampled in the prior 2 years shall
6 test for the presence of lead in drinking water at all locations at the facility that is available for
7 consumption by children. Such testing shall be in accordance with guidance from the department of
8 environmental services. If test results demonstrate the presence of lead in a concentration that
9 exceeds the applicable standard established by the Environmental Protection Agency, the school or
10 licensed child care facility shall, within 5 business days, notify parents and guardians and shall, as
11 an interim measure, ensure that the children are provided only drinking water that meets the
12 standard. The school or licensed child care facility shall also implement a remediation plan, as
13 approved by the department within 30 days of notification of parents or, in consultation with the
14 department, as soon as practicable. The department shall review the plan and any associated
15 submittals within 30 days of receiving them. If 3 consecutive rounds of sampling performed every 5
16 years are below the standard, further testing shall not be required.

17 II. Any time the applicable federal standard for lead in drinking water is changed, public
18 and private schools and licensed child care facilities shall within 30 days compare the results of
19 their most recent testing with such new standard and, in the event any such results exceed the new
20 standard, proceed with the requirements of paragraph I relative to notice, remediation, and interim
21 measures.

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23 Amend the bill by replacing paragraph I of section 20 with the following:

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25 I. Sections 5 and 18 of this act shall take effect July 1, 2019.