# STATE OF NEW YORK

6971

2017-2018 Regular Sessions

# IN SENATE

December 15, 2017

Introduced by Sen. HAMILTON -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the public health law, in relation to lead screening of a child entering kindergarten, second or fourth grade

**The People of the State of New York, represented in Senate and Assembly, do enact as follows:**

Section 1. The public health law is amended by adding a new section 1376-b to read as follows:

**§ 1376-b. Lead screening of a child entering kindergarten, second or fourth grade. 1. Except as provided pursuant to regulations of the department, every elementary school located in a city with a population of one million or more shall, prior to the beginning of the school year, obtain from a parent or guardian of the child evidence that said child has been screened for lead.**

**2. Whenever there exists no evidence of lead screening as provided for in subdivision one of this section or other acceptable evidence of the child's screening for lead, the elementary school shall provide the parent or guardian of the child with information on lead poisoning in children and lead poisoning prevention and refer the parent or guardian to a primary care provider or the local health authority.**

**3. (a) If any parent or guardian to such child is unable to obtain lead testing, such person may present such child to the health officer of the county in which the child resides, who shall then perform or arrange for the required screening.**

**(b) The local public health district shall develop and implement a fee schedule for households with incomes in excess of two hundred percent of the federal poverty level for lead screening pursuant to section six hundred six of this chapter, which shall vary depending on patient household income.**

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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