STATE OF NEW YORK

5541--B

Cal. No. 178

2021-2022 Regular Sessions

IN ASSEMBLY

February 19, 2021

Introduced by M. of A. ENGLEBRIGHT, STECK, O'DONNELL, GRIFFIN, OTIS -- read once and referred to the Committee on Environmental Conservation -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- ordered to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT directing the departments of environmental conservation and health to establish environmental standards for ambient lead and lead contamination in soils; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Legislative findings. The legislature finds and declares that there is a present need to establish New York standards with respect to levels of ambient lead and levels of lead contamination in soils and on floors and window sills. The legislature finds that the current regulatory standards are inadequate to protect the general public and particularly small children from the harmful effects of ingesting or inhaling lead dust, often resulting from lead paint, and coming into contact with lead on exposed surfaces. The legislature declares that it shall be the responsibility of the commissioner of environmental conservation, in consultation with the commissioner of health, to adopt standards for ambient lead and lead contamination of soil and windows and floors, in a manner that would be fully protective of children's health, and in accordance with the procedures set forth in the environmental conservation law.

§ 2. a. No later than March 31, 2023, the departments of environmental conservation and health shall propose new standards, and update any existing standards as appropriate, for dust lead hazards, soil-lead hazards and ambient air quality standards for the level of lead in various media that will result in blood lead levels that are no higher than

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

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a target that is fully protective of human health and which at a minimum include consideration of recommendations from the centers for disease control.

b. No later than June 1, 2023, such departments shall issue a report to the legislature describing the status of such reviews, adoptions, and revisions and expected health improvements resulting therefrom.

§ 3. This act shall take effect on the ninetieth day after it shall have become a law and shall expire and be deemed repealed July 1, 2023. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such date.