

STATE OF NEW YORK

1212

2023-2024 Regular Sessions

IN SENATE

January 10, 2023

Introduced by Sens. CLEARE, KRUEGER, MANNION, MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Environmental Conservation

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:

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

15 § 2. a. No later than March 31, 2024, the departments of environmental
16 conservation and health shall propose new standards, and update any
17 existing standards as appropriate, for dust lead hazards, soil-lead
18 hazards and ambient air quality standards for the level of lead in vari-
19 ous media that will result in blood lead levels that are no higher than
20 a target that is fully protective of human health and which at a minimum
21 include consideration of recommendations from the centers for disease
22 control.

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

LBD04790-01-3

1 b. No later than June 1, 2024, such departments shall issue a report
2 to the legislature describing the status of such reviews, adoptions, and
3 revisions and expected health improvements resulting therefrom.

4 § 3. This act shall take effect on the ninetieth day after it shall
5 have become a law and shall expire and be deemed repealed July 1, 2024.
6 Effective immediately, the addition, amendment and/or repeal of any rule
7 or regulation necessary for the implementation of this act on its effec-
8 tive date are authorized to be made and completed on or before such
9 date.