

STATE OF NEW YORK

2181

2025-2026 Regular Sessions

IN ASSEMBLY

January 15, 2025

Introduced by M. of A. PAULIN, BICHOTTE HERMELYN, STECK, REYES, COLTON, SEAWRIGHT, HEVESI, K. BROWN, SIMONE, ROSENTHAL, STERN, RIVERA, GONZALEZ-ROJAS, JENSEN, FORREST -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to lead service line identification

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

1 Section 1. The public health law is amended by adding a new section
2 1114-c to read as follows:

3 § 1114-c. Lead service line identification. 1. For the purposes of
4 this section:

5 (a) "Covered water system" means (i) a public water system that serves
6 at least fifteen service connections used by year-round residents or
7 regularly serves at least twenty-five year-round residents; or (ii) a
8 public water system that regularly serves at least twenty-five of the
9 same people, four hours or more per day, for four or more days per week,
10 for twenty-six or more weeks per year.

11 (b) "Service line" means any piping connecting a water main to a
12 building inlet.

13 (c) "Galvanized service line" means iron or steel piping that has been
14 dipped in zinc to prevent corrosion and rusting.

15 (d) "Gooseneck, pigtail, or connector" means a short section of
16 piping, typically not exceeding two feet, which can be bent and used for
17 connections between rigid service piping, typically connecting the
18 service line to the water main.

19 (e) "Lead service line" means a service line made of lead or where a
20 portion of the service line is made of lead. A gooseneck, pigtail, or
21 connector made of lead shall be considered a lead service line, regard-
22 less of length and regardless of the material of the service line to
23 which such gooseneck, pigtail, or connector is attached. A galvanized

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

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1 service line shall be considered a lead service line if it is currently
2 or ever was downstream of a lead service line or is currently downstream
3 in the direction of flow of a lead status unknown service line. If the
4 covered water system is unable to demonstrate that the galvanized
5 service line was never downstream of a lead service line, the galvanized
6 service line shall be considered a lead service line.

7 (f) "Customer" means an owner of real property served by the covered
8 public water system.

9 (g) "Property" means real property served by the covered public water
10 system.

11 (h) "Non-owner adult occupant" means a person, age eighteen or older,
12 other than the customer that is occupying, with the consent of the
13 customer, real property served by the covered water system, including
14 but not limited to tenants and occupants as defined in section two
15 hundred thirty-five-f of the real property law.

16 (i) "Locally adopted code" means any local law, local ordinance, or
17 covered water system rule or regulation.

18 2. When consent and access to a property cannot be readily obtained by
19 a covered water system for the purpose of conducting a free service line
20 inspection in order to determine the presence of a lead service line,
21 the covered water system shall give notice to the customer of such prop-
22 erty requesting consent and access. Any request to a customer shall
23 include a notification that failure to respond within thirty days shall
24 result in a non-owner adult occupant being authorized to consent to such
25 request. All customers must respond within thirty days to such a request
26 by a covered water system.

27 3. If a customer fails to respond within thirty days to such a
28 request, a covered water system may notify any non-owner adult occupant
29 of such outstanding request and accept the consent and access provided
30 by any non-owner adult occupant of the property in order to conduct a
31 free service line inspection.

32 4. If the consent and access of a customer or non-owner adult occupant
33 of a property is refused or cannot be readily obtained within thirty
34 days after notice has been given, the covered water system may take
35 actions consistent with its locally adopted code to secure such consent
36 and access.

37 5. Free service line inspections must occur within sixty days after a
38 customer or non-owner adult occupant has consented to an inspection
39 request by a covered water system.

40 6. This section shall not modify any existing liabilities or obli-
41 gations for any party in connection to conducting a service line
42 inspection, provided however that a non-owner adult occupant shall not
43 be liable for any actions resulting from consenting to and providing
44 access to conduct a service line inspection as authorized under this
45 section.

46 § 2. This act shall take effect immediately.