

SSB 5745 - S AMD 86
By Senator Kuderer

PULLED 03/07/2017

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 70.119A
4 RCW to read as follows:

5 (1)(a) By July 1, 2020, each public water system must fully
6 replace all of its lead service lines to a school or an early
7 childhood program. The public water system must bear the cost
8 associated with the replacement required under this section. The
9 public water system must perform lead service line replacements of
10 its lines in coordination with the relevant local government, school
11 district, and school or early childhood program. To the extent
12 possible, the public water system must work with the property owner
13 to coordinate complete service line replacement of its lines as
14 needed to minimize disruption and to ensure drinking water quality.

15 (b) No later than sixty days after completing the replacement of
16 all lead service lines consistent with (a) of this subsection, a
17 public water system must submit a report to the department certifying
18 the public water system's compliance with (a) of this subsection and
19 identifying the service lines and connections that were replaced.

20 (2)(a) By July 1, 2030, each public water system must fully
21 replace all lead service lines located within its service area. The
22 public water system must bear the cost associated with the
23 replacement required under this section. The public water system must
24 perform lead service line replacements in coordination with the
25 relevant local government. To the extent possible, the public water
26 system must work with the property owner to coordinate complete
27 service line replacement as needed to minimize disruption and to
28 ensure drinking water quality.

29 (b) No later than sixty days after completing the replacement of
30 all lead service lines consistent with (a) of this subsection, a
31 public water system must submit a report to the department certifying

1 the public water system's compliance with (a) of this subsection and
2 identifying the service lines and connections that were replaced.

3 (3) The definitions in this subsection apply throughout this
4 section unless the context clearly requires otherwise.

5 (a) "Early childhood program" means any child care facility or
6 preschool including, but not limited to, a child day care center as
7 defined in RCW 43.215.010, a family day care provider as defined in
8 RCW 43.215.010, or any education program for children three to five
9 years old who have not yet entered kindergarten.

10 (b) "Lead service line" means public water systems distribution
11 system components made of lead, including a pigtail, gooseneck, or
12 other fitting made primarily of lead, which extends from the water
13 main through the water meter ending at the service connection to the
14 property served.

15 (c) "School" means a public school as defined in RCW 28A.150.010
16 and private schools as identified in chapter 28A.195 RCW.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.310
18 RCW to read as follows:

19 (1) Subject to the availability of amounts appropriated for this
20 specific purpose, to ensure the health and safety of educational
21 staff and students, educational service districts must, consistent
22 with the United States environmental protection agency guidance
23 manual "3Ts for reducing lead in drinking water in schools: revised
24 technical guidance" lead action level for drinking water, ensure
25 testing of drinking water and drinking water fixtures at public
26 schools, as defined in RCW 28A.150.010.

27 (2) Each educational service district must prioritize schools for
28 testing drinking water and drinking water fixtures for lead in the
29 following order:

30 (a) Elementary schools:

31 (i) Where the drinking water and drinking water fixtures have not
32 been tested;

33 (ii) Where the drinking water and drinking water fixtures have
34 not been tested for lead in the past three years; and

35 (b) All other schools.

36 (3) Educational service districts must make testing results
37 available to the department of health, community, and schools where
38 testing has taken place. Public schools must make testing results
39 available on their web sites.

1 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.20
2 RCW to read as follows:

3 (1) Subject to the availability of amounts appropriated for this
4 specific purpose, the department must develop guidance and testing
5 protocols, consistent with the United States environmental protection
6 agency guidance manual "3Ts for reducing lead in drinking water in
7 schools: revised technical guidance" lead action level for drinking
8 water, for educational service districts testing drinking water and
9 drinking water fixtures in public schools, as defined in RCW
10 28A.150.010, as required under section 2 of this act.

11 (2)(a) The department may contract with qualified independent
12 third parties to complete the testing when an educational service
13 district is unable to complete the testing for lead in public
14 schools, as required under section 2 of this act.

15 (b) The department must make test results available to the
16 educational service districts, schools, and the community."

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17 On page 1, line 3 of the title, after "fixtures;" strike the
18 remainder of the title and insert "adding a new section to chapter
19 70.119A RCW; adding a new section chapter 28A.310 RCW; and adding a
20 new section to chapter 43.20 RCW."

EFFECT: Removes "utility-owned" to clarify public water systems' service lines.

Revises the definition of "utility-owned lead service line" to mean "public water system's distribution system components".

Requires schools to post testing results on their web sites.

Requires educational service districts (ESDs) to share testing results with the department of health and the department of health to share results with ESDs.

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