

HB 1642-FN - AS AMENDED BY THE HOUSE

17Feb2022... 0443h

2022 SESSION

22-2592

07/10

HOUSE BILL ***1642-FN***

AN ACT relative to lead testing in children.

SPONSORS: Rep. Grassie, Straf. 11; Rep. Knirk, Carr. 3; Rep. Langley, Hills. 8; Rep. Woods, Merr. 23; Sen. Watters, Dist 4; Rep. Chretien, Hills. 42; Rep. Meuse, Rock. 29

COMMITTEE: Health, Human Services and Elderly Affairs

AMENDED ANALYSIS

This bill establishes a blood lead level testing requirement for children entering day care and public schools.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struckthrough]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to lead testing in children.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Health and Sanitation; Physical Examination of Pupils; Lead Testing Requirement. Amend
2 RSA 200:32 to read as follows:

3 200:32 Physical Examination of Pupils. There shall be a complete physical examination by a
4 licensed physician, physician assistant, or advanced practice registered nurse of each child prior to
5 or upon first entry into the public school system and thereafter as often as deemed necessary by the
6 local school authority. The result of the child's physical examination shall be presented to the local
7 school officials on a form provided by the local school authorities. ***The form shall include at least***
8 ***one result of blood lead level testing required under RSA 130-A:5-a, RSA 130-A:5-b, or RSA***
9 ***130-A:5-c, unless the child is exempted under RSA 130-A:5-c. If the child has not had a***
10 ***blood lead level test at the time of first entry to school, they shall be granted 6 months to***
11 ***remedy the deficiency.*** No physical examination shall be required of a child whose parent or
12 guardian objects thereto in writing on the grounds that such physical examination is contrary to the
13 child's religious tenets and teachings.

14 2 Child Day Care, Residential Care, and Child-Placing Agencies; Records; Lead Testing
15 Required. Amend RSA 170-E:19 to read as follows:

16 170-E:19 Records. Every child day care agency shall keep and maintain such records as the
17 department shall prescribe by rule pertaining to the admission, progress, health and discharge of
18 children under the care of the child day care agency and shall report relative to such matters to the
19 department whenever called for, upon forms prescribed by rule. ***Health forms shall include at***
20 ***least one result of blood lead level testing required under RSA 130-A:5-a, RSA 130-A:5-b, or***
21 ***RSA 130-A:5-c. At least one blood lead level test result shall be a requirement for entry in***
22 ***child day care facilities for children over age 9 months, unless the child is exempted under***
23 ***RSA 130-A:5-c. If the child has not had a blood level test at the time of admission, they***
24 ***shall be granted 6 months to remedy the deficiency.*** All records regarding children and all
25 facts learned about children and their relatives shall be kept confidential both by the child day care
26 agency and by the department.

27 3 Effective Date. This act shall take effect January 1, 2023.

HB 1642-FN- FISCAL NOTE
AS AMENDED BY THE HOUSE (AMENDMENT #2022-0443h)

AN ACT relative to lead testing in children.

FISCAL IMPACT: ☐ State ☐ County ☒ Local ☐ None

LOCAL:	Estimated Increase / (Decrease)			
	FY 2022	FY 2023	FY 2024	FY 2025
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This bill establishes a blood lead level testing requirement for children entering day care and public schools. The Department of Health and Human Services states that, as amended, the bill will have no fiscal impact to that Department. To the extent that the bill requires local school districts to issue new forms to demonstrate compliance with statutory blood lead level testing requirements, the bill may have an indeterminable impact on local expenditures.

AGENCIES CONTACTED:

Department of Health and Human Services