

HB 1068 - AS INTRODUCED

2024 SESSION

24-2319

12/02

HOUSE BILL

1068

AN ACT relative to establishing a blood lead level testing requirement for children entering day care and public schools.

SPONSORS: Rep. Grassie, Straf. 8; Rep. N. Murphy, Hills. 12; Rep. W. Thomas, Hills. 12; Rep. Rung, Hills. 12; Rep. Newell, Ches. 4; Rep. Vail, Hills. 6; Rep. Meuse, Rock. 37

COMMITTEE: Health, Human Services and Elderly Affairs

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Four

AN ACT relative to establishing a blood lead level testing requirement for children entering day care and public schools.

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 and RSA 130-A:5-c, for***
9 ***children ages 6 years and under unless the child is exempted under RSA 130-A:5-c. If a***
10 ***child, ages 6 years and under, has not had a blood lead level test at the time of first entry to***
11 ***school, the school shall provide and document both notification to the parent or legal***
12 ***guardian that unless exempted by RSA 130-A:5-c, lead testing is required under RSA 130-***
13 ***A:5-a and RSA 130-A:5-c, and the distribution of written or electronic educational***
14 ***materials provided by the New Hampshire department of health and human services on the***
15 ***dangers of lead poisoning and the importance of blood lead level testing for children.*** No
16 physical examination shall be required of a child whose parent or guardian objects thereto in writing
17 on the grounds that such physical examination is contrary to the child's religious tenets and
18 teachings.

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

21 170-E:19 Records. Every child day care agency shall keep and maintain such records as the
22 department shall prescribe by rule pertaining to the admission, progress, health and discharge of
23 children under the care of the child day care agency and shall report relative to such matters to the
24 department whenever called for, upon forms prescribed by rule. ***Health forms shall include at***
25 ***least one result of blood lead level testing required under RSA 130-A:5-a and RSA 130-A:5-c,***
26 ***unless the child is exempted under RSA 130-A:5-c. If the child, aged 1 to 6 years, has not***
27 ***had a blood lead level test at the time of admission, the child day care agency shall provide***
28 ***and document both notification to the parent or legal guardian that unless exempted by***
29 ***RSA 130-A:5-c, lead testing is required under RSA 130-A:5-a and RSA 130-A:5-c; and the***
30 ***distribution of written or electronic educational materials provided by the New Hampshire***

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1 *department of health and human services on the dangers of lead poisoning and the*
2 *importance of blood lead level testing for children.* All records regarding children and all facts
3 learned about children and their relatives shall be kept confidential both by the child day care
4 agency and by the department.

5 3 Effective Date. This act shall take effect January 1, 2025.