

House Bill 28

By: Representative Mitchell of the 88<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia  
2 Annotated, relating to health of students in elementary and secondary education, so as to  
3 require testing of drinking water in public and private schools for lead contamination; to  
4 provide for remediation plans or alternate sources of drinking water; to provide for rules and  
5 regulations; to provide for an exemption; to provide for related matters; to repeal conflicting  
6 laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,  
10 relating to health of students in elementary and secondary education, is amended by adding  
11 a new Code section to read as follows:

12 "20-2-779.2.

13 (a) No later than December 31, 2017, every public and private school shall conduct testing  
14 of drinking water outlets for lead contamination. Such testing shall be conducted in  
15 accordance with rules and regulations established pursuant to subsection (c) of this Code  
16 section.

17 (b) Where a finding of lead contamination is made, a school shall establish a remediation  
18 plan for or alternate source of drinking water.

19 (c) The Department of Education, in consultation with the Department of Public Health,  
20 shall establish rules and regulations regarding the testing of drinking water outlets and the  
21 remediation of lead contamination as required pursuant to this Code section.

22 (d) Public or private schools which are classified as public water systems pursuant to Parts  
23 141 and 142 of Title 40 of the Code of Federal Regulations shall be exempt from this Code  
24 section."

25

**SECTION 2.**

26 All laws and parts of laws in conflict with this Act are repealed.