

HOUSE No. 2623

The Commonwealth of Massachusetts

PRESENTED BY:

Angelo M. Scaccia

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to lead abatement.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>
<i>Mayor Martin J. Walsh</i>	<i>One City Hall Square - Suite 500, Boston, MA 02201</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>
<i>Stephan Hay</i>	<i>3rd Worcester</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>
<i>Natalie M. Blais</i>	<i>1st Franklin</i>
<i>John J. Lawn, Jr.</i>	<i>10th Middlesex</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>

<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Russell E. Holmes</i>	<i>6th Suffolk</i>
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>
<i>Brendan P. Crighton</i>	<i>Third Essex</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>
<i>Liz Miranda</i>	<i>5th Suffolk</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Carlos Gonzalez</i>	<i>10th Hampden</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Christina A. Minicucci</i>	<i>14th Essex</i>
<i>Dylan A. Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>
<i>Paul Brodeur</i>	<i>32nd Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>
<i>Bud L. Williams</i>	<i>11th Hampden</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>
<i>Frank A. Moran</i>	<i>17th Essex</i>
<i>Linda Dean Campbell</i>	<i>15th Essex</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>
<i>Joseph A. Boncore</i>	<i>First Suffolk and Middlesex</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>

HOUSE No. 2623

By Mr. Scaccia of Boston, a petition (accompanied by bill, House, No. 2623) of Angelo M. Scaccia and others relative to the tax credit for the containment or abatement of lead paint and further protecting children from lead paint contamination. Revenue.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to lead abatement.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The first sentence of subsection (e) of section 6 of chapter 62 of the General
2 Laws, as appearing in the 2016 Official Edition, is hereby amended by striking out the words
3 “one thousand five hundred dollars” and inserting in place thereof the following figure:- \$3,000.

4 SECTION 2. The second sentence of said subsection (e) of section 6 of chapter 62, as so
5 appearing, is hereby amended by striking out, in line 86, the words “five hundred dollars” and
6 inserting in place thereof the following figure:- \$1,000.

7 SECTION 3. Section 189A of chapter 111 of the General Laws, as appearing in the 2016
8 Official Edition, is hereby amended by inserting after the definition of the term “Advisory
9 committee” the following definition:-

10 “Blood lead level of concern,” a concentration of lead in whole venous blood, at a
11 minimum, of between 5 and 10 micrograms per deciliter in a child under six years of age.

12 SECTION 4. Said section 189A of chapter 111, as so appearing, is hereby further
13 amended by inserting after the definition of the term “Director” the following definition:-

14 “Lead poisoning,” a medical condition present in a child under six years of age in which
15 the child has a concentration of lead in whole venous blood of 10 micrograms per deciliter or
16 greater. Said concentration level may be lowered by the department through regulation.

17 SECTION 5. Section 191 of said chapter 111, as so appearing, is hereby amended by
18 striking out, in line 9, the words “the terms ‘lead poisoning’ and ‘previously reported’” and
19 inserting in place thereof the following words:- the term “previously reported”.

20 The department shall perform public health surveillance and outreach to identify children
21 with a blood lead level of concern. Any child reported to have a blood lead level of concern
22 shall be provided appropriate clinical case management services in accordance with standards set
23 forth by the American Academy of Pediatrics, or other qualified clinical standard as determined
24 by the department.

25 SECTION 6. Section 193 of said chapter 111, as so appearing, is amended by striking
26 out, in lines 44 and 45, the words “, as defined by regulation by the director,”.

27 SECTION 7. Section 197C of said chapter 111, as so appearing, is hereby amended by
28 striking out, in lines 3, 4 and 5, the words “in excess of the level considered dangerous to the
29 child’s immediate health as determined by the department” and inserting in place thereof the
30 following words:- commensurate with lead poisoning.

31 SECTION 8. Said section 197C of chapter 111, as so appearing, is hereby further
32 amended by striking out, in lines 22, 23 and 24, the words “in excess of the level considered

33 dangerous to the child’s immediate health as determined by the department” and inserting in
34 place thereof the following words:- commensurate with lead poisoning.

35 SECTION 9. Section 199 of said chapter 111 of the General Laws, as so appearing, is
36 hereby amended by striking out, in line 5, the words “at which the department defines lead
37 poisoning” and inserting in place thereof the following words:- for lead poisoning.

38 SECTION 10. Section 5 of chapter 151B of the General Laws, as appearing in the 2016
39 Official Edition, is hereby amended by striking out, in line 211, the figure “\$10,000” and
40 inserting in place thereof the following figure:- \$20,000.

41 SECTION 11. Said section 5 of chapter 151B, as so appearing, is hereby further amended
42 by striking out, in line 213, the figure “\$25,000” and inserting in place thereof the following
43 figure:- \$35,000.

44 SECTION 12. Said section 5 of chapter 151B, as so appearing, is hereby further amended
45 by striking out, in line 217, the figure “\$50,000” and inserting in place thereof the following
46 figure:- \$60,000.

47 SECTION 13. Section 22 of chapter 482 of the acts of 1993 is hereby amended by
48 striking out the first paragraph and inserting in place thereof the following paragraph:-

49 Notwithstanding the provisions of any general or special law, or rule or regulation to the
50 contrary, there shall be a surcharge on fees assessed by certain boards of registration, or state
51 agencies for the licensure or certification of certain professionals, and on fees assessed for the
52 renewal of such licensure or certification, in accordance with the provisions of this section. The
53 amount of the surcharge shall be as follows: a \$50 surcharge to those persons licensed by the

54 board of registration of real estate brokers and salesmen; a \$50 surcharge to those persons
55 licensed by the department of labor and industries to perform deleading services; a \$50 surcharge
56 to those persons licensed by the department of public health to perform lead inspections; a \$125
57 surcharge on the annual licensing fee paid by mortgage brokers, mortgage lenders, and small
58 loan agencies registered with the division of banks; a surcharge equal to \$50 per year on the
59 license of insurance producers licensed in property or casualty lines of insurance by the division
60 of insurance, payable at the time of the licensing fee.

61 SECTION 14. Sections 1 to 12, inclusive, shall take effect on January 1, 2020.

62 SECTION 15. Section 13 shall take effect on July 1, 2020.