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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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DIGEST

SB 274 Engrossed

2026 Regular Session

Edmonds

Present law authorizes the secretary of the Dept. of Environmental Quality (DEQ) to establish a program for the collection and analysis of data on lead hazard detection and reduction activities and on the certification, accreditation, and enforcement activities of the department.

Present law requires the owner of any licensed day care center, preschool, or public or nonpublic elementary school facility that qualifies as a child-occupied facility and that was first placed in operation after Aug. 1, 2012, to have an inspector conduct an inspection of the facility and grounds for the presence of lead hazards. Present law provides exceptions if the facility has been inspected or subject to abatement or remediation since 1978, requires maintenance of documentation, and requires reporting of findings to the state health officer and the secretary. Present law authorizes the secretary to enter into agreements with the La. Dept. of Health (LDH) to implement these provisions.

Proposed law authorizes the secretary to establish and administer a program for the collection, analysis, and reporting of data related to lead hazard detection and reduction activities.

Proposed law revises the entities subject to lead hazard review first placed in operation on or after Aug. 1, 2012, to include the owner, operator, or governing authority of proposed licensed early learning centers, a daycare center subject to federal daycare center licensing requirements, public prekindergarten programs that are part of a public elementary school, or an approved nonpublic prekindergarten program that are part of an approved nonpublic elementary school.

Proposed law replaces the requirement for an inspection by an inspector with a requirement for a risk assessment conducted by a risk assessor.

Proposed law requires that the risk assessment be conducted no fewer than 30 calendar days prior to the facility's intended commencement of operations.

Proposed law provides that a risk assessment is not required if the facility or its grounds has been inspected, has had a risk assessment, or has been the subject of lead abatement or remediation since 1978, and clarifies that only portions not previously addressed are subject to the provisions of proposed law.

Proposed law requires the owner, operator, or governing authority to maintain and make available upon request documentation demonstrating compliance with applicable federal and state requirements.

Proposed law requires, prior to issuance of a license for operation, submission of the results of the risk assessment to the DEQ, Dept. of Education (DOE), and LDH, in a form and manner prescribed by the department.

Proposed law expands reporting requirements so that findings are reported to the state health officer, LDH, DOE, and the secretary.

Proposed law authorizes the secretary to enter into memoranda of agreement with LDH and DOE to implement proposed law.

Proposed law requires DOE, upon receipt of an application for licensure of a covered facility, to provide written notice to the DEQ and LDH.

Effective August 1, 2026.

(Amends R.S. 30:2351.28)