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**SENATE COMMITTEE AMENDMENTS**

2026 Regular Session

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 37 by Senator McMath

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1 AMENDMENT NO. 1

2 On page 1, line 5, after "centers" delete the remainder of the line and insert "and schools"

3 AMENDMENT NO. 2

4 On page 1, line 6, after "programs" delete ", and elementary schools"

5 AMENDMENT NO. 3

6 On page 1, line 9, change "removal" to "risk assessments and hazard control"

7 AMENDMENT NO. 4

8 On page 1, line 17, change "it's" to "its"

9 AMENDMENT NO. 5

10 On page 2, delete line 6 through 8 and insert "centers and schools with prekindergarten  
11 programs that were built prior to 1978 in order to obtain any required department  
12 approval of plans and specifications."

13 AMENDMENT NO. 6

14 On page 2, delete line 16 and insert "(6) and shall advocate for the abatement of **Advocating**  
15 for lead hazard control methods concerning sources of lead ~~when~~"

16 AMENDMENT NO. 7

17 On page 2, between lines 23 and 24, insert the following:

18 "D. As used in this Part, unless the context clearly requires otherwise, the  
19 following terms shall have the following meanings:

20 (1) "Facility" or "facilities" means a building including but not limited to those  
21 buildings operatng as an early learning center or a school with a prekindergarten  
22 program.

23 (2) "Lead hazard" shall have the meaning set forth in R.S. 30:2351.1.

24 (3) "Lead hazard control methods" means measures taken to reduce or  
25 eliminate a lead hazard, including but not limited to lead abatement, interim controls,  
26 or both, as appropriate.

27 (4) "Schools with prekindergarten program" means and is limited to the  
28 classroom space primarily occupied by children in the prekindergarten program and  
29 shall not include communal spaces such as cafeterias, libraries, gymnasiums, or places  
30 of worship.

31 E. In the event of a conflict between any provision of this Part and a provision  
32 of R.S. 13:5233.1 or Title 17, the provision of this Part shall prevail."

33 AMENDMENT NO. 8

34 On page 2, line 24, change "D." to "F."

35 AMENDMENT NO. 9

36 On page 2, line 27, after "programs" delete the remainder of the line and delete line 28

1 AMENDMENT NO. 10

2 On page 3, delete lines 6 through 17 and insert the following:

3 **"A.(1) Every early learning center and school with a prekindergarten program**  
4 **that was built, in whole or in part, prior to 1978 shall have a lead risk assessment**  
5 **performed by a certified lead risk assessor and submit the results to the department as**  
6 **a requirement for obtaining any departmental approval of plans and specifications.**

7 **(2) The lead risk assessment shall include lead testing results which shall include**  
8 **testing of all painted surfaces of the building, dust, water, and soil adjacent to the**  
9 **building and on any property that is regularly utilized by the children enrolled at the**  
10 **early learning center or prekindergarten program.**

11 **B.(1) If test results identify lead hazards, the department shall not grant**  
12 **approval of plans and specifications for a new early learning center or new school with**  
13 **a prekindergarten program until appropriate lead hazard control methods have been**  
14 **verified by a clearance inspection authorized by the state health officer.**

15 **(2) If test results identify lead hazards the early learning center or school with**  
16 **a prekindergarten program shall enter into a lead hazard abatement agreement with**  
17 **the department which shall include required compliance with certain timelines and**  
18 **efforts to mitigate danger to children on the premises as required by the state health**  
19 **officer.**

20 **C. If the owner or operator of an early learning center or school with a**  
21 **prekindergarten program provides test results to the department which show"**

22 AMENDMENT NO. 11

23 On page 3, line 18, change "presence of lead" to "lead hazards"

24 AMENDMENT NO. 12

25 On page 3, line 20, at the end of the line, insert "No further lead hazard testing shall be  
26 **required unless the owner or operator initiates major alterations through renovation**  
27 **or remodeling that warrants subsequent approval by the department."**

28 AMENDMENT NO. 13

29 On page 3, delete lines 21 through 23 and insert the following:

30 **"D. The department shall provide an owner or operator with a list developed by**  
31 **the Department of Environmental Quality of persons approved or licensed to conduct**  
32 **the non-drinking water lead testing required by this Part."**

33 AMENDMENT NO. 14

34 On page 4, delete lines 2 and 3 and insert "~~reported. Such reports~~ **all test results for lead**  
35 **hazards. Reports** shall be made on forms"

36 AMENDMENT NO. 15

37 On page 4, line 25, after "dwellings" insert ", **early learning centers, and schools with**  
38 **prekindergarten programs"**

39 AMENDMENT NO. 16

40 On page 4, line 26, change "dangerous amounts of lead" to "~~dangerous amounts of lead~~  
41 **hazards"**

42 AMENDMENT NO. 17

43 On page 5, delete lines 5 through 7 and insert the following:

1 ~~"in those dwellings located in areas where significant numbers of lead poisoning cases have~~  
2 ~~recently been reported, and in which children under the age of six years or other persons~~  
3 ~~deemed at risk by the state health officer or his designee reside. and which serve as the~~  
4 ~~**primary residences for a child under the age of six, a person deemed at risk by the**~~  
5 ~~**surgeon general, or are operating as an early learning center or school with a**~~  
6 ~~**prekindergarten program."**~~

7 AMENDMENT NO. 18

8 On page 5, line 8, after "case of" insert "**child**"

9 AMENDMENT NO. 19

10 On page 5, delete lines 9 and 10 and insert "poisoning pursuant to this Part, or otherwise, he  
11 shall cause to have inspected the **he shall order an investigation of any** dwelling in which  
12 the person **child** with lead poisoning resides, or has"

13 AMENDMENT NO. 20

14 On page 5, delete line 12 and insert "notice, to such inspection **the investigation. The state**  
15 **health officer or his designee may also order an investigation of any other properties**  
16 **or premises in which the child spends a significant amount of time.** The findings of such  
17 inspection **the investigations** shall be reported"

18 AMENDMENT NO. 21

19 On page 5, delete line 15 and insert "C. A dangerous level of lead **Lead hazards** found in  
20 a dwelling, **early learning center, or school with a prekindergarten program** inspected  
21 **investigated** pursuant to this"

22 AMENDMENT NO. 22

23 On page 5, line 16, after "building" insert "**, early learning center, or school with a**  
24 **prekindergarten program"**

25 AMENDMENT NO. 23

26 On page 5, line 17, after "tenants" insert "**or occupants**"

27 AMENDMENT NO. 24

28 On page 5, delete lines 21 through 23 and insert "entrance to ~~said~~ **the dwelling or facility**  
29 a notice that the dwelling **or facility** contains dangerous amounts of lead paint or other lead  
30 materials **lead hazards** and that children under the age of six years and persons deemed at  
31 risk should not be allowed to reside in ~~said~~ **or occupy the dwelling or facility.** Such"

32 AMENDMENT NO. 25

33 On page 5, delete line 27 and insert "D. When a dangerous level of lead **hazard** is found in  
34 a dwelling, **early learning center, or school with a prekindergarten program** inspected  
35 **investigated** pursuant"

36 AMENDMENT NO. 26

37 On page 6, delete lines 1 and 2 and insert the following:

38 "persons as he may find advisable to examine, residing **in or occupying,** or who have  
39 recently resided in **or occupied** ~~said~~ **the dwelling, early learning center, or school with a**  
40 **prekindergarten program.** The results of such **the** examinations shall be reported to the"

1 AMENDMENT NO. 27

2 On page 6, line 29, change "dangerous levels of lead" to "~~dangerous levels of lead~~ **hazards**"

3 AMENDMENT NO. 28

4 On page 7, line 5, change "dangerous levels of lead" to "~~dangerous levels of lead~~ **hazards**"

5 AMENDMENT NO. 29

6 On page 7, delete lines 17 and 18 and insert "interior surfaces or fixtures that may be readily  
7 chewed by children or persons with intellectual disabilities."