

Calendar No. 261

113TH CONGRESS
1ST SESSION**S. 1824**

To amend the Safe Drinking Water Act to exempt certain lead pipes, fittings, fixtures, solder, and flux that contain brass.

IN THE SENATE OF THE UNITED STATES

DECEMBER 13 (legislative day, DECEMBER 11), 2013

Mr. ENZI (for himself, Mr. ROBERTS, Mr. BARRASSO, Mr. RISCH, Mr. MORAN, Mr. HATCH, Mr. CRAPO, and Mr. THUNE) introduced the following bill; which was read the first time

DECEMBER 15, 2013

Read the second time and placed on the calendar

A BILL

To amend the Safe Drinking Water Act to exempt certain lead pipes, fittings, fixtures, solder, and flux that contain brass.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Drinking Water Sup-
5 ply Assistance Act of 2013”.

1 **SEC. 2. EXEMPTING CERTAIN USES OF LEAD.**

2 Section 1417(a) of the Safe Drinking Water Act (42
3 U.S.C. 300g–6(a)) is amended—

4 (1) in paragraph (4)—

5 (A) in subparagraph (A), by striking “or”
6 after the semicolon;

7 (B) in subparagraph (B), by striking the
8 period at the end and inserting “; or”; and

9 (C) by adding at the end the following:

10 “(C) except as provided in paragraph (5),
11 any pipe, pipe or plumbing fitting or fixture,
12 solder, or flux that contains brass that is not
13 lead free if—

14 “(i) a supplier of water owns the
15 brass before the date of enactment of this
16 subparagraph;

17 “(ii) the brass is used to prevent or
18 mitigate—

19 “(I) a deficit in the budget of a
20 municipality; or

21 “(II) an interruption in service of
22 a public water system; and

23 “(iii) the supplier of water is other-
24 wise in compliance with (as of the date on
25 which the brass is used) all laws (including
26 regulations), except any monitoring re-

1 requirement, including subpart C of part 141
 2 of title 40, Code of Federal Regulations,
 3 regarding lead in water.”; and

4 (2) by adding at the end the following:

5 “(5) FINDING OF UNREASONABLE RISK TO
 6 PUBLIC HEALTH.—The exemption in paragraph
 7 (4)(C) shall not apply to a municipality if the Ad-
 8 ministrator finds that the exemption, as applied to
 9 the municipality or all municipalities, would result in
 10 an unreasonable risk to public health.”.

11 **SEC. 3. EVALUATION OF SOURCES OF LEAD IN WATER DIS-**
 12 **TRIBUTION SYSTEMS AND ALTERNATE ROUT-**
 13 **ING SYSTEMS.**

14 The Administrator of the Environmental Protection
 15 Agency shall—

16 (1) consult with and seek the advice of the Na-
 17 tional Drinking Water Advisory Council on potential
 18 changes to the regulations pertaining to lead under
 19 the Safe Drinking Water Act (42 U.S.C. 300f et
 20 seq.); and

21 (2) request the Council to consider sources of
 22 lead throughout drinking water distribution systems,
 23 including through components used to reroute drink-
 24 ing water during distribution system repairs.

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