

115TH CONGRESS
1ST SESSION

H. R. 2094

To amend the Safe Drinking Water Act to establish deadlines for promulgation of national primary drinking water regulations for certain contaminants, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 14, 2017

Mr. GOTTHEIMER (for himself and Mr. FITZPATRICK) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Safe Drinking Water Act to establish deadlines for promulgation of national primary drinking water regulations for certain contaminants, and for other purposes.

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 “Lead Free Schools Act
5 of 2017”.

1 **SEC. 2. REQUIREMENTS FOR REGULATION OF CONTAMI-**
2 **NANTS.**

3 Section 1412(b)(2) of the Safe Drinking Water Act
4 (42 U.S.C. 300g-1(b)(2)) is amended by adding at the
5 end the following:

6 “(D) LEAD AND COPPER RULE.—

7 “(i) IN GENERAL.—Notwithstanding
8 any other deadline established in this sub-
9 section, not later than 9 months after the
10 date of enactment of the Lead Free
11 Schools Act of 2017, the Administrator
12 shall issue revised national primary drink-
13 ing water regulations for lead and copper.

14 “(ii) REQUIREMENTS.—The revised
15 regulations issued under clause (i) shall
16 ensure that—

17 “(I) corrosion controls are re-
18 evaluated anytime source water or
19 treatment is changed;

20 “(II) test results are valid, by
21 prohibiting techniques that artificially
22 lower lead levels, including flushing
23 before samples are taken;

24 “(III) monitoring includes school
25 sites for all public water systems serv-

1 ing schools (as defined in section
2 1461);

3 “(IV) notification of lead prob-
4 lems is clear and effective, including,
5 to the extent practicable, notification,
6 at least annually, of any testing and
7 such problems at school sites on the
8 Internet website of the applicable local
9 educational agency; and

10 “(V) lead service lines are fully
11 replaced on a set timetable and when-
12 ever contamination is detected.

13 “(iii) SCOPE OF LEAD LINE REPLACE-
14 MENT REQUIREMENTS.—Requirements to
15 replace lead service lines under the revised
16 regulations issued under clause (i) shall ex-
17 tend to all service lines controlled by public
18 water systems, regardless of ownership.

19 “(E) PERFLUORINATED COMPOUNDS.—
20 Notwithstanding any other deadline established
21 in this subsection, not later than 2 years after
22 the date of enactment of the Lead Free Schools
23 Act of 2017, the Administrator shall publish a
24 maximum contaminant level goal and promul-

gate a national primary drinking water regulation for perfluorinated compounds.

“(F) 1,4-DIOXANE.—Notwithstanding any other deadline established in this subsection, not later than 2 years after the date of enactment of the Lead Free Schools Act of 2017, the Administrator shall make a determination, pursuant to paragraph (1)(B)(ii), on whether to regulate 1,4-dioxane under this section.”.

SEC. 3. DEFINITION OF LEAD SERVICE LINE.

(a) IN GENERAL.—Section 1401 of the Safe Drinking Water Act (42 U.S.C. 300f) is amended by adding at the end the following:

“(17) LEAD SERVICE LINE.—The term ‘lead service line’ means a pipe and its fittings, which are not lead free (as defined in section 1417(d)), that connect the drinking water main to the building inlet.”.

(b) CONFORMING AMENDMENT.—Section 1459B(a) of the Safe Drinking Water Act (42 U.S.C. 300j–19b(a)) is amended by striking paragraph (4).

1 **SEC. 4. COMPETITIVE GRANT PILOT PROGRAM FOR DRINK-**
2 **ING WATER FOUNTAIN REPLACEMENT FOR**
3 **SCHOOLS.**

4 (a) IN GENERAL.—Part F of the Safe Drinking
5 Water Act (42 U.S.C. 300j–21 et seq.) is amended by add-
6 ing at the end the following:

7 **“SEC. 1465. COMPETITIVE GRANT PILOT PROGRAM FOR**
8 **DRINKING WATER FOUNTAIN REPLACEMENT**
9 **FOR SCHOOLS.**

10 “(a) ESTABLISHMENT.—Not later than 180 days
11 after the date of enactment of this section, the Adminis-
12 trator shall establish a competitive pilot grant program to
13 provide assistance to local educational agencies for the re-
14 placement of drinking water fountains manufactured prior
15 to 1988.

16 “(b) USE OF FUNDS.—Funds awarded under the
17 competitive pilot grant program—

18 “(1) shall be used to pay the costs of replace-
19 ment of drinking water fountains in schools; and

20 “(2) shall be awarded on a competitive basis, as
21 determined by the Administrator.

22 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
23 are authorized to be appropriated to carry out this section
24 not more than \$5,000,000 for each of fiscal years 2018
25 through 2022.”.

1 (b) DEFINITIONS.—Section 1461(5) of the Safe
2 Drinking Water Act (42 U.S.C. 300j–21(5)) is amended
3 by inserting “or drinking water fountain” after “water
4 cooler” each place it appears.

5 **SEC. 5. SCHOOL REMEDIAL ACTION PROGRAM.**

6 Section 1464(d)(7) of the Safe Drinking Water Act
7 (42 U.S.C. 300j–24(d)(7)) is amended—

8 (1) by striking “\$20,000,000” and inserting
9 “\$100,000,000”; and

10 (2) by striking “2017 through 2021” and in-
11 serting “2018 through 2022”.

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