DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, 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)]

Guillory HB No. 471

Proposed law provides no person shall use any pipe, pipe or plumbing fitting or fixture, solder, or flux that is not lead free in the installation or repair of any public water system or any plumbing in a facility providing water for human consumption, except when necessary for the repair of leaded joints of cast iron pipes.

Proposed law provides no person shall introduce into commerce any pipe, pipe or plumbing fitting, or fixture intended to convey or dispense water for human consumption through drinking or cooking that is not lead free, including kitchen faucets, bathroom faucets, and any other end-use devices intended to convey or dispense water for human consumption through drinking or cooking.

Proposed law provides for the following exclusions:

> Pipes, pipe fittings, plumbing fittings, or fixtures, including backflow preventers, that are used exclusively for nonpotable services such as manufacturing, industrial processing, irrigation, outdoor watering, or any other uses where the water is not anticipated to be used for human consumption.
>
> Toilets, bidets, urinals, fill valves, flushometer valves, tub fillers, shower valves, showers, safety shower flushes, service saddles, or water distribution main gate valves that are two inches in diameter or larger.
>
> Materials purchased or acquired by public water systems prior to July 1, 2013.

Proposed law provides that no person engaged in the business of selling plumbing supplies, except a manufactured, shall sell solder or flux that is not lead free.

Proposed law provides that no person shall introduce into commerce any solder or flux that is not lead free unless the solder or flux bears a prominent label stating that it is illegal to use the solder or flux in the installation or repair of any plumbing providing water for human consumption.

Proposed law defines "lead free".

Proposed law provides that all pipe, pipe or plumbing fittings or fixtures, solder, or flux shall be certified by an independent American National Standards Institute (ANSI) accredited third party as being in compliance with proposed law.

Proposed law requires the Dept. of Health and Hospitals to promulgate rules and regulations implementing the provisions of proposed law.

Present law provides for the enforcement of violations of provisions prohibiting use and sale of lead-based paint and the removal of lead-based paint in certain circumstances as health code violations by all local health officers, health unit supervisors concurrently with the state health officer. Such violations are treated as emergency matters.

Proposed law retains present law except adds violations of proposed law.

Proposed law provides that the enforcement of prohibitions on placing certain items into commerce shall be limited to instances of notification to the state health officer.

(Amends R.S. 40:1299.28; Adds R.S. 40:1299.27.1)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill.

1. Added toilets, bidets, urinals, fill valves, flushometer valves, tub fillers, shower valves, showers, safety shower flushes to the exclusions of proposed law.

2. Added materials purchased or acquired by public water systems prior to July 1, 2013 to the exclusions of proposed law.

2. Removed the definition of "lead free" for purposes other than human consumption.

3. Limited the enforcement of proposed law prohibiting placing certain items into commerce to instances of notification to the state health officer.