

Reprinted 2/87

FEB 5 1987

Place On Calendar

HOUSE FILE 169

BY COMMITTEE ON HUMAN RESOURCES

(Formerly House Study Bill 11)

Passed House, Date 2-16-87 (p 127) Passed Senate, Date 4-13-87 (p 126)

Vote: Ayes 86 Nays 8 Vote: Ayes 42 Nays 6

Approved April 24, 1987

A BILL FOR

1 An Act creating a lead abatement program within the Iowa  
2 department of public health.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 169

1 Section 1. NEW SECTION. 135.100 DEFINITIONS.

2 For the purposes of this division, unless the context  
3 otherwise requires:

4 1. "Department" means the Iowa department of public  
5 health.

6 2. "Local board" means the local board of health.

7 Sec. 2. NEW SECTION. 135.101 LEAD PROGRAM.

8 There is established a lead abatement program within the  
9 Iowa department of public health. The department shall  
10 implement and review programs necessary to eliminate  
11 potentially dangerous toxic lead levels in children in Iowa in  
12 a year for which funds are appropriated to the department for  
13 this purpose.

14 Sec. 3. NEW SECTION. 135.102 RULES.

15 The department shall adopt rules, pursuant to chapter 17A,  
16 regarding the:

17 1. Implementation of the grant program pursuant to section  
18 135.103.

19 2. Maintenance of laboratory facilities for the lead  
20 abatement program.

21 3. Maximum blood lead levels in children living in  
22 targeted rental dwelling units.

23 4. Standards and program requirements of the grant program  
24 pursuant to section 135.103.

25 5. Prioritization of proposed lead abatement programs,  
26 based on the geographic areas known with children identified  
27 with elevated blood lead level resulting from surveys  
28 completed by the department.

29 6. Requirements for city housing codes, pursuant to  
30 section 364.17, to be included for lead abatement purposes.

31 Sec. 4. NEW SECTION. 135.103 GRANT PROGRAM.

32 The department shall implement a lead abatement grant  
33 program which provides matching funds to local boards of  
34 health for the program after standards and requirements for  
35 the local program are developed. The state shall provide

1 funds to approved programs on the basis of three dollars for  
2 each one dollar designated by the local board of health for  
3 the program for the first two years of a program, and funds on  
4 the basis of one dollar for each one dollar designated by the  
5 local board of health for the program for the third and fourth  
6 years of the program if such funding is determined necessary  
7 by the department for such subsequent years. A lead abatement  
8 program grant shall not exceed a time period of four years.

9 Sec. 5. NEW SECTION. 135.104 REQUIREMENTS.

10 The program by a local board of health receiving matching  
11 funding for an approved lead abatement grant program shall  
12 include:

13 1. A public education program about lead poisoning and  
14 dangers of lead poisoning to children.

15 2. An effective outreach effort to ensure availability of  
16 services in the predicted geographic area.

17 3. A screening program for children, with emphasis on  
18 children less than five years of age.

19 4. Access to laboratory services for lead analysis.

20 5. A program of referral of identified children for  
21 assessment and treatment.

22 6. An environmental assessment of suspect dwelling units.

23 7. Abatement surveillance to ensure correction of the  
24 identified hazardous settings.

25 8. A plan of intent to continue the program on a  
26 maintenance basis after the grant is discontinued.

27 Sec. 6. NEW SECTION. 135.105 DEPARTMENT DUTIES.

28 The department shall:

29 1. Coordinate the lead abatement program with the  
30 department of natural resources, the university of Iowa poison  
31 control program, the mobile and regional child health  
32 speciality clinics, and any agency or program known for a  
33 direct interest in lead levels in the environment.

34 2. Survey geographic areas not included in the grant  
35 program pursuant to section 135.103 periodically to determine

1 prioritization of such areas for future grant programs.

2 Sec. 7. Section 364.17, Code 1987, is amended by adding  
3 the following new subsection:

4 NEW SUBSECTION. 8. Notwithstanding subsection 1, each  
5 city, regardless of population, shall adopt housing code  
6 provisions relating to lead abatement, in compliance with  
7 section 135.102, subsection 6.

8 EXPLANATION

9 This bill creates a lead abatement program within the Iowa  
10 department of public health when appropriations are made for  
11 the program. The department is required to adopt rules for  
12 the program in an effort to eliminate potentially dangerous  
13 toxic lead levels in children. A grant program is established  
14 to provide matching funds to local boards of health which  
15 develop a program for lead abatement in a certain geographic  
16 area. The first and second year of the program, the funds are  
17 distributed on a basis of three state dollars to one local  
18 dollar, and, if determined necessary by the department, the  
19 third and fourth year of the program, on a basis of one state  
20 dollar to one local dollar.

21 The department is required to coordinate the program with  
22 the department of natural resources, the poison control  
23 program at the university of Iowa, and the mobile and regional  
24 child health speciality clinics.

25 Each city, regardless of population, is required to adopt  
26 housing code provisions relating to lead abatement, in  
27 compliance with the rules adopted by the department of public  
28 health.

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HOUSE FILE 169

H-3060

- 1 Amend House File 169 to read as follows:
- 2 1. Page 3, by striking lines 4 and 5 and
- 3 inserting the following:
- 4 "NEW SUBSECTION. 8. A city required to adopt a
- 5 housing code under this section shall adopt housing
- 6 code".

H-3060 FILED FEBRUARY 9, 1987 BY METCALF of Polk  
*W/D 2/16/87 (p 276)*

HOUSE FILE 169

H-3063

- 1 Amend House File 169 to read as follows:
- 2 1. Page 1, line 22, by striking the word
- 3 "rental".
- 4 2. Page 3, line 7, by inserting after the figure
- 5 "6." the following: "However, a city which has an
- 6 inspection program in operation and effect shall be
- 7 exempt from this subsection."

H-3063 FILED FEBRUARY 10, 1987 BY VAN CAMP of Scott  
*W/D 2/16 (p 276)*

HOUSE FILE 169

H-3065

- 1 Amend House File 169 to read as follows:
- 2 1. Page 1, by striking lines 29 and 30.
- 3 2. Page 3, by striking lines 2 through 7.

H-3065 FILED FEBRUARY 11, 1987 BY METCALF of Polk  
*W/D 2/16 (p 276)*

HOUSE FILE 169

H-3070

- 1 Amend House File 169 as follows:
- 2 1. Page 1, by striking lines 29 and 30.
- 3 2. Page 1, line 34, by inserting after the word
- 4 "health" the words "or cities".
- 5 3. Page 2, line 2, by inserting after the word
- 6 "health" the words "or city".
- 7 4. Page 2, line 5, by inserting after the word
- 8 "health" the words "or city".
- 9 5. Page 2, line 10, by inserting after the word
- 10 "health" the words "or city".
- 11 6. Page 3, by striking lines 2 through 7.

BY NORRGARD of Des Moines  
METCALF of Polk  
HAMMOND of Story  
VAN CAMP of Scott

H-3070 FILED FEBRUARY 12, 1987  
*Delegated 2/16 (p 276)*

*See Human Resources 2/19/87 Do Pass 3/25 (p. 590)*

House File 169

HUMAN RESOURCES: Sturgeon, Chair: Bruner and Taylor

HOUSE FILE 169

BY COMMITTEE ON HUMAN RESOURCES

(As Amended and Passed by the House February 16, 1987)

Passed House, Date 2/16/87 (p. 377) Passed Senate, Date 4-13-87 (p. 1226)

Vote: Ayes 96 Nays 8 Vote: Ayes 46 Nays 2

Approved April 24, 1987 (p. 1636)

**A BILL FOR**

1 An Act creating a lead abatement program within the Iowa  
2 department of public health.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments \_\_\_\_\_

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Deleted Language \*

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1 Section 1. NEW SECTION. 135.100 DEFINITIONS.

2 For the purposes of this division, unless the context  
3 otherwise requires:

4 1. "Department" means the Iowa department of public  
5 health.

6 2. "Local board" means the local board of health.

7 Sec. 2. NEW SECTION. 135.101 LEAD PROGRAM.

8 There is established a lead abatement program within the  
9 Iowa department of public health. The department shall  
10 implement and review programs necessary to eliminate  
11 potentially dangerous toxic lead levels in children in Iowa in  
12 a year for which funds are appropriated to the department for  
13 this purpose.

14 Sec. 3. NEW SECTION. 135.102 RULES.

15 The department shall adopt rules, pursuant to chapter 17A,  
16 regarding the:

17 1. Implementation of the grant program pursuant to section  
18 135.103.

19 2. Maintenance of laboratory facilities for the lead  
20 abatement program.

21 3. Maximum blood lead levels in children living in  
22 targeted rental dwelling units.

23 4. Standards and program requirements of the grant program  
24 pursuant to section 135.103.

25 5. Prioritization of proposed lead abatement programs,  
26 based on the geographic areas known with children identified  
27 with elevated blood lead level resulting from surveys  
28 completed by the department.

\* 29 Sec. 4. NEW SECTION. 135.103 GRANT PROGRAM.

30 The department shall implement a lead abatement grant  
31 program which provides matching funds to local boards of  
32 health or cities for the program after standards and  
33 requirements for the local program are developed. The state  
34 shall provide funds to approved programs on the basis of three  
35 dollars for each one dollar designated by the local board of

1 health or city for the program for the first two years of a  
2 program, and funds on the basis of one dollar for each one  
3 dollar designated by the local board of health or city for the  
4 program for the third and fourth years of the program if such  
5 funding is determined necessary by the department for such  
6 subsequent years. A lead abatement program grant shall not  
7 exceed a time period of four years.

8 Sec. 5. NEW SECTION. 135.104 REQUIREMENTS.

9 The program by a local board of health or city receiving  
10 matching funding for an approved lead abatement grant program  
11 shall include:

12 1. A public education program about lead poisoning and  
13 dangers of lead poisoning to children.

14 2. An effective outreach effort to ensure availability of  
15 services in the predicted geographic area.

16 3. A screening program for children, with emphasis on  
17 children less than five years of age.

18 4. Access to laboratory services for lead analysis.

19 5. A program of referral of identified children for  
20 assessment and treatment.

21 6. An environmental assessment of suspect dwelling units.

22 7. Abatement surveillance to ensure correction of the  
23 identified hazardous settings.

24 8. A plan of intent to continue the program on a  
25 maintenance basis after the grant is discontinued.

26 Sec. 6. NEW SECTION. 135.105 DEPARTMENT DUTIES.

27 The department shall:

28 1. Coordinate the lead abatement program with the  
29 department of natural resources, the university of Iowa poison  
30 control program, the mobile and regional child health  
31 speciality clinics, and any agency or program known for a  
32 direct interest in lead levels in the environment.

33 2. Survey geographic areas not included in the grant  
34 program pursuant to section 135.103 periodically to determine

\* 35 prioritization of such areas for future grant programs.

HSB 11

HUMAN RESOURCES

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PREFILED DEPARTMENT OF PUBLIC  
HEALTH BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act creating a lead abatement program within the Iowa  
2 department of public health and making an appropriation.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SUB COMMITTEE ASSIGNMENTS

OFFICE: Hammond  
COMMITTEE: Human Resources

1-21-87

TLSB 1100DF 72

sl/sc/14

1 Section 1. NEW SECTION. 135.100 DEFINITIONS.

2 For the purposes of this division, unless the context  
3 otherwise requires:

4 1. "Department" means the Iowa department of public  
5 health.

6 2. "Local board" means the local board of health.

7 Sec. 2. NEW SECTION. 135.101 LEAD PROGRAM.

8 There is established a lead abatement program within the  
9 Iowa department of public health. The department shall  
10 implement and review programs necessary to eliminate  
11 potentially dangerous toxic lead levels in children in Iowa in  
12 a year for which funds are appropriated to the department for  
13 this purpose.

14 Sec. 3. NEW SECTION. 135.102 RULES.

15 The department shall adopt rules, pursuant to chapter 17A,  
16 regarding the:

17 1. Implementation of the grant program pursuant to section  
18 135.103.

19 2. Maintenance of laboratory facilities for the lead  
20 abatement program.

21 3. Maximum blood lead levels in children living in  
22 targeted rental dwelling units.

23 4. Standards and program requirements of the grant program  
24 pursuant to section 135.103.

25 5. Prioritization of proposed lead abatement programs,  
26 based on the geographic areas known with children identified  
27 with elevated blood lead level resulting from surveys  
28 completed by the department.

29 6. Requirements for city housing codes, pursuant to  
30 section 364.17, to be included for lead abatement purposes.

31 Sec. 4. NEW SECTION. 135.103 GRANT PROGRAM.

32 The department shall implement a lead abatement grant  
33 program which provides matching funds to local boards of  
34 health for the program after standards and requirements for  
35 the local program are developed. The state shall provide

1 funds to approved programs on the basis of three dollars for  
2 each one dollar designated by the local board of health for  
3 the program for the first two years of a program, and funds on  
4 the basis of one dollar for each one dollar designated by the  
5 local board of health for the program for the third and fourth  
6 years of the program if such funding is determined necessary  
7 by the department for such subsequent years. A lead abatement  
8 program grant shall not exceed a time period of four years.

9 Sec. 5. NEW SECTION. 135.104 REQUIREMENTS.

10 The program by a local board of health receiving matching  
11 funding for an approved lead abatement grant program shall  
12 include:

- 13 1. A public education program about lead poisoning and  
14 dangers of lead poisoning to children.
- 15 2. An effective outreach effort to ensure availability of  
16 services in the predicted geographic area.
- 17 3. A screening program for children, with emphasis on  
18 children less than five years of age.
- 19 4. Access to laboratory services for lead analysis.
- 20 5. A program of referral of identified children for  
21 assessment and treatment.
- 22 6. An environmental assessment of suspect dwelling units.
- 23 7. Abatement surveillance to ensure correction of the  
24 identified hazardous settings.
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26 maintenance basis after the grant is discontinued.

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28 The department shall:

- 29 1. Coordinate the lead abatement program with the  
30 department of natural resources, the university of Iowa poison  
31 control program, the mobile and regional child health  
32 speciality clinics, and any agency or program known for a  
33 direct interest in lead levels in the environment.
- 34 2. Survey geographic areas not included in the grant  
35 program pursuant to section 135.103 periodically to determine

1 prioritization of such areas for future grant programs.

2 Sec. 7. Section 364.17, Code 1987, is amended by adding  
3 the following new subsection:

4 NEW SUBSECTION. 8. Notwithstanding subsection 1, each  
5 city, regardless of population, shall adopt housing code  
6 provisions relating to lead abatement, in compliance with  
7 section 135.102, subsection 6.

8 Sec. 8. There is appropriated from the general fund of the  
9 state to the Iowa department of public health for the fiscal  
10 year beginning July 1, 1987 and ending June 30, 1988 the sum  
11 of two hundred fifty thousand (250,000) or so much thereof as  
12 is necessary, to be used for the lead abatement program  
13 pursuant to section 135.101.

14 EXPLANATION

15 This bill creates a lead abatement program within the Iowa  
16 department of public health. The department is required to  
17 adopt rules for the program in an effort to eliminate  
18 potentially dangerous toxic lead levels in children. A grant  
19 program is established to provide matching funds to local  
20 boards of health which develop a program for lead abatement in  
21 a certain geographic area. The first and second year of the  
22 program, the funds are distributed on a basis of three state  
23 dollars to one local dollar, and, if determined necessary by  
24 the department, the third and fourth year of the program, on a  
25 basis of one state dollar to one local dollar.

26 The department is required to coordinate the program with  
27 the department of natural resources, the poison control  
28 program at the university of Iowa, and the mobile and regional  
29 child health speciality clinics.

30 Each city, regardless of population, is required to adopt  
31 housing code provisions relating to lead abatement, in  
32 compliance with the rules adopted by the department of public  
33 health.

34 Two hundred fifty thousand dollars is appropriated to the  
35 department for the 1987-88 fiscal year for the lead abatement  
36 program.

HOUSE FILE 169

AN ACT

CREATING A LEAD ABATEMENT PROGRAM WITHIN THE IOWA DEPARTMENT  
OF PUBLIC HEALTH.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 135.100 DEFINITIONS.

For the purposes of this division, unless the context otherwise requires:

1. "Department" means the Iowa department of public health.
2. "Local board" means the local board of health.

Sec. 2. NEW SECTION. 135.101 LEAD PROGRAM.

There is established a lead abatement program within the Iowa department of public health. The department shall implement and review programs necessary to eliminate potentially dangerous toxic lead levels in children in Iowa in a year for which funds are appropriated to the department for this purpose.

Sec. 3. NEW SECTION. 135.102 RULES.

The department shall adopt rules, pursuant to chapter 17A, regarding the:

1. Implementation of the grant program pursuant to section 135.103.
2. Maintenance of laboratory facilities for the lead abatement program.
3. Maximum blood lead levels in children living in targeted rental dwelling units.
4. Standards and program requirements of the grant program pursuant to section 135.103.
5. Prioritization of proposed lead abatement programs, based on the geographic areas known with children identified with elevated blood lead level resulting from surveys

completed by the department.

Sec. 4. NEW SECTION. 135.103 GRANT PROGRAM.

The department shall implement a lead abatement grant program which provides matching funds to local boards of health or cities for the program after standards and requirements for the local program are developed. The state shall provide funds to approved programs on the basis of three dollars for each one dollar designated by the local board of health or city for the program for the first two years of a program, and funds on the basis of one dollar for each one dollar designated by the local board of health or city for the program for the third and fourth years of the program if such funding is determined necessary by the department for such subsequent years. A lead abatement program grant shall not exceed a time period of four years.

Sec. 5. NEW SECTION. 135.104 REQUIREMENTS.

The program by a local board of health or city receiving matching funding for an approved lead abatement grant program shall include:

1. A public education program about lead poisoning and dangers of lead poisoning to children.
2. An effective outreach effort to ensure availability of services in the predicted geographic area.
3. A screening program for children, with emphasis on children less than five years of age.
4. Access to laboratory services for lead analysis.
5. A program of referral of identified children for assessment and treatment.
6. An environmental assessment of suspect dwelling units.
7. Abatement surveillance to ensure correction of the identified hazardous settings.
8. A plan of intent to continue the program on a maintenance basis after the grant is discontinued.

Sec. 6. NEW SECTION. 135.105 DEPARTMENT DUTIES.

The department shall:

1. Coordinate the lead abatement program with the department of natural resources, the University of Iowa poison control program, the mobile and regional child health speciality clinics, and any agency or program known for a direct interest in lead levels in the environment.
2. Survey geographic areas not included in the grant program pursuant to section 135.103 periodically to determine prioritization of such areas for future grant programs.

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DONALD D. AVENSON  
Speaker of the House

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JO ANN ZIMMERMAN  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 169, Seventy-second General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved April 24, 1987

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TERRY E. BRANSTAD  
Governor