

110TH CONGRESS
2^D SESSION

H. R. 6309

IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2008

Received; read twice and referred to the Committee on Banking, Housing, and
Urban Affairs

AN ACT

To amend the Residential Lead-Based Paint Hazard Reduction Act of 1992 to define environmental intervention blood lead level, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Lead-Safe Housing
3 for Kids Act of 2008”.

4 **SEC. 2. AMENDMENTS TO RESIDENTIAL LEAD-BASED PAINT**
5 **HAZARD REDUCTION ACT OF 1992.**

6 (a) AMENDMENTS.—Section 1017 of the Residential
7 Lead-Based Paint Hazard Reduction Act of 1992 (42
8 U.S.C. 4852c) is amended—

9 (1) by striking “Not later than” and inserting
10 “(a) IN GENERAL.—Not later than”; and

11 (2) by adding at the end the following new sub-
12 section:

13 “(b) ENVIRONMENTAL INTERVENTION BLOOD LEAD
14 LEVEL.—

15 “(1) IN GENERAL.—For purposes of this title
16 and any regulations issued under this title, an envi-
17 ronmental intervention blood lead level shall be de-
18 fined as the lower of—

19 “(A) 10 ug/dL (micrograms of lead per
20 deciliter); or

21 “(B) the elevated blood lead level of con-
22 cern for a child under six years of age that has
23 been recommended by the Centers for Disease
24 Control and Prevention.

25 “(2) RELATION TO OTHER AUTHORITIES.—This
26 Act may not be construed as affecting the authority

1 of the Environmental Protection Agency under sec-
2 tion 403 of the Toxic Substances Control Act.”.

3 (b) REGULATIONS.—Not later than the expiration of
4 the 90-day period beginning on the date of the enactment
5 of this Act, the Secretary of Housing and Urban Develop-
6 ment shall amend the regulations of such Department to
7 comply with the amendments made by subsection (a).

8 **SEC. 3. REPORT TO CONGRESS ON PREVIOUS LEAD HAZ-**
9 **ARD INSPECTION PROGRAMS.**

10 Not later than the expiration of the 90-day period
11 beginning on the date of the enactment of this Act, the
12 Secretary of Housing and Urban Development shall sub-
13 mit a report to the Congress on the status of the program
14 of the Department of Housing and Urban Development
15 known as the Big Buy program and any other voluntary
16 programs the Secretary has implemented, or has planned
17 to implement, through which the Secretary has conducted,
18 or planned to conduct, lead evaluations of housing covered
19 by section 35.715 of the Secretary’s regulations (24
20 C.F.R. 35.715; Lead Safe Housing Rule for pre-1978 as-
21 sisted housing). Such report shall include the following in-
22 formation:

23 (1) A description of the purpose of such pro-
24 grams implemented or planned to be implemented.

1 (2) A statement of the amounts allocated for
2 each of such programs.

3 (3) Identification of the sources of the funding
4 for each of such programs.

5 (4) A statement of the amount expended to
6 each of such programs, as of the date of the submis-
7 sion of the report.

8 (5) A statement of the number of properties
9 and the number of dwelling units intended to be cov-
10 ered by each of such programs.

11 (6) A statement of the number of properties
12 and the number of dwelling units actually assisted
13 by each of such programs.

14 (7) A description of the status of each of such
15 programs, as of the date of the submission of the re-
16 port.

17 (8) An explanation as to why each of such pro-
18 grams have not been completed.

19 (9) A description of any enforcement actions
20 taken against owners of such housing who were to
21 have been held harmless with respect to any non-
22 compliance with section 1018 of the Residential
23 Lead-Based Paint Hazard Reduction Act of 1992
24 (42 U.S.C. 4852d), or with any rules implementing

1 such section, during implementation of such pro-
2 grams.

3 (10) A timeline for completion of the remaining
4 properties and units covered by each of such pro-
5 grams.

6 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

7 (a) IN GENERAL.—There is authorized to be appro-
8 priated to carry out this Act and the amendments made
9 by this Act such sums as may be appropriated for fiscal
10 year 2009.

11 (b) COSTS OF COMPLIANCE.—This Act and the
12 amendments made by this Act shall not create any obliga-
13 tion or requirement on the part of any owner of housing,
14 public housing agency, or other party (other than the Sec-
15 retary of Housing and Urban Development) to comply
16 with any new obligations established by or pursuant to this
17 Act or such amendments, except to the extent that the
18 Secretary of Housing and Urban Development makes
19 amounts available to such owner, agency, or party for the
20 costs of such compliance.

Passed the House of Representatives July 31, 2008.

Attest: LORRAINE C. MILLER,
Clerk.