



# 125th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2011

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Legislative Document

No. 300

S.P. 89

In Senate, February 3, 2011

### An Act To Increase the Availability of Lead Testing for Children

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Reference to the Committee on Health and Human Services suggested and ordered printed.

*Joseph G. Carleton Jr.*

JOSEPH G. CARLETON, JR.  
Secretary of the Senate

Presented by Senator CRAVEN of Androscoggin.  
Cosponsored by Representative ROTUNDO of Lewiston and  
Senator: McCORMICK of Kennebec, Representatives: EVES of North Berwick, FOSSEL of  
Alna, MALABY of Hancock, PETERSON of Rumford, SANBORN of Gorham, STRANG  
BURGESS of Cumberland, STUCKEY of Portland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §1315, sub-§4-A**, as enacted by PL 1991, c. 810, §7, is  
3 repealed.

4 **Sec. 2. 22 MRSA §1319-A, first ¶**, as amended by PL 2001, c. 683, §4 and  
5 affected by §10, is further amended to read:

6 A blood sample taken from a child by a health care provider or laboratory to test for  
7 blood lead level must be sent to the ~~State~~ Health and Environmental Testing Laboratory  
8 for analysis, except that a blood sample may be analyzed at a health care provider or  
9 health care facility or clinic that dispenses benefits of the Women, Infants and Children  
10 Special Supplemental Food Program of the federal Child Nutrition Act of 1966 that has  
11 been approved by the department to perform in-office blood lead analyses for purposes of  
12 improving blood lead screening and that has demonstrated the ability to electronically  
13 submit all blood lead testing results and associated information to the department. The  
14 department shall adopt rules regarding lead-related testing conducted by the ~~State~~ Health  
15 and Environmental Testing Laboratory and rules regarding blood lead testing by health  
16 care providers, health care facilities and clinics that dispense benefits of the Women,  
17 Infants and Children Special Supplemental Food Program of the federal Child Nutrition  
18 Act of 1966. Whenever possible, the laboratory shall bill 3rd-party payors for services  
19 provided under this chapter and shall deposit all fees received into the ~~State~~ Health and  
20 Environmental Testing Laboratory dedicated account. The ~~laboratory~~ Health and  
21 Environmental Testing Laboratory shall use the funds to:

22 **SUMMARY**

23 This bill allows a health care provider or health care facility or clinic that dispenses  
24 benefits of the Women, Infants and Children Special Supplemental Food Program of the  
25 federal Child Nutrition Act of 1966 approved by the Department of Health and Human  
26 Services to perform in-office blood lead analyses under the Lead Poisoning Control Act.