

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 1855

By: Crain

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5  
6 AS INTRODUCED

7 An Act relating to public health and safety; amending  
8 63 O.S. 2001, Section 1-114.1, which relates to the  
9 Childhood Lead Poisoning Prevention Advisory Council;  
10 directing the State Board of Health to promulgate  
11 certain rules; modifying membership of certain  
12 advisory council; and providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 63 O.S. 2001, Section 1-114.1, is  
15 amended to read as follows:

16 Section 1-114.1 A. There is hereby established the  
17 Comprehensive Childhood Lead Poisoning Prevention Program to be  
18 administered by the State Department of Health.

19 B. The State Board of Health shall promulgate rules for:

20 1. Lead toxicity screening of children ages six (6) months to  
21 seventy-two (72) months;

22 2. The performance of verbal risk assessments on children ages  
23 six (6) months to seventy-two (72) months;

1           3. The performance of blood lead tests when screening eligible  
2 children for lead poisoning, provided that screening and testing for  
3 Medicaid-eligible children shall be conducted in accordance with  
4 existing federal law;

5           4. Setting standards for any developmental assessments for a  
6 child identified as being lead poisoned;

7           5. Identifying as statewide screening requirements the minimum  
8 laboratory tests or analysis for childhood lead poisoning to be  
9 performed by medical providers for particular age or population  
10 groups;

11           6. The determination of risk for each child tested;

12           7. Detailing the diagnosis, treatment and follow-up services  
13 needed pursuant to the provisions of this act;

14           8. Providing for health education and counseling related to  
15 childhood lead poisoning to parents and children; ~~and~~

16           9. Assessments and lead hazard control as part of the treatment  
17 and follow-up for a child identified as being lead poisoned;

18           10. Establish procedures for notification to current and future  
19 tenants of lead hazards in dwelling units where a child with an  
20 elevated blood lead level has been identified;

21           11. Establish lead safe standards in dwelling units; and

22           12. Establish a regulatory structure and enforcement process  
23 that assures electronic reporting of all blood lead levels.

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1 C. To assist the State Board of Health in establishing  
2 criteria, standards and rules necessary to effectuate the provisions  
3 of this section, there is hereby created the Childhood Lead  
4 Poisoning Prevention Advisory Council. The Council shall consist of  
5 ~~fifteen (15)~~ seven (7) members to be appointed as follows:

6 ~~1. Eleven members shall be appointed by the State Commissioner~~  
7 ~~of Health as follows: a representative of a local housing~~  
8 ~~authority, a representative of a housing industry organization, a~~  
9 ~~local housing code official, a representative of a local housing~~  
10 ~~project, an environmental professional, a public health nurse, a~~  
11 ~~representative of the Oklahoma Chapter of the American Academy of~~  
12 ~~Pediatrics, a representative of the State Medicaid Program, a~~  
13 ~~clinical laboratory director, and two parents; and~~

14 ~~2. The following four ex officio members or their designees:~~  
15 ~~the State Commissioner of Health, the Executive Director of the~~  
16 ~~Department of Environmental Quality, the Director of the Oklahoma~~  
17 ~~Commission on Children and Youth, and the Director of the Oklahoma~~  
18 ~~Housing Finance Authority.~~

19 ~~The terms of office of the appointed members shall be three (3)~~  
20 ~~years by the State Commissioner of Health.~~

21 D. Members shall serve at the pleasure of the appointing  
22 authority. The Council shall recommend to the Board rules for the  
23 Comprehensive Childhood Lead Poisoning Prevention Program. The  
24 Council is authorized to utilize the conference rooms of the State

1 Department of Health and to obtain administrative assistance from  
2 the Department.

3 SECTION 2. This act shall become effective November 1, 2010.  
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