

1 STATE OF OKLAHOMA

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

3 SENATE BILL 2010

By: Gumm

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6 AS INTRODUCED

7 An Act relating to lead exposure; making certain
8 failure to report a misdemeanor; directing county
9 departments of health to perform certain audits;
10 specifying certain information to be included in
11 audit; requiring certain report; providing for
12 noncompliance; directing the State Department of
13 Health to make certain designation; directing the
14 Department to develop and implement certain campaign;
15 directing the State Board of Education to establish
16 certain committee; specifying content of certain unit
17 and campaign; providing for codification; and
18 providing an effective date.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 1231.1 of Title 21, unless there
22 is created a duplication in numbering, reads as follows:

23 An officer or employee of a corporation engaged in the
24 remediation of heavy metals who knowingly or recklessly fails to
report sham transactions or behavior intended to conceal information
related to heavy metal pollution shall be guilty of a misdemeanor
punishable by a fine equal to Ten Thousand Dollars (\$10,000.00),

1 imprisonment in the county jail for ninety (90) days, or both such
2 fine and imprisonment.

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 1231.2 of Title 21, unless there
5 is created a duplication in numbering, reads as follows:

6 A public official elected or employed by a municipality of the
7 state undergoing the remediation of heavy metals who knowingly or
8 recklessly fails to report sham transactions or behavior intended to
9 conceal information related to heavy metal pollution shall be guilty
10 of a misdemeanor punishable by a fine equal to Ten Thousand Dollars
11 (\$10,000.00), imprisonment in the county jail for ninety (90) days,
12 or both such fine and imprisonment.

13 SECTION 3. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 1-114.1a of Title 63, unless
15 there is created a duplication in numbering, reads as follows:

16 A. Each county department of health shall perform an annual
17 audit of lead toxicity screens of children ages six (6) months to
18 seventy two (72) months as provided for in Section 1-114.1 of Title
19 63 of the Oklahoma Statutes. Each audit shall include information
20 on the number of screened and unscreened children in the specified
21 age group.

22 B. Each county department of health shall report the results of
23 the audit to the Legislature within thirty (30) days of completion.
24 An administrator of a county department of health who knowingly or

1 | recklessly fails to report the results of the audit within the
2 | specified amount of time shall be subject to disciplinary action,
3 | including but not limited to, suspension or dismissal.

4 | SECTION 4. NEW LAW A new section of law to be codified
5 | in the Oklahoma Statutes as Section 1-114.1b of Title 63, unless
6 | there is created a duplication in numbering, reads as follows:

7 | The State Department of Health shall annually designate one week
8 | of the year as "Heavy Metals Safety Week". As part of Heavy Metals
9 | Safety Week, the Department shall develop and implement a heavy
10 | metals safety campaign.

11 | SECTION 5. NEW LAW A new section of law to be codified
12 | in the Oklahoma Statutes as Section 1210.185 of Title 70, unless
13 | there is created a duplication in numbering, reads as follows:

14 | The State Board of Education shall establish a committee to
15 | oversee the development and implementation of an elementary
16 | education learning unit and a related public advertising campaign
17 | devoted to the effects of exposure to heavy metals. The learning
18 | unit and public advertising campaign shall focus on the dangers
19 | facing children and others exposed to heavy metals, the possible
20 | sources of lead exposure, and ways lead exposure may be prevented.

21 | SECTION 6. This act shall become effective November 1, 2010.

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