

Requirements – Lead Testing in Drinking Water at Child Care Facilities

| State or City | Facilities Covered | Sampling Locations and Protocol | Frequency | Standard | Remediation | Parent Notification |
|-------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|
| Connecticut (1993) Statutes and Rules | Licensed child care centers (12 children outside their own homes on a regular basis) and group child care homes (7 to 12 children on a regular basis or is a family child care home that does not operate in a private family home). | At least one drinking water fountain and one faucet designated for food preparation. | With licensing application and every two years thereafter. | Greater than 15ppb. | Provide bottled water until remediation is completed. | None. |
| Illinois (2017) Statute Emergency rule ¹ | Licensed facilities constructed before 2000 serving children under 6 years of age. | Kitchen and bathroom faucets, water foundations, handwashing sinks in infant/ toddler rooms. Submit samples to IEPA approved laboratory. | For existing licensed facilities and prior to initial licensing application. If lead detected, retesting required six months followed by every year thereafter until 2 consecutive post-mitigation tests indicate no lead. | 2 ppb. | Mitigation and implementation plan required. | Testing information, results, and mitigation efforts provided in enrollment materials. Results posted in building. |
| New Hampshire (February 2018) Statute | Licensed child care facilities. | All locations available for consumption by children. | By July 2019 for existing facilities that haven't tested within 2 years and every 5 years thereafter. Testing not required after 3 consecutive rounds of sampling below the standard. | Above applicable standard established by the EPA. If standard is changed, compare most recent results with the new standard. | Provide water that meets the standard as an interim measure. Implement a remediation plan as approved by NH DHHS. | Notify parents and guardians within 5 business days if samples are above standard. |

¹ Illinois is currently operating under an Emergency rule that went into effect on May 9, 2018. It is effective for a maximum of 150 days. A final rule is anticipated in fall 2018.

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| New Jersey (March 2017) Requirements | Licensed child care centers that are maintained for the care, development, or supervision of six or more children under 13 years of age for less than 24 hours a day. | All faucets used for drinking water or food preparation and 50% of other indoor faucets used by center. Test must be run by NJDEP certified lab. | Initial or renewal application, relocation of center, as requested by state. | Elevated level defined by NJDEP to pose risk of harm to children (currently above 15 ppb). | Provide bottled water for drinking and food preparation and label taps with warning. Take remedial action. | Results posted in building. Notify parents and NJDCF if elevated level found. |
| Oregon (effective 9/30/18) | Licensed and regulated child care facilities. | Follow EPA's 3Ts guidelines for sampling. Test must be run by ORELAP accredited laboratory. | By 9/30/18 for existing centers, prior to licensure, and every 6 years thereafter. | Equal to or greater than 15 ppb. | Provide bottled water or use taps with samples <15ppb, submit mitigation plan to OROCC, and take corrective action identified in approved plan within 30 days of approval. | Results posted in building. Notify all parents and guardians of results. |
| Rhode Island (1998) Regulations Statutes | Licensed child care program. | All taps used for food preparation, cooking and/ or drinking. | Prior to licensing and for license renewal if significant modifications made to plumbing system. | Equal to or greater than 15ppb in a flushed sample (at least one minute). | Provide bottled water, label taps with warning, and replace lead containing plumbing materials or use certified filter, or submit specific remediation plan for approval. | None. |

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| Washington (May 2017) Quality Standards | Licensed early learning providers. | Fixtures used to obtain water for preparing food or infant formula, drinking or cooking. Tests must be analyzed at state accredited water lab. | Prior to licensing and every 6 years thereafter. | Levels above EPA Lead Action Level (currently 15 ppb). ² | Close the program or supply bottled water and consult with WADOH, notify state licensing agency. | Notify parents if above action level and again when levels are below action level. |
| New York City, NY (Sept. 2016) Health Code | Permitted child care service (any program providing child care for 5 or more hours/week, for more than 30 days in a 12-month period, to 3 or more children under 6 years of age). | Faucets and fountains. | Within 60 days of opening and every 5 years thereafter. | Equal to or greater than 15 ppb. | Provide bottled water until remedial actions in corrective action plan completed. | Results posted by city at Child Care Connect. |

Definitions

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| EPA | Environmental Protection Agency | ORELAP | Oregon Environmental Lab Accreditation Program |
| IEPA | Illinois Environmental Protection Agency | PPB | Parts Per Billion |
| NHDHHS | New Hampshire Department of Health and Human Services | WADOH | Washington Department of Health |
| NJDEP | New Jersey Department of Environmental Protection | | |
| NJDCF | New Jersey Department of Children and Families | | |
| OROCC | Oregon Office of Child Care | | |

² [In practice](#), Washington State uses a standard of 20 ppb.