

116TH CONGRESS 1ST SESSION H.R. 2254

To amend titles 10 and 37, United States Code, to ensure that children covered by the TRICARE program are screened and tested for lead levels, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 10, 2019

Mr. KILDEE (for himself and Ms. Speier) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend titles 10 and 37, United States Code, to ensure that children covered by the TRICARE program are screened and tested for lead levels, 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,
- 3 SECTION 1. LEAD LEVEL SCREENINGS AND TESTINGS FOR
- 4 CHILDREN.
- 5 (a) TRICARE.—
- 6 (1) Well-baby care.—Section 1077 of title
- 7 10, United States Code, is amended by adding at
- 8 the end the following new subsection:

1	"(i)(1) Beginning January 1, 2019, in furnishing
2	well-baby care under subsection (a)(8), the Secretary shall
3	ensure that such care includes the following:
4	"(A) With respect to a child who lives in hous-
5	ing built before 1978 at any time during the first 24
6	months of the life of the child—
7	"(i) the first testing of the child for the
8	level of lead in the blood of the child at approxi-
9	mately the age of 12 months; and
10	"(ii) the second such test at approximately
11	the age of 24 months.
12	"(B) With respect to a child not covered by
13	subparagraph (A) whose parent or guardian, at any
14	time during the first 24 months of the life of the
15	child, has a military occupational specialty that the
16	Secretary determines poses an elevated risk of lead
17	exposure—
18	"(i) the first testing of the child for the
19	level of lead in the blood of the child at approxi-
20	mately the age of 12 months; and
21	"(ii) the second such test at approximately
22	the age of 24 months.
23	"(C) With respect to a child not covered by
24	subparagraph (A) or (B)—

1	"(i) the first screening of the child for an
2	elevated risk of lead exposure at approximately
3	the age of 12 months; and
4	"(ii) the second such screening at approxi-
5	mately the age of 24 months.
6	"(D) With respect to a child covered by sub-
7	paragraph (C) whose screening indicates an elevated
8	risk of lead exposure, testing of the child for the
9	level of lead in the blood of the child.
10	"(2) The Secretary shall ensure that any care pro-
11	vided to a child pursuant to this chapter for lead poisoning
12	shall be carried out in accordance with applicable advice
13	from the Centers for Disease Control and Prevention.
14	"(3)(A) With respect to a child who receives a test
15	under paragraph (1), the Secretary shall provide the re-
16	sults of the test to the parent or guardian of the child.
17	"(B) With respect to a child who receives a test under
18	paragraph (1), the Secretary shall provide the results of
19	the test and the address at which the child resides to—
20	"(i) the relevant health department of the State
21	in which the child resides if the child resides in the
22	United States; or
23	"(ii) the Centers for Disease Control and Pre-
24	vention if the child resides outside the United
25	States

- 1 "(C) In providing information regarding a child to 2 a State or the Centers for Disease Control and Prevention 3 under subparagraph (B), the Secretary may not provide 4 any identifying information or health information of the child that is not specifically authorized in such subpara-6 graph. 7 "(D) In this paragraph, the term 'State' means each 8 of the several States, the District of Columbia, the Commonwealth of Puerto Rico, and any territory or possession of the United States.". 10 11 (2)AMENDMENT.—Subsection Conforming 12 (a)(8) of such section is amended by striking "in-13 cluding well-baby care that includes one screening of 14 an infant for the level of lead in the blood of the in-15 fant" and inserting "including, in accordance with 16 subsection (i), well-baby care that includes screen-17 ings and testings for lead exposure and lead poi-18 soning". 19 (3) Study.—Not later than January 1, 2020, 20
 - (3) STUDY.—Not later than January 1, 2020, the Secretary of Defense shall submit to the congressional defense committees (as defined by section 101(a)(16) of title 10, United States Code) a report detailing the following:
- 24 (A) The number of children who were test-25 ed for the level of lead in the blood of the child

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1	pursuant to subparagraph (A) of subsection
2	(i)(1) of section 1077 of title 10, United States
3	Code, as added by subsection (a), and of such
4	number, the number who were found to have
5	elevated blood lead levels.
6	(B) The number of children who were test-
7	ed for the level of lead in the blood of the child
8	pursuant to subparagraph (B) of such sub-
9	section (i)(1), and of such number, the number
10	who were found to have lead poisoning.
11	(C) The number of children who were
12	screened for an elevated risk of lead exposure
13	pursuant to subparagraph (C) of such sub-
14	section (i)(1).
15	(D) The number of children who were test-
16	ed the level of lead in the blood of the child
17	pursuant to subparagraph (D) of such sub-
18	section, and of such number, the number who
19	were found to have elevated blood lead levels.
20	(E) The treatment provided to children
21	pursuant to chapter 55 of title 10, United
22	States Code, for lead poisoning.
23	(4) GAO REPORT.—Not later than January 1,
24	2021, the Comptroller General of the United States

shall submit to the congressional defense committees

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- a report on the effectiveness of screening, testing,
- and treating children for lead exposure and lead poi-
- 3 soning pursuant to chapter 55 of title 10, United
- 4 States Code.
- 5 (b) Notification of Housing.—Section 403 of
- 6 title 37, United States Code, is amended by adding at the
- 7 end the following new subsection:
- 8 "(p) RECORDS REGARDING HOUSING AND LEAD-
- 9 Based Paint.—(1) The Secretary concerned shall keep
- 10 a record of whether the following housing was built before,
- 11 during, or after 1978:
- "(A) Quarters of the United States under the
- jurisdiction of that Secretary concerned.
- 14 "(B) A housing facility under the jurisdiction of
- that Secretary concerned.
- 16 "(C) Other housing in which a member of the
- 17 uniformed service of that Secretary concerned re-
- sides.
- 19 "(2) As a condition of receipt of a basic allowance
- 20 for housing under this section, a member of the uniformed
- 21 services shall notify the Secretary concerned whether the
- 22 housing in which that member resides was built before,
- 23 during, or after 1978.".