
40 C.F.R. § 141.92

Monitoring for lead in schools and child care facilities.

All community water systems must conduct directed public education and lead monitoring at the schools and child care facilities they serve if those schools or child care facilities were constructed prior to January 1, 2014 or the date the State adopted standards that meet the definition of lead free in accordance with Section 1417 of the Safe Drinking Water Act, as amended by the Reduction of Lead in Drinking Water Act, whichever is earlier. Water systems must conduct lead sampling at elementary schools and child care facilities they serve once and on request of the facility thereafter. Water systems shall also conduct lead sampling at secondary schools they serve on request. The provisions of this section do not apply to a school or child care facility that is regulated as a public water system. The provisions in paragraph (a) of this section apply until a water system samples all the elementary schools and child care facilities they serve once as specified in paragraph (c) of this section. Thereafter, water systems shall follow the provisions as specified in paragraph (g) of this section.

(a) *Public education to schools and child care facilities.* (1) By the compliance date specified in § 141.80(a)(3), each water system must compile a list of schools and child care facilities served by the system.

(2) Each water system must contact elementary schools and child care facilities identified by the system in paragraph (a)(1) of this section to provide:

(i) Information about health risks from lead in drinking water on at least an annual basis consistent with the requirements of § 141.85(a);

(ii) Notification that the water system is required to sample for lead at elementary schools and child care facilities, including:

(A) A proposed schedule for sampling at the facility;

(B) Information about sampling for lead in schools and child care facilities (EPA's 3Ts for Reducing Lead in Drinking Water Toolkit, EPA-815-B-18-007 or subsequent EPA guidance); and

(C) Instructions for identifying outlets for sampling and preparing for a sampling event 30 days prior to the event.

(3) The water system must include documentation in accordance with § 141.90(i) if an elementary school or child care facility is non-responsive or otherwise declines to participate in the monitoring or education requirements of this section. For the purposes of this section, a school or child care facility is non-responsive after the water system makes at least two separate good faith attempts to contact the facility to schedule sampling with no response.

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