

- (B) \$35,000,000 for fiscal year 2023;
- (C) \$40,000,000 for fiscal year 2024;
- (D) \$45,000,000 for fiscal year 2025; and
- (E) \$50,000,000 for fiscal year 2026.

(July 1, 1944, ch. 373, title XIV, §1464, as added Pub. L. 100-572, §2(a), Oct. 31, 1988, 102 Stat. 2886; amended Pub. L. 104-182, title V, §501(f)(10), Aug. 6, 1996, 110 Stat. 1692; Pub. L. 114-322, title II, §2107(a), Dec. 16, 2016, 130 Stat. 1727; Pub. L. 115-270, title II, §2006(a), Oct. 23, 2018, 132 Stat. 3843; Pub. L. 117-58, div. E, title I, §50110, Nov. 15, 2021, 135 Stat. 1150.)

Editorial Notes

AMENDMENTS

2021—Subsec. (b). Pub. L. 117-58, §50110(1), inserted “public water systems and” after “protocol to assist” and “public water systems,” after “schools.”

Subsec. (d). Pub. L. 117-58, §50110(2)(A), inserted “and reduction” after “lead testing” in heading.

Subsec. (d)(2)(A). Pub. L. 117-58, §50110(2)(B)(i), substituted “the Administrator shall establish a voluntary school and child care program lead testing, compliance monitoring, and lead reduction grant program to make grants available to—” and cls. (i) and (ii) for “the Administrator shall establish a voluntary school and child care program lead testing grant program to make grants available to States to assist local educational agencies in voluntary testing for lead contamination in drinking water at schools and child care programs under the jurisdiction of the local educational agencies.”

Subsec. (d)(2)(B). Pub. L. 117-58, §50110(2)(B)(ii)(I), inserted “or compliance monitoring for or remediation of lead contamination” after “voluntary testing” in introductory provisions.

Subsec. (d)(2)(B)(iii), (iv). Pub. L. 117-58, §50110(2)(B)(ii)(II)–(IV), added cls. (iii) and (iv).

Subsec. (d)(3). Pub. L. 117-58, §50110(2)(C), substituted “State, local educational agency, public water system, tribal consortium, or qualified nonprofit organization” for “State or local educational agency”.

Subsec. (d)(4). Pub. L. 117-58, §50110(2)(D), substituted “States, local educational agencies, public water systems, tribal consortia, and qualified nonprofit organizations” for “States and local educational agencies” and inserted “or the remediation of” after “testing for”.

Subsec. (d)(5). Pub. L. 117-58, §50110(2)(C), substituted “State, local educational agency, public water system, tribal consortium, or qualified nonprofit organization” for “State or local educational agency”.

Subsec. (d)(6). Pub. L. 117-58, §50110(2)(E)(i)(II), inserted “, public water system, tribal consortium, or qualified nonprofit organization” after “each local educational agency” in introductory provisions.

Pub. L. 117-58, §50110(2)(E)(i)(I), which directed substitution of “State, local educational agency, public water system, tribal consortium, or qualified nonprofit agency” for “State or local educational agency” in introductory provisions, could not be executed because of the intervening amendment by Pub. L. 117-58, §50110(2)(C). See Amendment note below.

Pub. L. 117-58, §50110(2)(C), substituted “State, local educational agency, public water system, tribal consortium, or qualified nonprofit organization” for “State or local educational agency” in introductory provisions.

Subsec. (d)(6)(A)(ii). Pub. L. 117-58, §50110(2)(E)(ii), inserted “or tribal” after “applicable State” and substituted “voluntary testing or compliance monitoring for and remediation of lead contamination” for “reducing lead”.

Subsec. (d)(6)(B)(i). Pub. L. 117-58, §50110(2)(E)(iii), inserted “applicable” before “local educational agency”.

Subsec. (d)(7). Pub. L. 117-58, §50110(2)(C), substituted “State, local educational agency, public water

system, tribal consortium, or qualified nonprofit organization” for “State or local educational agency” in two places and “testing or compliance monitoring for or remediation of” for “testing for”.

Subsec. (d)(8). Pub. L. 117-58, §50110(2)(G), added par. (8) and struck out former par. (8). Prior to amendment, text read as follows: “There are authorized to be appropriated to carry out this subsection \$20,000,000 for each of fiscal years 2017 through 2019, and \$25,000,000 for each of fiscal years 2020 and 2021.”

2018—Subsec. (d)(2)(C). Pub. L. 115-270, §2006(a)(1), added subpar. (C).

Subsec. (d)(4) to (7). Pub. L. 115-270, §2006(a)(2), (3), added par. (4) and redesignated former pars. (4) to (6) as (5) to (7), respectively. Former par. (7) redesignated (8).

Subsec. (d)(8). Pub. L. 115-270, §2006(a)(2), (4), redesignated par. (7) as (8) and substituted “are authorized” for “is authorized” and “2019, and \$25,000,000 for each of fiscal years 2020 and 2021” for “2021”.

2016—Subsec. (d). Pub. L. 114-322 added subsec. (d) and struck out former subsec. (d) which related to a remedial action program to assist local educational agencies in testing for, and remedying, lead contamination in drinking water at schools.

1996—Pub. L. 104-182 made technical amendment to section catchline and subsec. (a) designation.

§ 300j-25. Drinking water fountain replacement for schools

(a) Establishment

Not later than 1 year after October 23, 2018, the Administrator shall establish a grant program to provide assistance to local educational agencies for the replacement of drinking water fountains manufactured prior to 1988.

(b) Use of funds

Funds awarded under the grant program—

(1) shall be used to pay the costs of replacement of drinking water fountains in schools; and

(2) may be used to pay the costs of monitoring and reporting of lead levels in the drinking water of schools of a local educational agency receiving such funds, as determined appropriate by the Administrator.

(c) Priority

In awarding funds under the grant program, the Administrator shall give priority to local educational agencies based on economic need.

(d) Authorization of appropriations

There are authorized to be appropriated to carry out this section \$5,000,000 for each of fiscal years 2019 through 2021.

(July 1, 1944, ch. 373, title XIV, §1465, as added Pub. L. 115-270, title II, §2006(b)(1), Oct. 23, 2018, 132 Stat. 3844.)

Editorial Notes

PRIOR PROVISIONS

A prior section 300j-25, act July 1, 1944, ch. 373, title XIV, §1465, as added Pub. L. 100-572, §2(a), Oct. 31, 1988, 102 Stat. 2887; amended Pub. L. 104-182, title V, §501(d), (f)(11), Aug. 6, 1996, 110 Stat. 1691, 1692, related to Federal assistance for State programs regarding lead contamination in school drinking water, prior to repeal by Pub. L. 114-322, title II, §2107(b), Dec. 16, 2016, 130 Stat. 1728.

§ 300j-26. Certification of testing laboratories

The Administrator of the Environmental Protection Agency shall assure that programs for