

Date: February 1, 2022

Attention: ASCIP Members

Affected: All School Facilities

Applicability: K-12, Community Colleges & Charter Schools

REQUIREMENTS FOR LEAD TESTING OF WATER IN LICENSED CHILD CARE CENTERS PER AB 2370

Assembly Bill (AB) 2370, Chapter 676, Statutes of 2018, requires all licensed Child Care Centers (CCCs) constructed before January 1, 2010 to test their drinking water for lead contamination between January 1, 2020 and January 1, 2023, and then every 5 years after the date of the first test. This includes preschools within a school district and child development centers at community colleges. All faucets and sources for cooking/drinking water must be tested. Additionally, a Lead Poisoning Facts Flyer must be provided to parents and guardians upon enrolling or reenrolling any child in care.

Written Directives for Lead Testing in Child Care Centers

(a) Effective July 28 2021, a Child Care Center, as defined in section 101152 of Title 22 of the California Code of Regulations, shall, in addition to the provisions of Division 12 of Title 22, be governed by these written directives.

(b) All licensed Child Care Centers operating in buildings constructed before January 1, 2010, shall test their water for lead pursuant to these written directives.

(c) For a license issued prior to July 1, 2022, initial testing results of water outlets described in section 101701 shall be received and posted prior to January 1, 2023.

(1) For a license issued on or after July 1, 2022, initial testing results shall be received and posted within 180 days of licensure.

(d) Each water outlet identified in section 101701 shall be subsequently tested at least once every five years, calculated from the date of the most recent lead sampling.

(e) The California Department of Social Services (Department), in partnership and consultation with the California State Water Resources Control Board (SWRCB), Division of Drinking Water (DDW), developed the following written instructions to implement lead testing in licensed child care centers. These instructions include action levels recommended by DDW.

(f) In addition to these Written Directives, the following are documents necessary to implement required testing for lead in California's Child Care Centers:

(1) External Water Sampler Self-Certification Form ([LIC 9275](#)) All samples must be collected by a Certified External Water Sampler.

(2) Child Care Center Sampling Checklist Form ([LIC 9276](#)) Required to ensure that water sampling and lead testing requirements are met.

Links to additional resources and info:

[Provider Information Notice 21-21-CCP](#)

[Provider Information Notice 20-01-CCP](#)

[CDSS Child Care Licensing Program Lead Page](#)

[US EPA Lead Infographic](#)

Please contact your ASCIP Risk Services Consultant or our Risk Services team at RM_Info@ascip.org for questions or to discuss further.