

# HOUSE BILL NO. 4864

September 11, 2025, Introduced by Reps. Rogers, Greene, Wozniak, Wilson, Neeley, Hope, Martus, MacDonell, Young, McKinney, Koleszar, Myers-Phillips, Andrews, Schmaltz, Roth, Paiz, McFall, Conlin, Longjohn, Steckloff, Grant, Dievendorf, Mentzer, Scott, Wooden, Thompson and Rheingans and referred to Committee on Health Policy.

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 5456 (MCL 333.5456), as amended by 2002 PA 644.

## **THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 5456. ~~(1) "Department" means the department of community~~  
2 ~~health.~~

3       (1) ~~(2)~~ "Deteriorated paint" means paint or other surface  
4 coating that is cracking, flaking, chipping, peeling, or otherwise  
5 damaged or separating from the substrate of a building component.

6       (2) ~~(3)~~ "Discipline" means 1 of the specific types or  
7 categories of lead-based paint activities identified in this part

for which an individual may receive training from an accredited training program and become certified by the department.

(3) ~~(4)~~—"Distinct painting history" means the application history, as indicated by its visual appearance or a record of application, over time of paint or other surface coatings to a component or room.

(4) ~~(5)~~—"Documented methodology" means a method or protocol used to do either or both of the following:

(a) Sample and test for the presence of lead in paint, dust, and soil.

(b) Perform related work practices as described in rules promulgated under this part.

(5) ~~(6)~~—"Dust lead hazard" means surface dust in a residential dwelling or child occupied facility that contains a concentration of lead at or in excess of levels identified by the EPA pursuant to section 403 of title IV of the toxic substances control act, Public Law 94-469, 15 ~~U.S.C.~~ **USC** 2683, or as otherwise defined by rule.

(6) ~~(7)~~—"Elevated blood level" or "EBL" means ~~for purposes of lead abatement an excessive absorption of lead that is a confirmed concentration of lead in whole blood of 20 ug/dl, micrograms of lead per deciliter of whole blood, for a single venous test or of 15-19 ug/dl in 2 consecutive tests taken 3 to 4 months apart. For purposes of case management of children 6 years of age or less, elevated blood level means an excessive absorption of lead that is a confirmed concentration of lead in whole blood of 10 ug/dl.~~ **the lowest of the following:**

(a) **A concentration of lead in whole blood that is equal to or greater than 3.5 micrograms per deciliter.**

(b) **A concentration of lead in whole blood that is equal to or**

1 greater than the blood lead reference value for children, as  
2 determined by the Centers for Disease Control and Prevention.

3 (7) ~~(8)~~—"Encapsulant" means a substance that forms a barrier  
4 between lead-based paint and the environment using a liquid-applied  
5 coating, with or without reinforcement materials, or an adhesively  
6 bonded covering material.

7 (8) ~~(9)~~—"Encapsulation" means the application of an  
8 encapsulant.

9 (9) ~~(10)~~—"Enclosure" means the use of rigid, durable  
10 construction materials that are mechanically fastened to the  
11 substrate in order to act as a barrier between lead-based paint and  
12 the environment.

13 (10) ~~(11)~~—"EPA" means the United States ~~environmental~~  
14 ~~protection agency.~~ **Environmental Protection Agency.**