
Appendix F

Enforcement of Federal Lead Disclosure Rule Letter



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Services

Centers for Disease Control
And Prevention (CDC)
Atlanta, GA 30333



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-3000

OFFICE OF HEALTHY HOMES AND
LEAD HAZARD CONTROL

Contact Name
Title
Name of Health Department
Address

Subject: Confidentiality of Childhood Lead Poisoning Data

Dear Colleague:

The Office of Healthy Homes and Lead Hazard Control (OHHLHC) of the U.S. Department of Housing and Urban Development and the Lead Poisoning Prevention Branch (LPPB) of the Centers for Disease Control and Prevention are issuing this letter in response to requests for clarification regarding confidentiality of childhood lead poisoning data.

Such information may be considered “identifiable” under the Department of Health and Human Services, Privacy Rule (45 CFR Parts 160 and 164) and other state or local laws and regulations. For those agencies and institutions that are “covered entities” under the Privacy Rule, the OHHLHC, for purposes of this program, is functioning as a public health authority as defined by the Rule (45 CFR 164.501). HUD, CDC, and EPA are authorized by statute to conduct lead poisoning prevention activities, consistent with our missions and capabilities, to address the public health problem of lead poisoning and to coordinate these activities.

Therefore, you may disclose to OHHLHC, without authorization, the information that is reasonably limited to that which is minimally necessary to accomplish the intended purpose of the disclosure (45 CFR 164.512(b)), including the addresses of housing units. For this program, reporting the property address where there is a history of lead-based paint hazards and/or children with elevated blood-lead levels is essential for targeting efforts to address lead-based paint hazards.

Since the Residential Lead-Based Paint Hazard Reduction Act (Title X) became law more than 10 years ago, millions of children have been protected from lead-based paint hazards. The report, “*Eliminating Childhood Lead Poisoning: A Federal Strategy Targeting Lead Paint Hazards*,” identified enforcement of lead regulations as a key component in the overall strategy to eliminating childhood lead poisoning. Enforcement is best targeted to high-risk properties