

CITRUS COUNTY BUILDING DIVISION

June 22, 2010

Lead Paint Abatement, Renovation, Repair and Painting (RRP)

The following sets forth the Building Division's procedure for processing applications for projects requiring testing for lead contamination, in accordance with EPA standards. This process may be modified to incorporate changes made to the program.

1. Upon project submittal, the Plans Examiner will determine whether or not the project meets the established criteria for lead testing (will the project disturb painted surfaces?).
2. When was the building built (prior to 1978?)
3. If testing criteria are met, an advisory sticker will be affixed to each set of plans.
4. A copy of the tester's EPA certification and a copy of the test results (positive or negative) must be provided prior to permit issuance. If test is negative for lead, results will be filed, documented in the property file, and the permit released.
5. If the test is positive for lead contamination the results will be documented as above, and we will require a copy of the contracting company and worker's certifications and an affidavit of program compliance prior to conducting the final inspection.

Elimination of Opt-Out Provision

- The RRP rule originally provided an exemption from the training and work requirements if the property owner certifies that no child under age six and no pregnant woman resides in the subject premises. **However, EPA is eliminating the "opt-out" provision.** EPA is also requiring renovation firms to provide a copy of the records demonstrating compliance with the training and work practice requirements of the RRP rule to the owner (and to the occupant of the building being renovated or the operator of the child-occupied facility, if different). In addition, the rule makes minor changes to the certification, accreditation and state authorization requirements. This final rule will take effect **60 days** after publication in the Federal Register.

Proposed Expansion of RRP Rule Work Practice Requirements

- In an advance notice of proposed rulemaking (ANPR), EPA announced its intention to apply lead-safe work practices and other requirements to renovations on the **exteriors** of public and commercial buildings. The advance notice also announces EPA's investigation into whether lead-based paint hazards are created by **interior** renovation, repair and painting projects in public and commercial buildings. If EPA determines that lead-based paint hazards are created by interior renovations, EPA will propose regulations at a later date to address the hazards. EPA will accept public comment on its ANPR for 60 days after publication in the Federal Register.

Who Must Follow the Renovation, Repair and Painting Rule's Requirements?

In general, anyone who is paid to perform work that disturbs paint in housing and child-occupied facilities built before 1978, this may include, but is not limited to:

- Residential rental property owners/managers
- General contractors
- Special trade contractors, including
 - Painters
 - Plumbers
 - Carpenters
 - Electricians



What Activities Are Subject to the Lead Renovation, Repair and Painting Program?

In general, any activity that disturbs paint in pre-1978 housing and child-occupied facilities, including:

- Remodeling and repair/maintenance
- Electrical work
- Plumbing
- Painting preparation
- Carpentry
- Window replacement



What Housing or Activities Are Excluded and Not Subject to the Rule?

- Housing built in 1978 or later.
- Housing for elderly or disabled persons, unless children under 6 reside or are expected to reside there.
- Zero-bedroom dwellings (studio apartments, dormitories, etc.).
- Housing or components that have been declared lead-free. Such a declaration can be made by a certified inspector or risk assessor. Also, a certified renovator may declare specific components lead-free using an EPA recognized test kit.
- Minor repair and maintenance activities that disturb 6 square feet or less of paint per room inside, or 20 square feet or less on the exterior of a home or building.
- Note: minor repair and maintenance activities do not include window replacement and projects involving demolition or prohibited practices.

