



FACT SHEET

Final Rule Establishing Notification Requirements for Lead-Based Paint Abatement Activities and Training

EPA has issued a final rule (69 FR 18489, April 8, 2004) that establishes reporting procedures that support the effort of 40 CFR part 745, subpart L to ensure that lead abatement professionals are trained and certified. The final rule includes procedures to notify the Agency: 1) prior to commencement of lead-based paint abatement activities; 2) prior to providing lead-based paint activities training courses; and 3) following completion of lead-based paint activities training courses. These requirements are necessary to provide EPA compliance monitoring and enforcement personnel with information necessary to track compliance activity and to prioritize inspections.

To Whom Does this Final Rule Apply?

This action applies only in those States and Indian country without authorized lead programs. Therefore, you are affected if you operate a training program required to be accredited under 40 CFR 745.225, or if you are a lead abatement professional who must be certified to conduct lead-based paint abatement activities in accordance with 40 CFR 745.226. Information regarding the authorization status of a particular State or Tribe can be found on the Internet at www.epa.gov/lead/authstatus.pdf or by contacting the National Lead Information Center (NLIC) at 1-800-424-LEAD.

What are the Final Notification Provisions?

Notice prior to lead-based paint activities training. The training manager must notify EPA at least 7 business days prior to offering a lead-based paint activities course. In addition, the training manager must notify EPA of any of the following changes to the original notice:

- If the course will begin before the original start date, or if the location changed, notice must be provided at least 7 business days before the start date.
- For other changes, such as cancellation or delay, notice must be provided at least 2 business days prior to the start date.

Each notice must include the following:

- Notification type (original, update, cancellation);

- Training program name, EPA accreditation number, address, and phone number;
- Course discipline, type (initial/refresher), and the language in which instruction will be given;
- Date(s) and time(s) of training;
- Training location(s) phone number, and street address;
- Principal instructors name; and
- Training manager's name and signature.

Notice following completion of lead-based paint activities training. The training manager must notify EPA within 10 business days of lead-based paint activities course completion. Each notice must include the following:

- Training program name, EPA accreditation number, address, and phone number;
- Course discipline and type (initial/refresher);
- Date(s) of training;
- Training managers's name and signature; and
- The following student information: name, address, date of birth, course completion certificate number, and course test score.

Notice prior to conducting lead-based paint abatement activities. A certified firm must notify EPA at least 5 business days prior to conducting lead-based paint abatement activities, with one exception. When abatement activities are required in response to either an Elevated Blood Lead Level determination or emergency abatement order, notice must be provided no later than the day

abatement activities began. In addition, a certified firm must notify EPA of any of the following changes to the original notice:

- If the abatement activity will begin before the original start date, or if the location changes, notice must be provided at least 5 business days before the start date.
- If the abatement activity is delayed, notice of the new start date must be provided to EPA on or before the original start date.
- For other changes, such as cancellation, notice must be provided on or before the start date, or after work has begun within 24 hours of the change.

Each notice must include the following:

- Notification type (original, updated, cancellation);
- Date when abatement activities will start;
- Date when abatement activities are expected to end;
- Firm's name, EPA certification number, address, phone number;
- Type of building;
- Property name (if applicable);
- Property address, including apartment or unit number;
- Documentation showing evidence of an EBL determination or a copy of the Federal/State/Tribal/Local emergency abatement order (if applicable);
- Name and EPA certification number of the project supervisor;
- Approximate square footage/acreage to be abated;
- Brief description of the abatement activities being performed; and
- Name, title, and signature of the representative of the certified firm who prepared the notification.

How do I Deliver this Notification?

Notification of lead-based paint abatement

activities and training can be delivered in one of the following ways:

- 1) By mail to U.S. Environmental Protection Agency, LBP Notification, P.O. Box 14417, Washington, DC 20044-4417;
- 2) By commercial or hand delivery to U.S. Environmental Protection Agency, LBP Notification, 1201 Constitution Avenue, NW [EPA East 4355H], Washington, DC 20460;
- 3) By fax to 202-566-0471; **or**
- 4) Beginning in the Summer of 2004 notice can be provided electronically using EPA's Central Data Exchange (CDX). Keep an eye on our website www.epa.gov/lead for information about the availability of this electronic submission option.

Sample forms are available to facilitate the notification process. Other forms are also acceptable if all of the required information is included.

Where Can I Get Copies of the Sample Notification Forms?

The forms are available on the Internet at www.epa.gov/lead/leadcert.htm, and from the National Lead Information Center (NLIC) at 1-800-424-LEAD (5323).

Where Can I Get More Information?

For general information contact the National Lead Information Center (NLIC) at 1-800-424-LEAD. Information is also available on EPA's website at <http://www.epa.gov/lead>. For technical information regarding this rule, contact Mike Wilson at (202) 566-0521 or e-mail at wilson.mike@epa.gov.

When is the Rule Effective?

May 10, 2004