

TO: Certified LBP Risk Assessors and Certified LBP Inspectors

FROM: Adrienne White, Sr. Program Manager, Toxic Substances Program

DATE: March 5, 2019

SUBJECT: Rescission of the March 13, 2013 2-Day Notification of Lead-Based Paint Activity for Inspections and Risk Assessments

This memo is being issued to alert all certified Inspectors and Risk Assessors that, as of March 15, 2019, the 2-Day Notification of Lead-Based Paint (LBP) Activity Waiver, dated March 13, 2013, is rescinded. To be considered in compliance, the Notification of Lead-Based Paint Activity form must now be received 15 days prior to all Inspections/Risk Assessments/Clearances and all lead abatement activities (removal, replacement, encapsulation, enclosure). This becomes effective March 25, 2019.

Since receipt of the Notification of Lead-Based Paint Activity form is a critical component that allows program administrators to (1) evaluate or inspect LBP activity performed by certified professionals to ensure proper application of work-practice standards, (2) confirm the prevalence of lead in housing stock, and (3) identify where LBP abatement may occur, the 2-Day Notification Waiver is being rescinded. The 15-Day notification requirement for LBP Inspections/Risk Assessments/Clearances may be waived in the future, on a case-by-case basis.

The Toxic Substances Program is in the process of revising Tennessee's Lead-Based Paint rule including the 15-day notification requirement for LBP activities. The revisions will incorporate items that will bring the rule in line with the Federal regulations where necessary, as well as address any areas where modifications and clarifications are needed.

The program will use every available measure to alert stakeholders of any public comment period including the LBP website found at:

<https://www.tn.gov/environment/toxic-substances-program/lead-hazard-program.html>

If you would like to be added to a distribution list to receive information by email please submit your email address to lbp.notify@tn.gov.