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Lead Renovation, Repair, and Painting/Lead-based Paint Activities Rules: U.S. Environmental Protection Agency Finalizes Amendments

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The U.S. Environmental Protection Agency ("EPA") issued a February 17th Federal Register Notice finalizing revisions to both the:

- Lead Renovation, Repair and Painting Rule ("RRP")
- Lead-based Paint Activities Rule ("LBP")

See 81 Fed. Reg. 7987

The rules are relevant to:

- Operators of training programs required to be accredited under 40 C.F.R. 745.225
- An individual who must be certified to conduct lead-paint activities in accordance with 40 C.F.R. 745.226
- An individual who must be certified to conduct renovation activities in accordance with 40 C.F.R. 745.90

The rule only applies in states, territories, and tribal areas that do not have authorized programs pursuant to 40 C.F.R. 745.324.

EPA states the revisions are intended to improve the day-to-day function of the RRP and LBP rules to reduce burdens to industry and the agency itself. The burdens are stated to be reduced by clarification of language for training providers while retaining the protections provided by the original rules.

The revisions include:

- Modification of the requirement that the renovator refresher training for individuals have a hands-on component
- Removal of jurisdiction-specific certification and accreditation requirements under the LBP activities A program in states or EPA administers the program (e.g., state)
- Addition of clarifying language to the requirements for training providers under both the RRP and LBP activities A programs.

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