

April 7, 2009

H 1151. RES. LEAD-BASED PAINT HAZARDS/RENOVATIONS (=S 806). Filed 4/7/09. *TO ESTABLISH REQUIREMENTS FOR REGISTRATION AND CERTIFICATION OF PERSONS PERFORMING LEAD-BASED PAINT RENOVATION WORK IN CERTAIN RESIDENTIAL HOUSING AND CHILD-OCCUPIED FACILITIES; AND TO REQUIRE ACCREDITATION OF RENOVATION TRAINERS AND RENOVATION TRAINING COURSES.*

Substantively identical to S 806, filed 3/24/09.

Intro. by Farmer-Butterfield, Earle, England, GS 130A
Rapp.

July 15, 2009

H 1151. RES. LEAD-BASED PAINT HAZARDS/RENOVATIONS. Filed 4/7/09. House committee substitute makes the following changes to 1st edition. Removes references to the *registration* of individuals performing renovation activities for compensation and, instead, requires *certification* of those individuals throughout proposed Article 19B of GS Chapter 130A, "Certification and Accreditation of Lead-Based Paint Renovation Activities" (was, "Registration, Certification, and Accreditation of Lead-Based Paint Renovation Activities"). Makes other conforming changes where applicable, including to the title.

Makes clarifying changes in proposed GS 130A-453.12 to the definitions of *certified dust sampling technician* and *certified renovator*. Specifies in the definition of *trained renovation worker* that the individual receives on-the-job training and direction pertaining to the individual's assigned tasks in renovation work *in target housing or child-occupied facilities* from a certified renovator and is employed by a certified renovation firm. Adds definitions for *target housing* and *renovation activities*. Deletes definition of *visual inspection for cleaning verification*. Also makes technical changes.

Deletes in proposed GS 130A-453.13 that lead-based paint is presumed to be present in housing and child-occupied facilities covered by this Article. Makes organizational changes.

Clarifies in proposed GS 130A-453.14 that the statute's provisions apply to renovation activities *for compensation in targeted housing or child-occupied facilities*. Provides that, for the purposes of this Article, *risk assessor* and *lead-based paint inspector* have the same meaning as provided in Article 19A of GS Chapter 130A. Specifies that rules adopted by the Commission for Public Health (Commission) are to include requirements for the payment of fees pursuant to GS 130A-453.17 (was, applicable fees).

Requires in proposed GS 130A-453.15 that certification as a renovation firm and as a dust sampling technician must be renewed annually. Provides that a certified renovator must renew certification every five years by meeting the standards for renewal established by the Commission (was, a registered renovator may renew by taking refresher courses and meeting additional standards for renewal established by the Commission).

Adds in proposed GS 130A-453.16 that training providers and training courses accredited by the US Environmental Protection Agency are granted reciprocity, but providers and courses must be registered with the Department of Health and Human Services (DHHS) and comply with this Article.

Deletes in proposed GS 130A-453.17 that the certification fees imposed under the statute do not apply to local or state governmental regulatory agency personnel. Also deletes fee for registration or reregistration of a renovator.

Amends GS 130A-22(b3) to provide that the Secretary of DHHS may impose an administrative penalty on a person who violates Article 19B of GS 130A or any rules adopted pursuant to Article 19B. Provides that each day of a continuing violation is a separate violation. Prohibits the penalty from exceeding \$750 for each day the violation of Article 19B continues.

July 27, 2009

H 1151. RES. LEAD-BASED PAINT HAZARDS/RENOVATIONS. Filed 4/7/09. House amendment makes the following changes to 2nd edition. Makes technical changes to proposed GS 130A-453.14.

September 1, 2009

SL 2009-488 (H 1151). RESIDENTIAL LEAD-BASED PAINT HAZARDS/RENOVATIONS.
*AN ACT TO ESTABLISH REQUIREMENTS FOR CERTIFICATION OF PERSONS
PERFORMING LEAD-BASED PAINT RENOVATION WORK IN CERTAIN RESIDENTIAL
HOUSING AND CHILD-OCCUPIED FACILITIES; AND TO REQUIRE ACCREDITATION OF
RENOVATION TRAINERS AND RENOVATION TRAINING COURSES.* Summarized in *Daily
Bulletin* 4/7/09, 7/15/09, and 7/27/09. Enacted August 26, 2009. Effective January 1, 2010.