

EPA Office of Pollution Prevention and Toxics



OPPT Regulatory Perspective

Why is OPPT Here?



- Residential Lead-Based Paint Hazard Reduction Act of 1992 created a new title to the Toxic Substances Control Act (TSCA).
- New Title IV of TSCA, Lead Exposure Reduction, covered wide range of lead related activities.

TSCA Title IV, Section 405(a)



“... conduct a comprehensive program to promote safe, effective, and affordable monitoring, detection, and abatement of lead-based paint and other lead exposure hazards.”

TSCA Title IV Section 402 and 404



- 402: Certification of certain lead professionals, training requirements, accreditation of trainers, work practice standards.
- 404: State and tribal lead programs, federal programs in areas where no EPA approved state or tribal program.

TSCA Title IV

Section 403 Rule



- Regulation on standards for hazardous levels/conditions of lead in paint, dust, and soil published January 5, 2001.
- In effect in areas with federal programs March 6, 2001. States/Tribes with EPA approved programs have until February 5, 2003 to modify their regulations to be at least as protective.

Federal and State Lead Programs



- Federal program:
Requirement to use “EPA recognized laboratory” when a paint, dust, or soil sample is collected in certain kinds of testing.
- Approved states/tribes with their own programs may be similar to federal program, but could be different.

Current and Future Regulations



- Current regulations cover most pre-1978 housing and child care facilities, with respect to inspections, risk assessments, lead hazard screens, and abatement activities (which includes clearance testing).
- Regulations under development for Renovation and Remodeling Activities and Bridges and Structures.