

OHIO DEPARTMENT OF HEALTH

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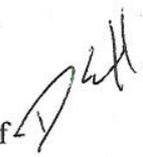
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BOB TAFT
Governor

J. NICK BAIRD, M.D.
Director of Health

To: All Lead Inspectors and Lead Risk Assessors

From: David E. Holston, Environmental Abatement Section Chief 

Subject: Lead Hazard Control Orders

Date: January 3, 2005

In the past several weeks problems have come to our attention regarding lead hazard control orders issued under section 3742 of the Revised Code that need to be addressed. In the future please adhere to the following procedures.

A lead hazard control order is an order issued by the director or his designee requiring a property owner to control lead hazards after an investigation and risk assessment have identified lead hazards contributing to a child's lead poisoning.

Clearance examinations shall not be performed on properties where lead hazard control orders were issued unless the lead hazards identified in the orders were controlled by a lead abatement contractor or a lead abatement project designer licensed in accordance with section 3742 of the Revised Code. A listing of Prior Notification of Lead Abatement Projects can be found on our Lead Poisoning Prevention program web page at www.odh.ohio.gov.

When the lead hazard control work is completed by a licensed lead abatement contractor or licensed lead abatement project designer the lead risk assessor, lead inspector and the property owner can be assured that the lead hazard control work was performed in accordance with Ohio laws because their work is monitored and regulated by the Ohio Department of Health.

Further, rule 3701-32-12 of the Ohio Administrative Code (OAC) states when performing a clearance examination in a residential unit, child day-care facility or school where lead hazard control orders have been issued the lead inspector or lead risk assessor shall review the lead hazard control order issued by the director or his designee to determine the clearance area. The lead inspector or lead risk assessor shall ensure that all lead hazards identified in the lead hazard control order have been sufficiently eliminated or controlled. The lead hazard control orders require the work to be done by a lead abatement contractor or project designer, and can not be lifted until this has occurred.

Additionally, rule 3701-32-12 of the OAC requires the "clearance examination report to list of the name, address and telephone number of the lead abatement contractor or project designer, a detailed written description of all lead abatement or interim controls performed, locations where the activity was performed and suggested monitoring schedules of encapsulants, enclosures and interim controls to maintain sufficient control of lead hazards."

Any questions regarding this memorandum should be directed to the Lead Poisoning Prevention Program at 877-668-5323.