



OHIO DEPARTMENT OF HEALTH

246 North High Street
Columbus, Ohio 43215

614/466-3543
www.odh.ohio.gov

John R. Kasich/Governor

Richard Hodges/Director of Health

TO: All Lead Abatement Contractors, Lead Abatement Workers, Lead Inspectors, Lead Risk Assessors, Lead Project Designers and Lead Abatement Training Course Providers

FROM: David E. Holston, Chief *D.H. 12/8/14*

SUBJECT: Rule Revisions to Chapters 3701-32 and 3701-82 of the Ohio Administrative Code

DATE: December 8, 2014

Chapters 3701-32 and 3701-82 of the Ohio Administrative Code (O.A.C.) have been revised. The effective date of the rule revisions is **August 4 and 7, 2014**, respectively. Ohio Department of Health (ODH) strongly recommends that you review all the revised rules. The revised rules are available on the ODH website at www.odh.ohio.gov or by request. The following key revisions to O.A.C. 3701-32 will become mandatory on January 1, 2015.

- O.A.C. rule 3701-32-01 - Definitions for ASTM, CLIA, ELPAT, HUD, NLLAP, OSHA, USEPA, have been added and a revision of the definition for child care facility has been made.
- O.A.C. rule 3701-32-03 - Specifically prohibits chemical test kits for inspections and risk assessments
- O.A.C. rule 3701-32-04 - The schedule for completion of refresher courses has been reworked. Now if an individual stays "current" with their refresher training, they can allow their license to expire and renew at a later date. For example, someone leaves the industry for 5 years and allows their license to lapse, but continues to complete refreshers on the appropriate schedule. They are now able to renew their license without retaking the initial course. Note to asbestos training providers – this is the same model as what is currently being applied to asbestos certifications. Also license expiration dates will be based on the date of renewal as opposed to the previous expiration date. This will ensure that individuals receive a full license period.
- O.A.C. rule 3701-32-08 and 3701-32-10 - If a lead hazard control order has been issued it is required to be included in the pre-abatement plan.

A requirement has been added that an individual be designated and on-site that has knowledge of the work scope and is responsible for maintaining and providing all onsite paperwork to include the written pre-abatement plan, lead risk assessment and lead hazard control order as necessary – such as during a project inspection.

- O.A.C. rule 3701-32-12 - Child care facilities and schools have been included to clarify the standards for completion of clearances.
- O.A.C. rule 3701-32-14 - Laboratory national provider identifier (if applicable) is to be added to any submissions to ODH.

- O.A.C. rule 3701-32-16.2 - Course completion number (certificate number) is to be included with post-course roster submissions.
- O.A.C. rule 3701-32-16.3 - Language has been added to enhance the security of the course exam, including a proctor being present during the entire exam.

Changes to 3701-82 of the Ohio Administrative Code (Training Providers and Laboratories)

- O.A.C. rule 3701-82-01.2 - Course completion number (certificate number) is to be included with post-course roster submissions.
- O.A.C. rule 3701-82-01.3 - A requirement for a hands-on component has been added to refresher courses.

Language has been added to enhance the security of the course exam, including a proctor being present during the entire exam.

- OAC rule 3701-82-02 - Updated language for proficiency program participation of lead laboratories.

If you have any questions regarding these rule revisions, please contact Dave Holston at (614) 466-0061.