

U.S. EPA removes “opt-out”

provision from Lead Rules

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Practice Area: Environmental

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In a recent SZD Client Alert, we provided information regarding the Lead Renovation, Remodeling and Painting (RRP) Rules promulgated by U.S. EPA, which became effective April 22, 2010.

PLEASE NOTE: U.S. EPA has eliminated the “opt-out” provision from the RRP Rules that allowed the owner of a single family home to “waive” the use of lead safe work practices by a renovation firm if no child under six years of age or pregnant women reside in the home.

With the elimination of the “opt-out” provision, the RRP Rules require that anyone who receives compensation for renovation work at single family homes, multi-family housing and child-occupied facilities (such as day care facilities and schools) built before 1978 must use a

certified firm or individual to perform this work. Essentially, this now means that anyone other than the owner/occupant of a single family home is subject to the RRP Rules.

For more information on the RRP Rules, please contact Joe Reidy at 614.462.2207, jreidy@szd.com; or Devin Parram at 614.462.1075, dparram@szd.com.

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Schottenstein Zox & Dunn assist clients with all facets of environmental counsel and representation including air and wastewater issues, ground water disputes, solid and hazardous waste requirements, wetlands, underground storage tanks, storm water discharge, NEPA, community right to know, indoor air quality/mold, asbestos, lead-based paint, insurance, bankruptcy, agriculture and administrative law. SZD is positioned to assist companies in the assessment of their accordance with environmental requirements and develop corrective plans of action to bring them into compliance.

From risk assessment and management strategies to regulatory compliance and government authorizations and permits, our proactive approach helps clients meet their business objectives while reducing costs and time, and minimizing potential liabilities. When necessary, our trial lawyers prosecute administrative appeals and civil claims and effectively defend clients in civil and criminal environmental enforcement matters.

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