



# The EPA's new Lead Renovation, Repair, and Painting Program Rule

Provided by AMEC Earth and Environmental

On April 22, 2008, the Environmental Protection Agency (EPA) announced the Lead Renovation, Repair, and Painting (RRP) program rule. Phased in over two years, this rule will require contractors and maintenance staff performing renovation, repair and painting projects that disturb lead-based paint to become certified. The certification applies to those firms conducting renovation and maintenance activities in pre-1978 homes, child care facilities, elementary schools, and some common areas of public and commercial buildings, such as restrooms and cafeterias. The rule requires renovators to follow specific work practices to prevent lead contamination. A renovator must complete an EPA-approved training course, and a firm must apply to EPA to become certified. Renovators must play active roles in preventing lead poisoning. The risk is greatest in buildings where lead-based paint is present, especially in those facilities that are regularly occupied by children. Contractors produce dust during renovations, repairs, and surface preparation for painting. Dust always has the potential to present problems indoors, and even outdoors. By working lead safe, workers prevent and/or control dust. Dust control is necessary to prevent contamination and lead poisoning.

In general, anyone who is paid to perform work that disturbs paint in facilities covered by this rule must follow the Lead RRP requirements. This includes, but is not limited to:

- Residential rental property owners and managers
- General contractors; maintenance staff in schools and childcare facilities
- Specialty trade contractors such as painters, plumbers, carpenters, electricians

As of April 22, 2010, firms that fail to comply with EPA's new RRP training rule may face civil fines up to \$37,500 per offense and an additional criminal fine of \$37,500 plus

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## President's Message

By Becky Nino, OSSOA President

I am proud to assume the role of President of the Oregon School Safety Officers Association. A couple of years ago when I was checking in at the registration table for the OSSOA workshop, I was asked if I wanted to serve on the OSSOA board. It didn't take me long to agree. What a great decision it's been for me. I've had the opportunity to meet and work with very knowledgeable colleagues to provide an important resource for fellow safety professionals.

OSSOA continues our commitment to sharing safety related information across the state to improve safety in education. During the past year we have participated in a number of events including the Governor's Occupational Safety & Health Conference, Oregon Association of School Business Officials Conference, Oregon School Facilities Management Association Conference and the Healthy Buildings, Active Learners Conference. OSSOA board representatives also attended the Oregon PRIMA Conference, PRIMA National Conference and Confederation of Oregon School Administrators Conference. As we continue our professional development, we are actively participating to further the knowledge of fellow safety professionals.

I would like to thank past and present board members of OSSOA for their varied knowledge and contributions to safety and education. The organization could not exist without their dedication to the profession.

As we look forward, we continue to look for ways to increase participation in the association. If you are interested in

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becoming a board member, conference speaker or have an interesting safety topic or article to submit for the newsletter, please let us know. We are here and available to you either through the website, [www.ossoa.org](http://www.ossoa.org), or by contacting a board member. Whatever your safety question may be, there is usually someone in the association that has been in the same situation and found a resolution.

Have a safe and happy year!

Check it out...

**WWW.OSSOA.ORG**

## Big changes ahead for OSSOA and OSSA

By Dan Davenport, SDAO

In October 2006, the Oregon School Safety Officers Association (OSSOA) board received approval from the membership to explore ways to dissolve the Oregon School Safety Association (OSSA) in order to combine assets of the two associations. The proposed plan has been blessed by the Oregon Department of Justice and will be asking the OSSOA membership to vote at the business meeting at the Annual Workshop in July.

### Background

OSSA is a 501(c)(3) non-profit organization. As such, the organization is not allowed to transfer assets upon dissolution to another organization who does not hold 501(c)(3) status. OSSOA does not hold 501(c)(3) status and therefore can not receive assets directly from OSSA.

### The Plan

In a nutshell, the board is recommending that OSSOA be dissolved and assets transferred to OSSA. Once the Oregon Department of Justice completes the paperwork to dissolve OSSOA and the assets are transferred to OSSA, the name of OSSA will be changed to OSSOA. A review of the constitution and bylaws of the "new" OSSOA will occur and any recommendations will be submitted to the membership.

The OSSOA board is recommending the following action be taken by the OSSOA membership:

1. In the OSSOA Constitution, Article VIII Amendments, change the article to read: *The Constitution and Bylaws may be amended (1) at any official business meeting of the Association by a majority of the active members present; or (2) by a mail vote of a majority of the active members voting, provided that notice of the*

## HB 2377—Cell phone use while driving

By SDAO staff

HB 2377 prohibits the use of mobile communication devices (i.e. cell phones) while operating a motor vehicle unless the driver is using a hands free device. There are a number of exemptions for public safety personnel, as well as an exemption for "a person operating a motor vehicle in the scope of the person's employment if operation of the motor vehicle is necessary for the person's job." Violation of the new requirement is a Class D traffic violation, punishable maximum fine of \$90.

*proposed change has been given to all active members at least 60 days before the date of the official business meeting or the taking of the mail ballot.*

Article VII currently reads: *Amendments to this constitution shall be presented to the Association in regular convention in writing, sponsored by two or more members of this Association. A two-thirds vote of the active members present shall be necessary to amend this constitution.*

Reasoning: The ability to amend the Constitution or Bylaws is greatly hampered by the requirement that requests for amendment must be presented in person at the regular annual meeting. Having the ability to vote by mail allows membership to be involved even if they are unable to attend the annual meeting.

2. In the OSSOA Constitution, Article X Dissolution, change the article to read: *The Association shall be dissolved only upon the vote of two-thirds of the membership. Any and all assets of the Association shall be donated to an organization of the board's choosing.*

Article X currently reads: *The Association shall be dissolved only upon the vote of two-thirds of the membership, upon one year's notice. In the event of dissolution, any and all assets of the Association shall be donated to the Accident Prevention Division, Worker's Compensation Department, to be used exclusively for the purchase of safety films. None of the assets of the Association shall ever revert to the individuals or organizations comprising its membership, nor shall any donor be given preferential consideration in the disposition of the assets.*

Reasoning: If the language were to stay as it stands, any assets OSSOA has would not be available to transfer to OSSA. The OSSOA board is recommending the language be amended to allow the assets to be dispersed per their choosing.

When all is said and done, the "new" OSSOA will have 501(c)(3) status and assets of about \$18,000. The membership will be asked to vote on these changes at the annual meeting held at the Summer Workshop, July 27, 2010. If you have questions about the changes contact Dan Davenport at [ddavenport@sdao.org](mailto:ddavenport@sdao.org) or Josie Hummert at [jhummert@osba.org](mailto:jhummert@osba.org).

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imprisonment for knowing and willful violations. The duration of the initial training is eight hours and includes hands-on exercises. Follow up refresher training is four hours in duration and will be required once within each five year re-certification period.

According to the EPA:

- Child-occupied facilities constructed prior to 1978 are the focus of the Lead RRP rule. Under this rule, child-occupied facilities include residential, public, and commercial buildings where children under age six are present on a regular basis. EPA defines “regular basis” by the same child, as combined weekly visits lasting at least 6 hours or combined annual visits lasting at least 60 hours.
- The rule applies to renovation contractors, maintenance workers in multi-family housing, painters, and other specialty trades. Activities covered under the rule include renovation, repair, maintenance, electrical work, plumbing, painting, carpentry, window replacement, and demolition of exterior painted components.
- The rule does not apply to minor repair and maintenance activities where less than six square feet of lead-based paint is disturbed in a room or exterior activities where less than 20 square feet of lead-based paint is disturbed. However, window replacement and exterior component demolition activities are not considered minor maintenance or minor repairs under this rule.
- Renovation firms and renovators must be aware of the EPA and HUD lead rules. These rules are performance-based requirements that must be mastered to achieve compliance with the applicable regulations.
- Regardless of the size of a project, renovators should always plan ahead before starting any work. All dust must be captured and controlled in the work area. If dust must be produced, work activities should always be conducted in a manner that makes it easy to clean up.
- Traditional renovation work practices produce dust. In contrast, lead safe practices reduce dust, making the renovation, repair, or painting work much safer. Lead safe practices reduce worker and occupant exposures, protect equipment and contents, and reduce liability for general

contractors, renovation companies, and Certified Renovators.

- Workers must always clean up correctly and use common sense to control dust. Traditional renovation cleanup methods, such as vacuuming with shop vacuums and dry sweeping, are unacceptable because they do not control dust, in fact, they disperse dust. Wet methods and HEPA-filtered vacuums must be used.
- Recordkeeping is important for those conducting renovation activities where lead-based paint is present. Records must be complete, accurate, legible, organized, and maintained. Good recordkeeping demonstrates that work was done with reasonable care.
- Lead RRP training is intended to give Certified Renovators the tools and skills necessary to conduct either on-site “toolbox” training or classroom training to noncertified renovation workers. Lead RRP training focuses on teaching students how to perform the tasks necessary to work as non-certified renovators on any job where lead-based paint is present. The EPA estimates that on average approximately 35% of all US housing stock has lead-based paint.

In general, the Lead RRP rules allow workers who become Certified Renovators to teach lead safe work practices to non-certified renovation workers within their own organization. However, Certified Renovators should confirm their organization’s policies before providing any such training in-house.

EPA has set the following dates as milestones for implementation of the Lead RRP rule:

- April 22, 2009: Certified Renovator training begins.
- October 22, 2009: Contractors may apply to become Certified Firms.
- April 22, 2010: Full implementation of the Lead RRP Program.

AMEC Earth and Environmental (AMEC) is planning to offer Lead RRP training beginning in the fall of 2009, as part of their established occupational, health and safety (OHS) training services.

For more information on Lead RRP training and scheduled classes, visit [www.amectraining.com](http://www.amectraining.com).

For technical questions contact Greg Baker at AMEC at 503.639.3400.

For general information visit EPA’s Web site at: [www.epa.gov/lead/pubs/renovation.htm](http://www.epa.gov/lead/pubs/renovation.htm).

The OSSOA Newsletter is produced by the Oregon School Boards Association liaison to the association as a service for the Oregon School Safety Officers Association membership.

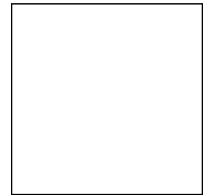
Any questions regarding this publication or OSSOA may be answered by calling the OSBA office at (503)588-2800 or by sending an e-mail to [jhummert@osba.org](mailto:jhummert@osba.org).



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OSOA  
PO Box 1068  
Salem, OR 97308



Send to:

## OSSOA Board of Directors

- President:** Becky Nino, Administrative Assistant  
Parkrose School District  
503-408-2123  
E-mail: becky\_nino@parkrose.k12.or.us
- President-Elect:** Joe Gamble, Director of Facilities & Safety  
Estacada School District  
503-209-5761  
E-mail: gamblej@estacada.k12.or.us
- Secretary:** John Meyer, Custodial Supervisor  
Corvallis School District  
541-602-3012  
E-mail: john.meyer@corvallis.k12.or.us
- Past President:** Phil Wentz, Facilities Manager  
Tigard Tualatin School District  
503-431-4017  
E-mail: pwentz@ttsd.k12.or.us
- Associate Member:** Scott Neufeld, Loss Control Manager  
Special Districts Association of Oregon  
503-371-8667  
E-mail: sneufeld@sdao.com
- Liaison:** Josie Hummert, Enhancement Services & Event Specialist  
Oregon School Boards Association  
503-588-2800  
E-mail: jhummert@osba.org

## 2010 Calendar of Events

- |                   |   |                                       |
|-------------------|---|---------------------------------------|
| April 14-16, 2010 | OSFMA Annual Conference   | Linn County Fair & Exposition, Albany |
| May 2010          | Oregon Schools Indoor Air Quality Partnership Annual Meeting (OSIAQP) | Cottage Grove                         |
| July 27, 2010     | OSSOA Annual Workshop   | Eagle Crest Resort, Redmond           |

*If you have events you'd like posted at [www.OSSOA.org](http://www.OSSOA.org) or in the periodic newsletter, contact Josie Hummert at [jhummert@osba.org](mailto:jhummert@osba.org) or 503-588-2800.*