

Clearinghouse Rule 09-085

TRANSMITTAL TO LEGISLATIVE COUNCIL

**PROPOSED RULES OF
THE DEPARTMENT OF HEALTH SERVICES**

Subject: Chapter DHS 163, relating to requirements for conducting lead-safe renovations in target housing and child-occupied facilities

Federal statutes or regulations which require adoption of or are relevant to the substance of proposed rules:

40 CFR §§ 745.80 to 745.91, Subpart E, relating to residential property renovation establishes requirements for performing renovation activities in residential dwellings and child-occupied facilities, including training of renovators and dust sampling technicians, certification of renovators, dust sampling technicians and renovation firms, renovation work practices and recordkeeping,

40 CFR § 745.225, Subpart L, relating to accreditation of training programs establishes accreditation requirements for training courses that renovators and dust sampling technicians must complete for certification, including curriculum contents and the application and approval process for courses.

The department's rules under ch. DHS 163 are consistent with the EPA requirements under 40 CFR §§ 745.80 to 745.91 and 745.225, and meets the requirements for EPA authorization under 40 CFR §§ 745.320 to 329, Subpart Q, to implement and enforce the renovation, repair and painting requirements in Wisconsin in lieu of the EPA enforcing federal regulations in Wisconsin.

Court decisions directly relevant to the proposed rule:

None known at this time.

Public hearings: The Department will be holding public hearings as follows:

November 18, 2009, 1:00 - 3:00 p.m.
Department of Health Services
1 West Wilson Street, Room B139

Names and phone numbers of agency contacts:

For substantive questions on rules contact:

Shelley Bruce, Asbestos & Lead Certification Supervisor
DHS Division of Public Health-
Bureau of Environmental & Occupational Health
Asbestos & Lead Section
1 W Wilson St, Room 137
Madison WI 53703
Phone: 608-267-0928
Fax: 608-266-9711
Email: Shelley.Bruce@wisconsin.gov

Small Business Regulatory Review Coordinator:

Rosie Greer
608-266-1279
greerrj@dhs.state.wi.us

Date rules submitted to the Legislative Council: October 13, 2009

Authorized Signature and Telephone No.	Date
Karen E. Timberlake, Secretary 608-266-9622	