



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2015 Wisconsin Act 122
[2015 Senate Bill 178]

**Lead Inspection Requirements for
Certain Lead-Safe Renovations**

Under state law, sampling or testing of dwellings or premises is not required if the presence of lead in a dwelling or premises is assumed and lead hazard reduction activities are performed in a lead-safe manner. However, when a lead investigation is performed, which may include sampling or testing, rules promulgated by the Department of Health Services (DHS) contain procedures that may apply, such as a requirement that inspectors be certified for lead inspection.

2015 Wisconsin Act 122 provides an exception from the DHS rules in certain cases. Under the Act, if the presence of lead-bearing paint or a lead hazard is assumed and a renovation of a dwelling or premises is performed in a lead-safe manner, any person who performs a partial lead inspection relating to that renovation is not required to comply with requirements established by DHS for lead inspection. The term partial lead inspection is defined as an on-site investigation of one or more painted, varnished, or otherwise coated building components to determine the presence of lead, but not a surface-to-surface investigation.

The Act also provides that a person who performs a partial lead inspection must disclose it, in writing, to the owner or lessor of the dwelling or premises.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.wisconsin.gov>.