

EPA's Renovation, Repair, & Painting Program Rule

Environmental Operations Branch

May 2022

Renovating or Remodeling a Home or Child-Occupied Facility?

If not conducted properly, certain types of renovations in pre-1978 construction can release lead from paint and dust into the air and can result in lead poisoning of children. To guard against the improper renovation techniques that involve known or assumed lead paint, a certified Renovator (has completed the 8-hour Renovator Training Class) working for a certified Renovation Firm (licensed by the U.S. Environmental Protection Agency) should be used. Many homes, daycares, and kindergartens built before 1978 have paint that contains lead (called lead-based paint). Lead from paint, chips, and dust can pose serious health hazards if not taken care of properly. In most cases, lead-based paint in good condition is not a hazard. However, improperly disturbing lead-based paint, even through simple sanding or scraping the paint, can endanger children, especially under the age of 7, as well as adults. The key to doing this work properly is to use lead-safe work practices including worksite containment, dust-minimizing work methods, and a careful cleanup. A clearance test is also required.

Summary of EPA's Renovation, Repair, & Painting (RRP) Program Rule

In response to the potential of creating lead hazards during renovations, repairs, and painting, the U.S. Environmental Protection Agency (EPA) is administering the new federal [Renovation, Repair, and Painting \(RRP\) Program Rule](#) in Texas. Common renovation activities like sanding, cutting, and demolition can create hazardous lead dust and chips by disturbing lead-based paint in pre-1978 construction, which can be harmful to adults and children. To protect against this risk, EPA issued this new rule on April 22, 2008, which requires the use of lead-safe work practices and other actions aimed at preventing lead poisoning. Under the rule, effective December 22, 2008, renovators are required to provide a copy of the new [EPA Renovate Right: Important Lead Hazard Information for Families, Childcare Providers and Schools](#) (www.epa.gov/lead/pubs/renovaterightbrochure.pdf) pamphlet to homeowners, building managers, day care centers, schools and occupants of pre-1978 construction of housing (called "target housing") and child-occupied facilities before beginning work. Effective April 22, 2010, renovations in target housing (built prior to 1978) and child-occupied facilities (built prior to 1978) must be conducted by EPA certified (licensed) Renovation Firms using certified (trained by an EPA-accredited trainer) Renovators who must follow the work practice requirements of the rule. The rule requires these certified Renovators to use certain lead-safety techniques to renovate and/or remodel pre-1978 housing where children under the age of 6 and/or an expectant woman regularly reside as well as in pre-1978 child-occupied facilities. The requirements of the RRP rule are triggered when a renovation, repair or a painting job disturbs more than 6 square feet of interior surface space in a room and/or 20 square feet of exterior surface space. A certified Renovator could be a remodeler, a carpenter, a multi-family unit maintenance professional, a painter, a window or door replacement professional, or whoever else may disturb paint in pre-1978 construction.

EPA Websites on Renovation, Repair, and Painting Program Rule

In order to get the word out about the new rule, EPA has extensive materials on their website explaining the new rule and how to comply, as well as various brochures available. This information

and materials are available in both English and Spanish at www.epa.gov/lead/pubs/renovation.htm where you can also obtain copies of the rule. For copies of the educational brochures on this new program, call 1-800-424-LEAD [5323] or download the pamphlet at: www.epa.gov/lead/pubs/renovaterightbrochure.pdf. To find out who is offering EPA-accredited Renovator training, check http://cfpub.epa.gov/flpp/searchrrp_training.htm, maintained by EPA. For information on becoming an EPA-certified Renovator or EPA-accredited Training Provider (to offer Renovator training), check this www.epa.gov/lead/pubs/toolkits.htm for further information.

Responsible Agencies

In Texas, the U.S. Environmental Protection Agency (EPA) is administering the [Renovation, Repair, and Painting \(RRP\) Program Rule](#) while the Texas Department of State Health Services (DSHS) is administering the program for lead inspections, lead risk assessments, and lead abatements under the [Texas Environmental Lead Reduction Rules \(TELRR\)](#). If you have questions regarding EPA's RRP rule, call 1-800-424-LEAD (5323) or the EPA Region 6 office in Dallas at 214-665-6711. For questions related to lead-based paint inspections, risk assessments, or lead abatements regulated through the TELRR, contact the state's [Environmental Lead Program](#) (www.dshs.texas.com/elp) at 512-834-6787. Keep in mind that both rules (federal and state) only apply to pre-1978 construction of housing and child-occupied facilities. The rules do not apply to commercial or industrial structures regardless of when they were constructed.

Note on the Relationship of the State's TELRR to EPA's RRP Program Rule

The primary difference between the [Texas Environmental Lead Reduction Rules \(TELRR\)](#) and the new federal EPA [Renovation, Repair, and Painting \(RRP\) Program Rule](#) is that the federal RRP rule regulates renovation, repairs, and painting activities where existing paint may be disturbed while the TELRR regulate lead inspections, lead risk assessments, and lead abatements. Concerning inspections and testing for lead-based paint in pre-1978 construction, the federal RRP rule allows a certified Renovator to test each component affected by the renovation, repair, or painting activity (EPA-approved chemical swab kits are allowed to test components affected by these activities) while the TELRR requires a certified Lead Inspector or certified Lead Risk Assessor to conduct a surface-by-surface inspection for lead-based paint on all components with a distinct painting history using an X-ray fluorescence (XRF) detector or collecting of representative paint chip samples of each component and having them analyzed by an [EPA-recognized laboratory](#) (chemical swab kits are not allowed for testing paint under the TELRR). You can find a listing of these laboratories at www.epa.gov/lead/pubs/nllaplist.pdf. Under either rule, in the absence of any such test or inspection documentation to show the component lead-free, the paint must be assumed lead-containing.

Note on the Relationship of the Texas Mold Rules to EPA's RRP Program Rule

Renovation work by a contractor involving the removal/cleaning of mold-contaminated materials (25 contiguous square feet or greater of visible mold), regardless of the age of the home, is regulated under the Texas Mold Assessment and Remediation Rules (TMARR) administered by the Texas Department of Licensing & Regulation (TDLR) Mold Program. As a result, there may also be some overlap of the TMARR and the new EPA RRP rule in pre-1978 construction. In essence, a TDLR-licensed Mold Remediation Contractor doing renovation projects involving mold in pre-1978 homes may also be required to follow the EPA's RRP rule including being EPA-certified (trained) as a Renovator working for a certified (licensed) Renovation Firm. For information about the applicability of the TMARR, you can contact the TDLR (www.tdlr.texas.gov/mlr/mlr.htm) at 512-463-6599.