

## **RULE SYNOPSIS**

Draft rule language for Ohio Administrative Code (OAC) Chapter 3745-20 “Asbestos Emission Control” and OAC Chapter 3745-22 “Asbestos Licensing, Certification, and Course Management” Amended Rule

The Ohio Environmental Protection Agency (OHIO EPA), Division of Air Pollution Control has reviewed OAC Chapter 3745-20 “Asbestos Emission Control” and OAC Chapter 3745-22 “Asbestos Licensing, Certification, and Course Management” pursuant to Ohio law (Ohio Revised Code Section 106.03 and 106.031) which requires all agencies review existing rules every five years to determine if the rules should be eliminated or amended, or to remain “as-is”.

### **Summary of Proposed revisions to OAC Chapters 3745-20 and 3745-22**

No additional changes were made to the rules as a result of the draft interested party review period. Please see a summary below of all the relevant changes.

### **Summary of draft revisions for OAC Chapters 3745-20 and 3745-22:**

Throughout the rules in this rulemaking, changes were made to reduce or eliminate regulatory restrictions. The use of words such as “shall”, “must”, “require”, “shall not”, “may not”, and “prohibit” was reduced. Various minor grammar and formatting changes are being made throughout the rules for clarification and to match agency and LSC formatting conventions. Specific changes being made in this rulemaking are described below:

#### **OAC Chapter 3745-20 “Asbestos Emission Control”**

##### OAC rule 3745-20-01 (Definitions and incorporation by reference.):

Definition formatting was changed to match agency formatting conventions.

##### OAC rule 3745-20-05 (Standard for asbestos waste handling.)

Paragraph (B)(2): DAPC changed this paragraph to be more in line with Federal NESHAP 40 CFR 61.150(a)(3) as directed by the Ohio Attorney General.

#### **OAC Chapter 3745-22 “Asbestos Licensing, Certification, and Course Management”**

##### OAC rule 3745-22-01 (Definitions):

Definition formatting was changed to match agency formatting conventions.

Paragraph (A)(8): DAPC changed the definition of “Asbestos hazard abatement specialist” to exempt an individual engaging in an asbestos hazard abatement activity in the individual’s own home.

Paragraph (A)(9): DAPC changed the definition of “Asbestos hazard abatement worker” to exempt an individual engaging in an asbestos hazard abatement activity in the individual’s own home.

##### OAC rule 3745-22-02 (Prohibitions.):

Paragraph (B)(4): DAPC removed industrial hygienist in training from the requirement for clearance air sampling since they are no longer certified by the American board of industrial hygiene.

##### OAC rule 3745-22-11 (Asbestos hazard abatement project agreement.):

Paragraph (C): DAPC removed industrial hygienist in training from the requirement for clearance air sampling since they are no longer certified by the American board of industrial hygiene.