



Department
of Health

SUBPART 67-2 AND SUBPART 67-5 REVISED RULEMAKING UPDATES

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OCTOBER 24, 2025 | ADVISORY COUNCIL ON LEAD POISONING PREVENTION

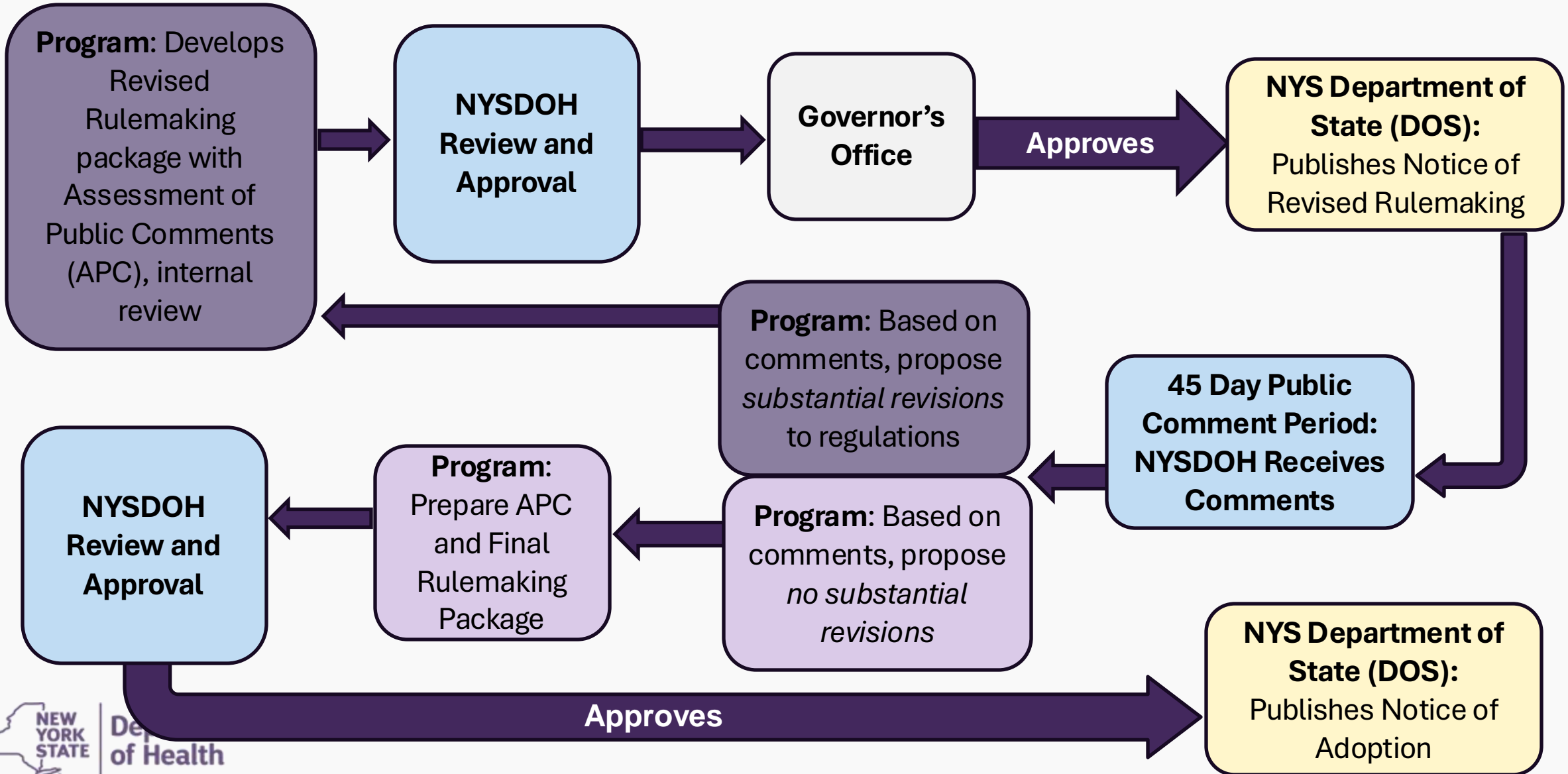
AGENDA

- **Proposed Rulemaking and Public Comment**
- **Timeline and Next Steps**
- **Revised Regulations**
- **Draft Documents for Review and Discussion**

PROPOSED RULEMAKING

- December 2024-February 2025
 - Draft regulations posted for public comment
 - Advisory Council members convened a work group
- Since February 2025
 - Reviewed public comments
 - Drafted Assessment of Public Comments
 - Drafted revised regulations and rulemaking package
 - Review and approval process
- Revised Rulemaking *to be published*
 - 45-day public comment
- Revised Rulemaking or Notice of Adoption to follow

REVISED RULEMAKING PROCESS



REVISED REGULATION

- Highlight Notable Revisions
- Discuss comments from Lead Poisoning Prevention Advisory Council's work group
 - Included several organizations, subject matter experts, physicians, academia, counsel, and some members of the Advisory Council.

SUBPART 67-2

- Section 67-2.1
 - Purpose
- Section 67-2.2
 - Definitions
 - Abatement vs Remediation, Enclosure
 - Paint Film Stabilization
- Section 67-2.3
 - Environmental Investigation
- Section 67-2.7
 - Environmental intervention and remediation

SUBPART 67-5

- Section 67-5.2
 - Definitions
 - Abatement specific to permanent removal/replacement of lead-based paint hazard(s)
 - Removed Condition conducive to lead poisoning
 - Enclosure
 - Remediation
 - Lead-based paint hazard
 - Lead Paint Analyzer
 - Visual lead soil hazard

SUBPART 67-5

- Section 67-5.5
 - Lead Hazard Inspection & Dust Wipe Sampling
 - Visual assessment of lead soil hazards
 - Satisfactory dust wipe samples submitted as part of lead safety certificate
 - Exemption
 - Not exempted: Rental units with enclosed lead-based paint hazards
 - Exempted: Rental units abated by removal/replacement or free of lead-based paint as demonstrated by surface-by-surface lead paint analyzer inspection and dust wipe samples
 - Exempted: Owner or immediate family occupied units

SUBPART 67-5

- Section 67-5.6
 - Lead Safety Certificate Requirements
- Section 67-5.7
 - Notice and demand and remediation of hazards
 - Reoccurring lead-based paint hazards – abatement prioritized
- Section 67-5.8
 - Protections for Tenants
- Section 67-5.9
 - Enforcement



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