

COMMUNITY AFFAIRS

DIVISION OF CODES AND STANDARDS

Notice of Readoption

Lead Hazard Evaluation and Abatement Code

Readoption: N.J.A.C. 5:17

Authority: N.J.S.A. 52:27D-427

Authorized By: Jacquelyn A. Suárez, Commissioner, Department of Community Affairs

Effective Date: _____, 2024.

New Expiration Date: _____, 2031.

Take notice that, pursuant to the provisions of Executive Order No. 66 (1978) and N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 5:17 were scheduled to expire on August 8, 2024. These rules control the abatement of lead-based paint hazards and the certification of lead-based paint hazard evaluation or abatement contractors pursuant to N.J.S.A. 52:27D-427.

These rules contain 11 subchapters. Subchapter 1 contains definitions and general provisions, and Subchapter 2 contains the requirements for contractor certification. Subchapters 3 through 6 contain the requirements for evaluation and testing and lead hazard abatement, including paint removal, encapsulation, and enclosure. Subchapter 7 includes the interim controls and abatement for soil. Subchapters 8, 9, and 10 detail the requirements for abatement cleanup, waste disposal, final inspections, and clearance testing; and Subchapter 11 maintains standards for steel structures or other superstructures.

The Department of Community Affairs has reviewed the rules and has determined that they should be readopted without amendment. The rules are necessary, reasonable, and proper

for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c, these rules are readopted and shall continue in effect for a seven-year period.