

## **REGULATION NO. 25**

### **STATEMENT OF BASIS AND PURPOSE**

(March 09, 2006)

The Arkansas Department of Environmental Quality proposes revisions to Regulation 25 to bring it up to date with federal regulations. The changes also make certain editorial improvements in the regulation language to improve understanding by casual readers, who have not had technical or legal training. Specifically, the revisions to Regulation 25:

- Ensure that Arkansas regulations conform to the latest federal regulations, contained in Title 40 of the Code of Federal Regulations, Part 745, Subpart L, Lead-Based Paint Activities, as promulgated in the *Federal Register* on January 5, 2001.
- Add language to clarify Section 25.305 Reaccreditation of Training Programs Subsection (C) and conform to Arkansas Code Annotated Section 8-1-106(b)(1).
- Adds a section, Reg. 25.308, on training provider notification of classes to comply with Title 40 of the Code of Federal Regulations, Part 745, Subpart L, Section 745.225(c)(13) and (14).
- Clarify and remove outdated provisions in Section 25.401 Requirement for Certification
- Add language to Section 25.402 Original Certification – Inspector, Supervisor, Risk Assessor to conform to Title 40 of the Code of Federal Regulations, Part 745, Subpart L, Section 745.226(b)(1)(iii)(B)(1) concerning training for risk assessors.
- Clarify and remove outdated provisions in Section 25.403 Certification Exam.
- Add language to Section 25.404 Original Certification – Worker and Project Designer to conform to Title 40 of the Code of Federal Regulations, Part 745, Subpart L, Section 745.226(c)(1)(ii)(B)(1) concerning training for project designers.
- Clarify requirements, improve grammar and punctuation, remove abbreviations and insert limited housekeeping changes.

The Arkansas Department of Environmental Quality proposes these changes to ensure that Arkansas environmental regulations comply with federal law and regulations and state law. As a result, the changes do not impose on individuals or companies any requirements, which had not already been in effect, based on federal law or regulations or state law. Nothing in this proposal imposes additional burdens on individual homeowners who remain, with previously specified exceptions, exempt from compliance with this regulation.

---

Marcus C. Devine  
ADEQ Director