

U. S. Department of Housing and Urban Development  
Washington, D.C. 20410



OFFICE OF LEAD HAZARD CONTROL

POLICY GUIDANCE NUMBER: 95-03b		DATE: June 26, 1995
SUBJECT:	Round 3 Grantees -- Use of Contractors Certified in other States	
STATUS:	Archived	
APPLICABILITY:	Rounds 3 and 4 (only to State grantees).	
RELATED GUIDANCES:		
COMMENTS:	Superseded by Notice of Funding Availability requirements. This policy guidance will be archived and no longer be referenced.	

[letter to Robert Damico, Lead Program Manager, State of New York]

Dear Mr. Damico:

The State of New York has not implemented a lead-based paint contractor certification and accreditation program acceptable to HUD and the Environmental Protection Agency (EPA) as required under the Lead-Based Paint Hazard Control Grant Program.

The Residential Lead-Based Paint Hazard Reduction Act of 1992 (commonly referred to as Title X) and the antecedent legislation establishing this program require that funds expended under this grant program must be for hazard control work carried out by State certified lead-based paint contractors.

In your State application, you indicated your intent to enact acceptable legislation within one year and establish an acceptable LBP contractor certification program within six months thereafter. Although you have not fulfilled one or more of these requirements, the Department will allow one additional year, until July 6, 1996, to complete the steps necessary to implement a lead-based paint contractor certification program.

Until legislation is enacted and a LBP contractor certification program is implemented, a maximum of five (5) percent of the grant can be expended, for

planning purposes only, subject to the approval of your HUD Government Technical Representative (GTR).

Failure to enact legislation and implement a LBP contractor certification program by July 6, 1996, may result in the termination of your grant and deobligation of the remaining funds. This is clearly a step which we do not wish to take and we are prepared to provide any reasonable assistance which you may request to avoid such an eventuality.

The Department continues to encourage State efforts to enact and implement LBP contractor certification programs and views the Lead-Based Paint Hazard Control Grant Program as an important stimulus to achieve this objective. Lead-based paint contractor certification programs are crucial for ensuring that lead-based paint hazards are safely and efficiently addressed. A certified workforce will assist us in our efforts to provide safe housing and reduce the prevalence of childhood lead poisoning.

If you have any questions or would like to discuss this matter in more detail, please call your HUD Government Technical Representative (GTR), Stan Galik at (202) 755-1822.

Sincerely,

A handwritten signature in black ink, appearing to read "Ellis G. Goldman". The signature is fluid and cursive, with a long horizontal flourish extending to the left.

Ellis G. Goldman  
Director, Program Management Division