



U.S. Department of Housing and
Urban Development

Office of Public and Indian

Housing

Special Attention:

Notice PIH 96-2 (HA)

Directors, Offices of
Public Housing;
Administrators, Offices of
Native American
Programs; Low-Rent
Public Housing Agencies,
Indian Housing A
Authorities and Section 8
Housing
Agencies

Issued: January 24, 1996
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Cross References:

**Subject: New Lead-Based Paint Brochure - Low-Rent Public
and Indian Housing and Section 8 Rental
Certificate, Rental Voucher and Moderate Rehabilitation
Programs**

Purpose. The purpose of this Notice is to transmit a reproducible copy of a new lead-based paint brochure to HUD field staff and all public housing agencies and Indian housing authorities (HAs) administering the low-rent public and Indian housing and HA-administered Section 8 programs. In addition, this Notice provides instructions on the distribution of the brochure to tenants.

Background. A new lead hazard information brochure entitled "Protect Your Family from Lead in Your Home" has been issued by the Environmental Protection Agency (EPA). This brochure was developed by the EPA, pursuant to Section 406 of the Toxic Substances Control Act (as added by the Residential Lead-Based Paint Hazard Reduction Act of 1992, P.L.102-550). The brochure was written in conjunction with HUD and other federal agencies, in response to Congressional concern about the public's level of knowledge about lead-based paint hazards in the home. It is now available for general distribution, and

must be provided to all tenants of housing receiving federal assistance in order to fulfill the current lead-based paint notification requirements found in 24 CFR 35.5. This brochure will also be used to satisfy the forthcoming regulations that will implement Sections 1012 and 1013 of the Residential Lead-Based Paint Hazard Reduction Act of 1992.

The new brochure was developed through a process that considered the comments of over seventy (70) individuals and organizations. It presents state-of-the-art information in a format that can be easily understood and will enable families to take responsibility for protecting themselves from lead hazards.

HA Distribution of Brochure to Tenants. HAs are required to reproduce and distribute the brochure, "Protect Your Family from Lead in Your Home," to every household participating in the low-rent public and Indian housing and HA-administered Section 8 programs. Copies will not be supplied by HUD.

The black and white copy of the brochure provided in this Notice can be easily reproduced. It was designed to be photocopied on both sides, folded, and stapled.

This brochure replaces the lead-based paint brochure currently in use entitled "Lead-Based Paint, A Threat to Your Children," GPO: 351-568 (1/93). The new brochure replaces Attachments A and B of HUD Handbook 7487.1 REV, and Appendix 44 of HUD Handbook 7420.8.

In the Section 8 Rental Certificate and Rental Voucher Programs, the brochure should be distributed to families selected to participate as part of the information packet required in Section 982.301. In the Section 8 Moderate Rehabilitation Program, the brochure should be distributed to families selected to participate no later than the point at which a unit is offered. Families currently participating in the Section 8 Programs should receive the brochure as soon as possible, or during the annual recertification process.

In the low-rent public and Indian housing program, the brochure should be distributed to families selected to participate no later than the point at which a unit is offered. Current public housing residents should receive the brochure as soon as possible, or during the annual recertification process.

Evidence of Receipt of Notification. HAs have been in the practice of maintaining records which provide evidence that the lead-based paint brochure has been received by households participating in the public and Indian housing and Section 8 programs. Although not required by law, collection of a receipt for the brochure has been a requirement for the public and Indian housing programs, in accordance with Handbook 7487.1 REV. For the public and Indian housing programs, the Department strongly recommends that HAs continue to collect and retain a receipt from each household to whom the new brochure is distributed. This will provide a measure of future protection where there may be litigation from an

individual or a class action on a lead-based paint issue, and is justified because the HA owns and manages housing in the public and Indian housing programs. Since the new brochure does not include a receipt portion, it is recommended that HAS develop a receipt to accompany the new brochure.

In the Section 8 Rental Certificate, Rental Voucher and Moderate Rehabilitation Programs, HAS are not required to collect and retain a receipt from each household to whom the new brochure is distributed. It is noted that the lead-based paint brochure is one of several items included in the Rental Certificate/Rental Voucher briefing information packet, none of which require an acknowledgement of receipt.

Alternate Sources of the Brochure. Single copies of the brochure may be obtained by calling the National Lead Information Clearinghouse at 1-800-424-LEAD or TDD:1-800-526-5456, or the EPA Public Information Center at (202) 260-2080.

Multiple copies of the brochure are available through the Government Printing Office (GPO) by calling the GPO Desk Order at (202) 512-1800, faxing (202) 512-2233, or writing to the Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954. Request the publication by title, "Protect Your Family from Lead in Your Home," and/or GPO stock number 055-000-00507-9. The price is \$26.00 per pack of 50 copies.

/s/ Kevin Emanuel Marchman
Deputy Assistant Secretary for
Distressed and Troubled Housing
Recovery

Attachment