

Joint Committee on Ways and Means

Carrier – House: Rep. Richardson
Carrier – Senate: Sen. Winters

Revenue: No revenue impact

Fiscal: Fiscal statement issued

Action: Do Pass the A-Engrossed Measure as Amended and Be Printed B-Engrossed

Vote: 18 – 0 – 4

House

Yeas: Buckley, D. Edwards, Garrard, Gilman, Jenson, Kotek, Nathanson, Richardson, G. Smith

Nays:

Exc: Galizio, Komp, Shields

Senate

Yeas: Bates, Carter, Girod, Johnson, Monroe, Verger, Walker, Whitsett, Winters

Nays:

Exc: Nelson

Prepared By: Kim To, Legislative Fiscal Office

Meeting Date: June 12, 2009

WHAT THE MEASURE DOES: House Bill 2134 modifies existing statutes and creates complementary programs within the Department of Human Services (DHS) and the Construction Contractors Board (CCB) for licensing and certification of lead-based paint activities in order to comply with new Environmental Protection Agency (EPA) regulations.

ISSUES DISCUSSED:

- New federal regulation requires that any “firm” performing renovation, repair or painting activities including window replacement on pre-1978 housing or on child-occupied facilities be trained and certified. Sections 3 and 4 of this measure uses the word “individuals” instead of “firm.”
- Need to clarify that individuals providing lead-based paint activities and renovation for compensation are required to be trained and licensed.

EFFECT OF COMMITTEE AMENDMENT: Clarifies that individuals performing lead-based paint activities for compensation are required to meet the certification and accreditation requirements set forth in Oregon Revised Statutes 431.920.

BACKGROUND: New regulations from the Environmental Protection Agency allow for changes to the administration of lead-based paint programs. Stakeholder cooperation during the legislative process closed statutory gaps and that left the public unprotected. Modification to the administrative and regulatory process also enabled the realignment of administrative and enforcement responsibilities between the Department of Human Services and Construction Contractors Board, eliminating bureaucracy and duplication.