

**\*\*\*Adopted\*\*\***

**AMENDMENT No. 1 PROPOSED TO**

**Senate Bill NO. 2877**

**By Representative(s) Committee**

6        **Amend by striking all after the enacting clause and inserting**  
7 **in lieu thereof the following:**

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9        SECTION 1. Section 49-17-509, Mississippi Code of 1972, is  
10 amended as follows:

11        49-17-509. (1) The commission shall adopt regulations for  
12 accreditation of lead-based paint activity training programs.  
13 Accredited training programs shall ensure the availability of, and  
14 provide adequate facilities for, the delivery of lectures, course  
15 tests, hands-on training and assessment activities. This includes  
16 providing training equipment that reflects current work practices  
17 and maintaining or updating the equipment and facilities as  
18 needed. The training program shall offer courses which teach work  
19 practice standards for conducting lead-based paint activities as  
20 adopted by the United States Environmental Protection Agency or  
21 the commission under Sections 49-17-501 through 49-17-531. These  
22 standards shall be taught in the appropriate courses to provide  
23 trainees with the knowledge needed to perform the lead-based paint  
24 activities they are responsible for. The commission also may  
25 adopt accreditation requirements for training programs providing  
26 refresher training programs.

27        (2) The commission shall adopt regulations establishing work  
28 practice standards for performing lead-based paint activities in

29target housing and child-occupied facilities. These standards may  
30include appropriate documented methodologies, clearance levels and  
31requirements for lead hazard screens, risk assessments, abatement  
32activities, sample collection and analysis and record keeping.  
33Beginning on August 31, 1998, all lead-based paint activities  
34shall be performed in accordance with work practice standards  
35adopted under Sections 49-17-501 through 49-17-531. The  
36commission shall implement a compliance monitoring program to  
37ensure compliance with the work practice standards.

38 (3) The commission shall adopt regulations for certification  
39of lead-based paint risk assessors, project designers,  
40supervisors, inspectors and workers.

41 (4) Applicants for the issuance or reissuance of  
42certificates required under Sections 49-17-511 through 49-17-519  
43shall submit to the commission, on forms prepared by the  
44commission, an application. In addition, the applicant shall  
45submit documentation deemed appropriate by the commission  
46providing the educational background and demonstrating  
47satisfactory completion of the applicable training programs and  
48shall pay the applicable fee.

49 (5) The commission shall require certificates issued under  
50Sections 49-17-511 through 49-17-521 to be reissued annually.

51 (6) Except as otherwise required by Sections 49-17-501  
52through 49-17-531, regulations adopted under Sections 49-17-501  
53through 49-17-531 shall be no more stringent than federal  
54regulations for lead-based paint activities.

55 (7) Sections 49-17-501 through 49-17-531 do not apply to a  
56person who is performing lead-based paint activities or abatement  
57of lead-based paint hazards in a residential dwelling owned by  
58that person, unless the residential dwelling is occupied by a  
59person or persons other than the owner or owner's immediate family  
60while these activities are being performed, or a child residing in  
61the building has been identified as having an elevated blood lead  
62level.

63 SECTION 2. This act shall take effect and be in force from

64and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 49-17-509, MISSISSIPPI CODE OF 1972,  
2 TO REVISE EXCLUSIONS UNDER THE LEAD-BASED PAINT ACTIVITY  
3 ACCREDITATION AND CERTIFICATION ACT TO BE CONSISTENT WITH FEDERAL  
4 REQUIREMENTS; AND FOR RELATED PURPOSES.