Ohio EPA prepares early stakeholder outreach fact sheets to ensure stakeholders are brought into the review process as early as possible and to obtain additional input and discussion before development of interested party draft rules.

What does OAC 3745-22 cover?
The rules in Ohio Administrative Code (OAC) 3745-22 establish Ohio’s licensing, certification and approval requirements for business entities and individuals that are performing activities related to asbestos including contractors, training providers, supervisors, workers, inspectors and project designers.

Why are these rules being sent out for Early Stakeholder Outreach?
The rules are being revised as the result of recent changes to the Ohio Asbestos Law ORC 3710 which are effective on October 16, 2019. These changes were made to obtain U.S.EPA approval of the Ohio EPA asbestos licensing program. This additional interested party notification and request for information will allow for early feedback before the rule language has been developed by the Agency.

What changes are being considered?
Ohio EPA will be changing the rules to reflect changes in ORC 3710. The most significant change being an asbestos hazard abatement activity will be defined as 3 linear feet or 3 square feet of friable material as opposed to the current as 50 linear feet or 50 square feet of friable material. Other changes being considered are an exemption for roofing contractor using rotating blade cutters to remove built up asbestos containing roofing materials and deleting “the taking out of friable asbestos containing material from any site” from the definition of removal.

Who will be regulated by these rules?
The rules in this chapter apply to all businesses and individuals who perform asbestos related activities.

What is the rulemaking schedule?
Upon completion of the Early Stakeholder Outreach portion of this rulemaking, Ohio EPA will make any changes necessary to the rule language and make a draft of the rule language available to the public for a 30-day review.

How can I provide input?
The Agency is seeking stakeholder input on potential amendments to OAC 3745-22. When preparing your comments, be sure to:
- explain your views as clearly as possible;
- describe any assumptions used;
- provide any technical information and/or data used to support your views;
- explain how you arrived at your estimate for potential burdens, benefits or costs;
- provide specific examples to illustrate your views; and
- offer alternatives.

Written comments will be accepted through close of business Friday, January 3, 2020. Please submit input to:
Mr. Paul Braun
Ohio EPA Division of Air Pollution Control
PO Box 1049
Columbus, Ohio 43216-1049
(614)644-3734
Paul.braun@epa.ohio.gov

What if I have questions?
These rules can be found on Ohio EPA’s website for electronic downloading at: http://epa.ohio.gov/dapc/regs/3745_22 or contact Mr. Braun (information provided above).
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What input is the Agency seeking?
The following questions may help guide you as you develop your comments.

- Is the general regulatory framework proposed the most appropriate? Should the Agency consider any alternative framework?
- What options are available for improving an identified concept? What options are available for improving the existing rules?
- Are there considerations the Agency should take into account when updating the existing rules? Are there considerations the Agency should take into account when developing a specific concept?
- Is there any information or data the Agency should be aware of when developing program concepts or rule language?

Contact
For more information, contact Paul Braun at Paul.braun@epa.ohio.gov or (614) 644-3414.