MEMORANDUM

To: Local Health Department and District Sanitarians

From: Paul D. Ice, Lead Poisoning Prevention Program
       Radiation, Toxic and Indoor Air Division

       Michelle L. Cochran, R.S., Assistant Director
       Radiation, Toxics and Indoor Air Division

Date: December 15, 2017

Re: Lead-Based Paint in Child Care Centers

We are reaching out to remind all Sanitarians of the requirements under Section 5.1.c of the Child Care Center Rule 64 CSR 21 which states: “All painted surfaces shall be free of lead pigment and other toxic material.” A guidance memorandum from Public Health Sanitation Staff in 2001 clarified that to meet this requirement all child care centers in the state that are in buildings built before 1978 should have a Lead Risk Assessment conducted by a West Virginia licensed Lead Risk Assessor. As you are conducting your inspections of these facilities, please remember to check to make sure that each center built before 1978 has had a risk assessment.

Under 64 CSR 45 section 8, of the Lead Abatement Licensing Rule, a licensed Lead Risk Assessor is required to generate a written report that provides “An assessment of the potential routes of lead exposure for occupants.” Furthermore, the report must include “A detailed description of recommended control strategies for reducing lead-based paint hazards and justification for the strategy selected, the locations where the recommended actions should take place, and a suggested prioritization for taking each action based on the degree of the hazard.”

The operator of the facility needs to not only have this assessment but comply with the assessment report in order to reduce or eliminate children’s exposure to lead-based paint. Please remember to check their risk assessment for lead containing materials before requiring repairs or alterations to the facility.

If you discover a facility that has not had a risk assessment, you can refer the child care center operator to me to assist them in obtaining a list of licensed risk assessors. Should you have any questions, of if I can provide assistance, contact me at (304) 356-4271 or if you prefer email: Paul.D.Ice@wv.gov.

350 Capitol Street, Room 313
Charleston, West Virginia 25301-3713
Telephone: (304) 558-2981