



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

NC 28 2012

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

MEMORANDUM

SUBJECT: Response to Office of Inspector General Final Report No. 12-P-0600 "Review of Hotline Complaint Concerning EPA's Lead-Based Paint Rule," dated July 25, 2012

FROM: James J. Jones
Acting Assistant Administrator
Office of Chemical Safety and Pollution Prevention

TO: Arthur A. Elkins, Jr.
Inspector General
Office of Inspector General

The purpose of this memo is to follow up on our November 1, 2012 meeting, which sought to resolve the differences between OIG and OCSPP's positions on Recommendation 1 of the Final Report. As you know, Recommendation 1 was that EPA re-examine the costs and benefits of the 2008 Lead Rule and the 2010 amendment to determine whether the rule should be modified, streamlined, expanded or repealed. At that meeting, OCSPP agreed to commit to contact a broader range of the regulated community to gather information on costs in future Lead Renovation Rulemakings.

Per your request, additional specifics on our intended corrective actions are detailed below:

Recommendation #1: OCSPP will gather information from a more extensive range of the regulated community on work practices and their costs when developing the Lead Renovation, Repair and Painting in Public and Commercial Buildings Rule (SAN: 5381; RIN: 2070-AJ56). This will require development, and OMB approval of, a new Informational Collection Request (ICR, under the Paperwork Reduction Act). The timeline for developing this rule is subject to both OMB approval of the ICR and a settlement agreement that stipulates the rule be proposed by July 1, 2015; the work practice analysis and cost estimates for the rule would be completed concurrent with that proposal.

FY13; Q2	Information gathering workplan begins. Submission of ICR to OMB for clearance.
FY13; Q4 thru FY14	After OMB clearance on the ICR, information gathering and analysis conducted.
FY15; Q2	Draft information and analysis submitted to OMB for Interagency review as part of Action Development Process
FY15; Q4	Work practice and cost information is published as part of proposed rule.

If you have any questions regarding this response, please contact Janet L. Weiner of my staff at (202) 564-2309.

Cc: Barbara Bennett, Chief Financial Officer
Janet Weiner, Audit Follow-up Coordinator, OCSPP