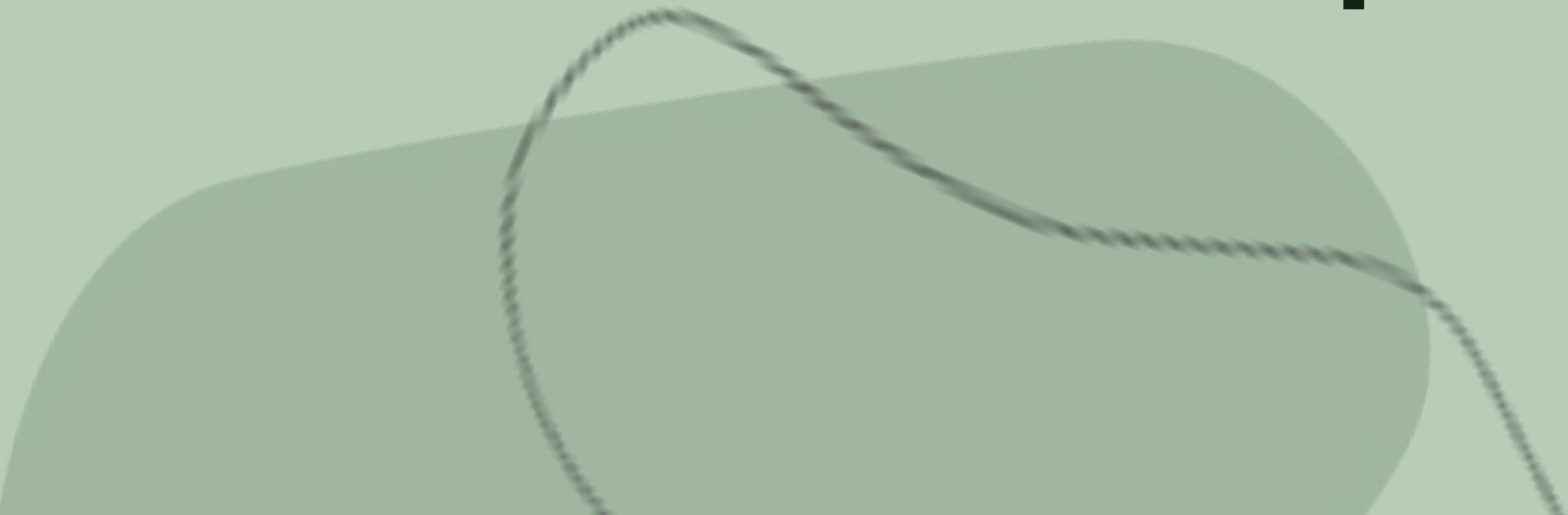


Legal Implications of Non-Compliance



Updates: Exam

- Inspector Technician Exam:
 - 105 Questions Multiple Choice
 - Updated February
- Risk Assessor and Supervisor Exams:
 - 100 Questions Multiple Choice
- Instructor Exams

Top 10 Compliance Violations Lead Inspection & Abatement

No 24-Hour Advance Notice

- Failing to notify the Maryland Department of the Environment (MDE) at least 24 hours before performing any dust test or other inspection activity.
 - Regulation(s): COMAR 26.16.02.03B(11); 26.16.05.04

Incomplete Testing Combinations

- Not identifying every testing combination and obtaining at least one XRF reading or paint sample—one per wall—in each room equivalent.
 - Regulation(s): COMAR 26.16.02.05D(4)(a)-(c)

No Certificate Issued

- Inspection contractor fails to issue a passing or failing certificate for every inspection performed.
 - Regulation(s): COMAR 26.16.02.03B(6)

Late Certificate Submission

- Inspection contractor does not provide certificates, laboratory results, and supporting documentation to MDE & owner within 10 days (passing) or 30 days (failing).
 - Regulation(s):
COMAR 26.16.02.03B(7)-(8); 26.16.05.05B-C

Missing Field Blanks

- Field blank dust-wipe samples not collected at $\geq 5\%$ of total (minimum one per 20) and at least one per day.
 - Regulation(s): COMAR 26.16.05.09D

Dust Samples – Wrong Locations

- Required dust samples (floor, window well, sill) not collected from each room as specified.
 - Regulation(s): COMAR 26.16.02.03B(5)

Deteriorated Paint Overlooked

- Failing to issue a failing certificate when chipping, peeling, or flaking paint is observed during visual inspection.
 - Regulation(s): COMAR 26.16.02.03B(4); 26.16.05.08C(1)

Improper 'Lead-Free' Certification

- Issuing a Lead-Free certificate where lead-based paint remains on interior or exterior surfaces.
 - Regulation(s): COMAR 26.16.02.02B(7)

Containment & Supervisor Oversight

- Supervisor must be ON-SITE at all times OR reachable and able to arrive within 2 hours (COMAR 26.16.01.11 B(2)).
- Interior containment: 6-mil plastic on floors/objects (4-mil for Risk Reduction), work area sealed; HVAC off; 'Caution, Lead Hazard, Keep Out' signs posted (COMAR 26.02.07.07; 26.16.01.11 C(6)).

Unaccredited Workers/Contractors

- Using workers or contractors who have not obtained required MDE accreditation and training.
 - Regulation(s):
Md. Environment Article § 6-1002(a); COMAR 26.16.01.05A