

By Mr. Morrissey of Quincy, petition of Michael W. Morrissey for legislation to require the registration of lead paint inspectors and lead paint removal contractors. Government Regulations.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Five.

### AN ACT REQUIRING THE REGISTRATION OF LEAD PAINT INSPECTORS AND LEAD PAINT REMOVAL CONTRACTORS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section 194 of chapter 111 of the General Laws, as most recently  
2 amended by section 1 of chapter 449 of the acts of 1974, is hereby  
3 further amended by adding the following four paragraphs: —

4 The director shall register and certify lead paint inspectors and  
5 lead paint removal contractors. Applications for registration as  
6 qualified lead paint inspectors and lead paint removal contractors,  
7 signed and sworn to by the applicants, shall be made upon blanks  
8 furnished by the director. Each applicant who shall furnish the  
9 director with satisfactory proof of graduation from an approved  
10 program of lead paint inspection and of such practical experiences  
11 as the director may by regulation prescribe, shall upon payment of  
12 a fee to be determined by the director, be examined, and, if found  
13 qualified by the director, be registered as a qualified lead paint  
14 inspector or lead paint removal contractor and entitled to a certificate  
15 in testimony thereof, signed by the director.

16 The director shall require that all lead paint inspectors and lead  
17 paint removal contractors registered in the commonwealth renew  
18 their certificates of registration with the director effective January  
19 the fifteenth, nineteen hundred and eighty-three and at one year  
20 intervals thereafter. The renewal application shall be accompanied  
21 by a fee to be determined by the director.

22 The director shall investigate all complaints relating to the proper  
23 inspection of lead paint in residential dwellings and the proper

24 removal of lead paint from residential dwellings. The director may,  
25 after a hearing pursuant to chapter thirty A, revoke, suspend, or  
26 cancel the certificate of registration, or reprimand, censure, or  
27 otherwise discipline a lead paint inspector or lead paint removal  
28 contractors registered under this section upon proof that the lead  
29 paint inspector does not conduct proper lead paint inspections and  
30 re-inspections in residential dwellings in accordance with the  
31 provisions of this chapter; or the lead paint removal contractor  
32 does not properly nor safely remove lead paint hazards from  
33 residential dwellings in accordance with this chapter.

34     Whoever, not being lawfully registered under this section to  
35 inspect lead paint in residential dwellings or to remove lead paint  
36 from said dwellings, holds himself out as a lead paint inspector or  
37 lead paint removal contractor or conducts inspections or attempts  
38 to conduct inspections or removes lead paint or attempts to remove  
39 lead paint hazards from residential dwellings shall be punished by a  
40 fine of not less than one hundred dollars nor more than five  
41 hundred dollars.