

# AAG Proposed Topics & Possible Focus Group Areas

## #1-State and Federal Regulations

**Possible Member Interest:** Worker Protection, Trade Associations, Env. Advocacy Groups, School Organizations, City-CO Public Works & Permitting, State & Federal Public Works, Waste & Materials Management, Citizen at Large

### **Possible Topics:**

- Combine statute, rules and NESHAP into one compliance assistance document
- Compile an updated work practices manual (including OSHA rules, project design, etc.), similar to one included in the 2006 rules
- Definitions of facilities, i.e. bridge, water tower, swimming pool, AC pipe & other infrastructure.
- Regulate vermiculite as an asbestos containing material
- Cities and Counties Building permits consistently require asbestos inspection
- MOU with OSHA to share information regarding site inspections
- State-Federal asbestos program equivalency and stringency
- Dispute resolution process
- Discuss relationship between inspection, sampling, and analysis
- Others?

## #2-Permitting

**Possible Member Interest:** Major Facilities, Minor Facilities, Asbestos Contractors & Consultants, General Construction Contractors, Consulting Engineering & Architects, City-CO Public Works & Permitting

### **Possible Topics:**

- Tiered permitting system based on length of permit (i.e. 2 wk. permit cheaper than an 8 mo. permit)
- Transportation & Disposal permit issued in 5 days
- Examine MT's minimum threshold for asbestos abatement for consistency
- Notice & fee for non-friable asbestos removal projects
- 5 day issuance of all permits under the NESHAP 160 ln ft. -260 sq. ft. quantity
- Examine MCA 75-2-503(2)-ACP issues permit in 7 days if <3K but effective date is 10 days (unless under 160/260)
- How long a permit and demo notice are to remain open (months, years ?)
- Require the permit to list the days and hours the abatement contractor is on site removing asbestos
- Others?

### **#3 Funding**

Possible Member Interest: Major Facilities, Minor Facilities, Asbestos Contractors & Consultants, General Construction Contractors, Consulting Engineering & Architects, Trade Associations, School Organizations, City-CO Public Works & Permitting, State & Federal Public Works, Citizen at Large, State & Federal Public Works

#### **Possible Topics:**

- Fees based on quantity of material removed
- Fees based on length of time a permit is open (short duration & long duration)
- Fees based on program review of clearance sampling and other contractor submittals
- Proposed rulemaking to allow refunds from permit and accreditation payments
- State to request AHERA delegation from EPA
- Develop an asbestos monitoring accreditation
- Public notice of inspections web-posting fee
- Flat fee for non-friable removal projects
- Deposit penalties into state special revenue account
- Registration fees for companies employing asbestos professionals
- Others?

### **#4 Enforcement and Cleanup**

Possible Member Interest: Worker Protection, Trade Associations, Environmental Advocacy Groups, Asbestos Contractors & Consultants, General Construction Contractors, Consulting Engineers & Architects, City & County Public Works & Permitting, Waste & Materials Management, Citizen at Large

#### **Possible Topics:**

- Fines for demolishing a building or renovating a building w/o a thorough inspection (currently a warning letter for most incidents)
- Cleanup of un-intended releases
- Cleanup of asbestos at Superfund and State remediation sites
- Examine whether a clean-up standard for soils needs to be developed
- Examine how to address non-compliance in general construction and landfills
- Others?

#### **Parking Garage**

- State apply for AHERA primacy
- Regulating residential structures