



Recently Adopted Asbestos Rule Significant Changes

Air Resources Division
October 17, 2024





Part 2 of 2
Asbestos License/Certification
Requirements



PLEASE BE AWARE THAT:

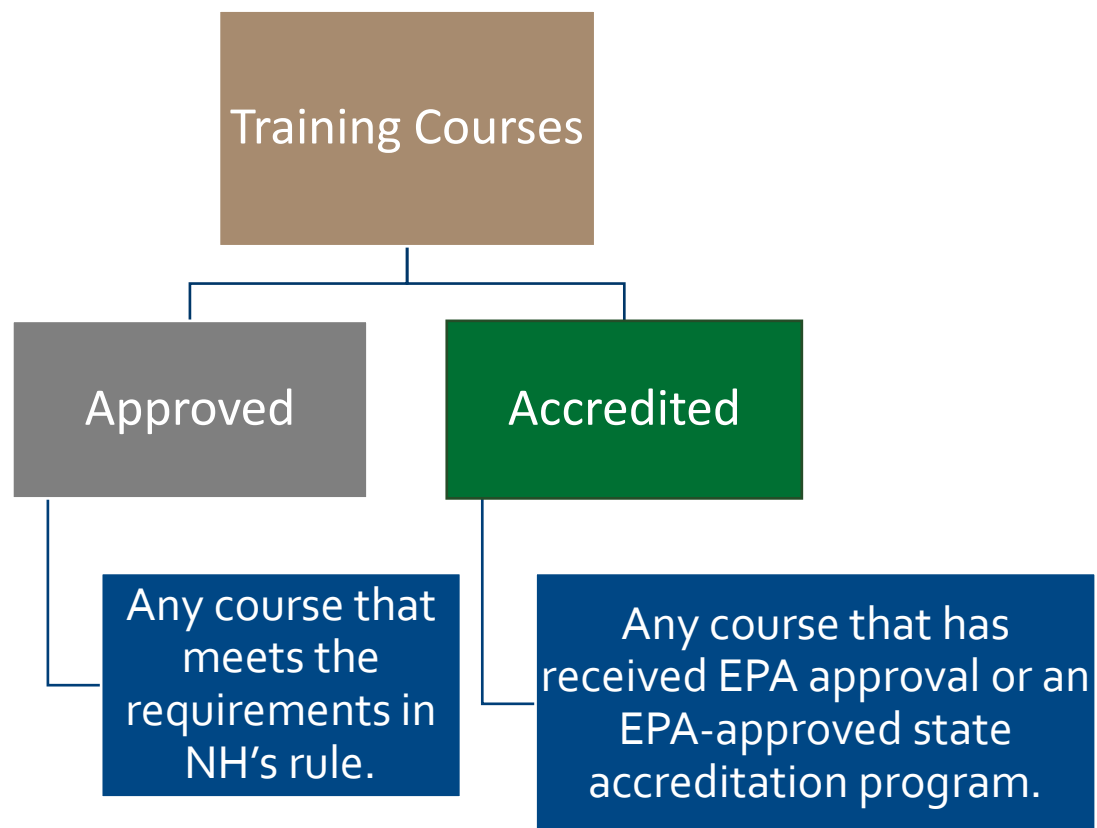
- This presentation does not describe all the changes made to Env-A 1800, effective November 1, 2024.
- Please review Env-A 1800 on the NHDES website by going to Rules and Regulatory then Administrative Rules to see all changes made to the rule. Under Filter by Keyword, type in “asbestos” then click on Refine Results.

Filter by Keyword:	Filter by Document Type:	Filter by Subcategory:	REFINE RESULTS >
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- The changes described in this presentation are not the official requirements. You must comply with the requirements as specified in Env-A 1800.
- In case of a conflict between this presentation and Env-A 1800, the requirement in the rule must be followed.

Revised Training Course Requirements

Env-A 1814



What must be submitted for the 2 types of asbestos training courses:

- **Accredited** – Submit notification, on form provided by NHDES, 10 working days prior to holding course.
- **Approved** - Submit an application to NHDES with information about the training provider and course(s).

All training courses must comply with the Model Accreditation Plan (MAP) as described in 40 CFR 763, Subpart E, Appendix C.

Basic Requirements Prior to Abatement Work

Env-A 1815.13/Env-A 1815.14



When performing work at an asbestos abatement project in NH, workers must provide on site, at a conspicuous location outside the work area where site conditions do not require personal protective equipment to be worn by those present, the:

- Certification issued by the department and
- Current training certificate(s) issued to that individual.



Revised Training Requirements

Env-A 1815.13/Env-A 1815.14



Initial training course required for individuals:

- Who have not previously completed an initial training course;
- Holding a certification that has been suspended or revoked;
- Who fail to obtain a score of 70% or greater on the required written examination, 3 consecutive times; or
- Whose training certificate has been expired for more than 12 months.

Refresher training course if training certificate is expired for 12 months or less.

Require a current training certificate while certification is valid.

Training taken must meet MAP requirements for the specific discipline.

Reciprocity granted for training requirements if substantially equivalent to NH requirements.



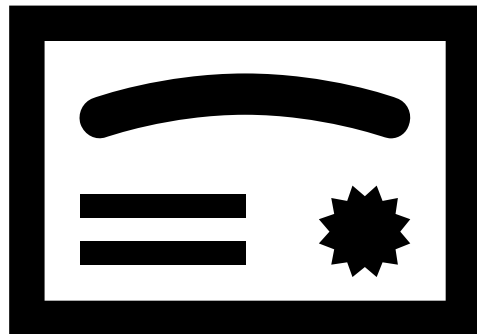
Revised License/Certification Requirements

Env-A 1816



Asbestos abatement entity shall not engage in any asbestos abatement project in NH without first:

- Being currently licensed by NHDES; and
- For contractors or employers, being registered and in good standing to do business by the NH Secretary of State.



Supervisor

- Clarify that experience requirement for application is performing major asbestos abatement in containment for 10 projects or 80 calendar days.

• Worker

- Allowed to designate a company mailing address for delivery of application correspondence.

Please be aware that all license and certification applications have been updated.

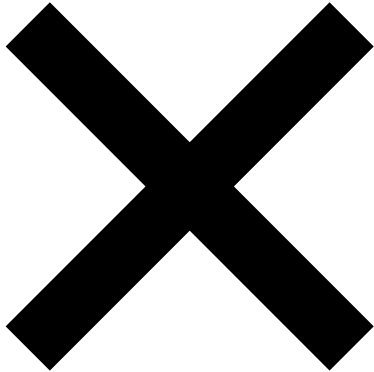
Expanded Reasons to Suspend/Revoke

Env-A 1815



Your license or certification may be suspended or revoked if:

- Work is done at a project without an entity or person:
 - Having applied for and being issued the appropriate license or certification; or
 - Being in physical possession of a current license or certification.
- A license/certification is duplicated or used by another entity or person.
- Training is obtained from a training provider that does not have approval to offer training for the particular discipline.
- Fees/administrative fines/civil or criminal penalties are owed; an administrative/restoration/restitution order was not complied with; or has been designated as a chronic non-complier.
- License holder allows work to be performed by an employee/individual not having a current training certificate or not being in physical possession of a current training certificate.
- Certification holder performs work not having a current training certificate or not being in physical possession of a current training certificate.
- There is a failure to comply with any of the licensing or certification requirements.





Asbestos Disposal Site (ADS) Requirements

ADS License

You are required to submit a certificate of good standing for companies.

You must renew 90 days or less prior to expiration.

Company is required to maintain a list of current employees who perform work under your license.

ADS Certification

For an initial experienced worker, need a minimum of 40 hours that the applicant has engaged successfully in the disturbance of asbestos at an ADS.

- If not yet reached, then certification as worker-in-training.

You must renew 90 days or less prior to expiration, but only if current certification not yet expired or expired less than 3 years.

Certification is valid for 12 months from date of issuance.

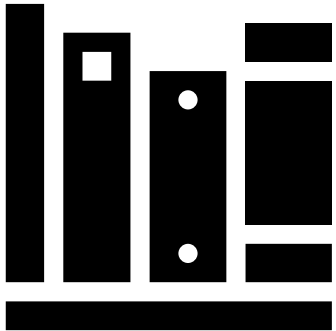
Please be aware that both license and certification application fees are now non-refundable.

Asbestos Disposal Site Training Requirements

Env-A 1819



- Basic training program prior to applying for certification required for individuals:
 - Who were not previously certified as an ADS worker.
 - Whose certification expired more than 3 years prior to the training date.
 - Holding a certification that has been suspended or revoked.
 - Failing to obtain a score of 70 percent or greater on the required written examination, 3 consecutive time.
- Annual refresher training is allowed only if certificate expiring/expired 3 years or less.
- After completing training and within 6 months of application, you must take and pass an exam administered by NHDES, scheduled monthly and containing 50 questions initial/25 questions refresher. You will have 1 hour to complete the exam.





For more information

Get a copy of the updated rule online at <https://www.des.nh.gov/rules-and-regulatory/administrative-rules> or contact the NHDES Public Information Center for a paper copy.

Contact the Asbestos Management Section at (603) 271-0820 or asbestos@des.nh.gov.

Go online to www.des.nh.gov/waste/asbestos.