



**House
Legislative
Analysis
Section**

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ASBESTOS ABATEMENT SUNSET

House Bill 4604

Sponsor: Rep. Dale Shugars

Committee: Public Health

Complete to 4-26-93

A SUMMARY OF HOUSE BILL 4604 AS INTRODUCED 4-1-93

The Asbestos Abatement Contractors Licensing Act was amended in 1990 to exempt from its provisions licensed electricians, mechanical contractors, plumbers, and residential builders who remove small amounts of asbestos in the course of their primary work, if they meet certain requirements. The 1990 amendments also created an Asbestos Abatement Fund to be used for the asbestos-related duties of the Department of Public Health, and instituted fees to be paid by contractors and deposited into the fund. These provisions are due to expire June 1, 1993. House Bill 4604 would amend the act to delete the expiration date on the 1990 provisions.

Further, the bill would require that the owner of a building have a post-abatement air monitoring check performed by a neutral party who is completely independent of the asbestos abatement contractor who performed the abatement activity. (The bill would define "neutral party" to mean "a business entity that is not part of the asbestos abatement contractor's primary or secondary family and is not legally associated to any business operated by" the contractor.) The bill would require that the post-abatement check be done at each abatement site involving 10 or more linear feet or 15 or more square feet of friable asbestos materials. The post-abatement check would have to involve a "negative pressure enclosure" as specified by federal regulations. Whenever feasible, the check would have to make use of aggressive air sampling methods described by federal law. Further, after completion of an asbestos abatement project, the level of asbestos could not exceed 0.01 fibers per cubic centimeter of air, where the fibers are more than 5 micrometers in length, when sampled and analyzed according to "Method 7400 entitled 'Fibers'" issued by the National Institute of Occupational Safety and Health.

Finally, the bill would specify that if the license of a business entity was denied, suspended or revoked under the act, the action would apply to each person exercising control of the business.

MCL 338.3103 et al.

House Bill 4604 (4-26-93)