



State of Oregon Department of Environmental Quality

Informational Paper: Asbestos Surveys and Survey Report Requirements

Asbestos 2018 rulemaking
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Introduction

The Oregon Department of Environmental Quality reviewed asbestos rules in Oregon Administrative Rule 340 Division 248 under the authority of Oregon Revised Statute 468A.700-.760. This review provides stakeholders and DEQ with an opportunity to evaluate and clarify regulations and standards for asbestos-related activities, where a potential for exposure to asbestos fibers exists. This paper examines Division 248 rules for asbestos abatement work practices and procedures, specifically related to asbestos surveys and asbestos survey reports.

Background

In 2015, a rulemaking advisory committee for Senate Bill 705¹ brought up challenges that disposal facilities have in identifying asbestos contaminated construction and demolition debris. To address this issue, a concept was provided at the meeting for DEQ to establish requirements for asbestos surveys and asbestos survey reports. The requirements would align with the level of due diligence that is commonly implemented by accredited asbestos inspectors and has the potential to provide consistency in surveys and survey reports used to identify asbestos in project materials.

Asbestos surveys and asbestos survey reports

DEQ looked at other state rules and common survey practices to develop conceptual draft rule language. DEQ provided this draft language because the concept would add new rule language to the work practices and procedures. The draft language, below will be discussed at the Sept., 28, 2017 Asbestos Rulemaking Advisory Committee meeting.

340-248-0270

Asbestos Abatement Work Practices and Procedures

(1) Except as OAR 340-248-0250 provides, prior to performing a demolition or renovation activity on a facility or an installation, the owner or operator of a facility must have an accredited inspector thoroughly survey the affected facility, or part of the facility where the demolition or renovation operation will occur, for the presence of asbestos-containing material, including nonfriable asbestos material.

¹ Documents from the DEQ SB 705 rulemaking can be found on the DEQ Website:
<http://www.oregon.gov/deq/Regulations/rulemaking/Pages/Rasbestos2015.aspx>

(2) The owner or operator of a facility that requires a survey under OAR 340-248-0270(1) must send a copy of the Asbestos Survey Report to DEQ upon request by DEQ and keep a copy of the survey report onsite at the facility during any demolition or renovation activity.

(3) The survey required by OAR 340-248-0270(1) must include all of the following, unless the owner or operator of the facility will treat all material as presumed to be asbestos-containing material and will remove all of it in compliance with the requirements of this division as if it were friable asbestos-containing material:

(a) Collection of samples of all materials suspected of being asbestos-containing materials, including at least one bulk sample for each homogeneous material suspected of being asbestos-containing material;

(b) For sprayed or troweled on surfacing materials, collection of at least three (3) bulk samples for each homogeneous area;

(c) The testing of each sample collected under subsections (a) and (b) by an accredited laboratory to determine whether it is asbestos-containing material;

(d) An Asbestos Survey Report that contains the following:

(A) The date or dates that the asbestos survey was performed;

(B) The phone number and a copy of the certificate of each accredited inspector that performed a survey;

(C) Project site address and location where the survey was performed;

(D) Name and phone number of the owner or operator of the facility where the asbestos survey was performed;

(E) Description of the facility or area surveyed, including its past, current, and future use, area square footage, approximate construction date, and number of floors;

(F) The purpose of the asbestos survey, for example, whether it is for a project involving pre-demolition, renovation, removal of asbestos-containing material due to damage from fire, water, or other purpose;

(G) Detailed description of any limitation of the asbestos survey, for example an inaccessible area; and

(H) A table listing all of the homogeneous materials sampled and identified as asbestos-containing material. The table must include the following for each material:

(i) The percent asbestos and type of asbestiform, as determined by the accredited laboratory that analyzes the sample;

- (ii) A description of the material color, texture, and pattern;**
- (iii) The location of the material in the facility;**
- (iv) A description of the material condition as in good condition or in poor condition;**
- (v) The identification of the material as friable or nonfriable; and**
- (vi) The approximate quantity of the material located in the facility;**
- (I) A recommendation of a response action that complies with the requirements of division 248; and**
- (J) A complete copy of the laboratory report. The minimum requirements for the laboratory report include:**
 - (i) Laboratory name, address, and phone number;**
 - (ii) Unique sample analysis identification number;**
 - (iii) Bulk sample analysis results showing asbestos content;**
 - (iv) Name of the analyst; and**
 - (v) A description of the completed chain of custody for the material.**