Is the structure where the O&M work will be occurring a single family dwelling or an apartment or condominium of 4 or less units?

Yes

Is the O&M project part of a larger annual O&M plan including other homes or buildings on the same site?

No

TAHPR and NESHAP not applicable. OSHA worker protection rules may apply.

Yes

Regulated by the TAHPR and/or the NESHAP. Is the facility a public building (allows general public access) or will it be used as a public building?

No

Regulated by the NESHAP. Asbestos survey must be performed. Are the other buildings public?

No

Asbestos surveys of all parts of all public buildings affected by your annual O&M plan must be performed in accordance with TAHPR by a DSHS licensed asbestos inspector. Your inspector may estimate the amount of Asbestos Containing Building Material (ACBM) to be disturbed by O&M and perform surveys as needed later. Do surveys identify any ACBM?

Yes

Asbestos survey must be performed in accordance with NESHAP. In commercial buildings the inspector must have had an EPA/State approved asbestos inspector’s course. Your inspector may estimate the amount of RACM to be disturbed by O&M and perform surveys as needed later. Does the survey identify Regulated Asbestos Containing Material (RACM) above the 160 square feet, 260 linear feet, or 35 cubic feet removal threshold (total for all buildings combined)?

No

Submit annual O&M notification to DSHS a minimum of 10 working days prior to the start of the year or initial removal of the RACM.

RACM must be removed prior to O&M in accordance with NESHAP.

NESHAP trained person must be on site during removal of RACM.

TAHPR and NESHAP not applicable. OSHA worker protection rules may apply. Note: Do not break project into smaller parts to avoid intent of law.

Yes

Submit annual O&M notification to DSHS a minimum of 10 working days prior to the start of the year or initial removal of the ACBM.

Prior to O&M, ACBM on the interior of the building and on covered walkways and porticos must be abated by a licensed asbestos abatement contractor.

RACM on the exterior must be abated in accordance with NESHAP.

NESHAP trained person must be on site during removal of RACM.

No

TAHPR and NESHAP not applicable. OSHA worker protection rules may apply.

Key:

EPA – Environmental Protection Agency
DSHS – Department of State Health Services
TAHPR – Texas Asbestos Health Protection Rules
NESHAP – National Emission Standards for Hazardous Air Pollutants
OSHA – Occupational Health and Safety Administration
RACM – Regulated Asbestos Containing Material
ACBM – Asbestos Containing Building Materials

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