

REQUIREMENTS FOR CONDUCTING ASBESTOS WORK IN NORTH CAROLINA

This listing provides a partial synopsis of requirements and regulations affecting contractors performing asbestos management/abatement activities in North Carolina. Brief discussions of some of the regulatory requirements are included:

Asbestos Hazard Emergency Response Act (AHERA)

(40 CFR Part 763; NC Gen. Stat. §130A-444 through §130A-451)

40 CFR Part 763 regulates asbestos activities in public and private elementary and secondary schools. The rule requires schools to inspect for asbestos containing materials, develop asbestos management plans, and implement response actions in a timely manner. To carry out these activities, schools must use trained individuals. The NC Asbestos Hazard Management Program (AHMP), established by N.C. Gen. Stats. §130A-444 through §130A-451, requires that these trained individuals become accredited by passing an EPA approved course and examination. After successful completion of the EPA approved course(s), each individual must obtain an accreditation number from the NC Health Hazards Control Unit (HHCU).

For more information about the administration of this program in North Carolina, contact:

NC Department of Health and Human Services
Division of Public Health
Occupational and Environmental Epidemiology Branch
Health Hazards Control Unit
1912 Mail Service Center
Raleigh, NC 27699-1912
Telephone: 919-707-5950

Asbestos Hazard Management Program

(NC Gen. Stat. §130A, Article 19; 10A N.C.A.C. 41C .0601-.0608, .0611)

This statute governs requirements pertaining to:

- 1) Criteria for asbestos exposure in public areas;
- 2) Accreditation of persons conducting asbestos management activities;
- 3) Obtaining and maintaining course approval; and
- 4) Obtaining a permit prior to conducting asbestos removal projects.

For more information about the administration of this program in North Carolina, contact:

NC Department of Health and Human Services
Division of Public Health
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National Emissions Standards for Hazardous Air Pollutants (NESHAP)

(40 CFR Part 61, Subpart M; 10A N.C.A.C. 41C .0609 and .0610)

NESHAP standards address activities associated with the demolition and renovation of buildings which may contain asbestos, as well as the handling and disposal of asbestos containing waste material. Notification is required for demolitions whether or not asbestos is present. Notification is also required for building renovations when asbestos is present. Air emissions of asbestos are addressed as well. To provide notification or for more information, contact:

NC Department of Health and Human Services
Division of Public Health
Occupational and Environmental Epidemiology Branch
Health Hazards Control Unit
1912 Mail Service Center
Raleigh, NC 27699-1912
Telephone: 919-707-5950

Local Ordinances

The following counties have been delegated authority by the US Environmental Protection Agency to enforce the NESHAP within their jurisdictions. The following county agencies must be notified, in addition to the NCDHHS, Health Hazards Control Unit, of demolitions and asbestos removal projects occurring within their county:

Buncombe County

Western North Carolina Regional Air Pollution Control Agency
125 South Lexington Ave., Suite 101
Asheville, NC 28801
Telephone: 828-250-6777

Forsyth County

Environmental Assistance and Protection
Forsyth County Government Center
201 N. Chestnut Street, 5th Floor
Winston-Salem, NC 27101
Telephone: 336-703-2440

Mecklenburg County

Mecklenburg County Land Use and Environmental Services Agency
Mecklenburg Air Quality
2145 Suttle Avenue
Charlotte, NC 28208
Telephone: 704-336-5430

NC Occupational Safety and Health Standards for the Construction Industry (29 CFR 1926 and 29 CFR 1910; 13 N.C.A.C. 7C .0101)

29 CFR 1926.1101 establishes requirements for construction and related work involving asbestos, including demolition, removal, installation and transportation.

29 CFR 1010.1001 establishes requirements for general industry.

For more information, contact either of the following:

NC Department of Labor
OSH Division
Bureau of Consultative Services
4 West Edenton Street
Raleigh, NC 27601
Telephone: 919-807-2899

NC Department of Labor
OSH Division
Bureau of Education, Training &
Technical Assistance
4 West Edenton Street
Raleigh, NC 27601
Telephone: 919-807-2875
1-800-NC LABOR (in state only)
(1-800-625-2267)
919-807-2823 (local & out of state)

Transportation (49 CFR 173.1090)

The NC Department of Transportation enforces requirements for transporting and manifesting asbestos and asbestos waste. For more information, contact:

Motor Carrier Enforcement Administration Section
NC State Highway Patrol
512 N. Salisbury Street
Raleigh, NC 27604
Telephone: 919-715-8683 Ext. #8

Landfill Operational Requirements (10 N.C.A.C. 10G .0505)

These rules regulate the disposal of asbestos waste in permitted solid waste landfills. Approval of waste to be disposed in North Carolina landfills is regulated by the NC DENR. Division of Solid Waste Management, Solid Waste Section. Final acceptance of the waste is the decision of the local landfill operator who should be contacted directly. For more information on the landfills, go use the following website link or contact: <https://deg.nc.gov/about/divisions/waste-management/waste-management-rules-data/solid-waste-management-annual-reports/solid-waste-permitted-facility-list>

Eastern District
NC DENR
Fayetteville Regional Office
Solid Waste Section
225 Green Street, Suite 714
Fayetteville, NC 28301
910-433-3300

Central Office
NC DENR
1646 Mail Service Center
Raleigh, NC 27609-1646
919-707-8200

Western District
NC DENR
Asheville Regional Office
Solid Waste section
2090 US Hwy 70
Swannanoa, NC
828-296-4500

Guideline Criteria for Asbestos Abatement

The NC Department of Administration, Division of State Construction requires that this document be utilized to develop an asbestos abatement specification plan for state-owned buildings.

The NC Department of Education has the same requirements for abatement projects in public school buildings.

For more information, contact either of the following:

NC Department of Administration
State Construction Office
NC Education Building, Suite 450
1307 Mail Service Center
Raleigh, North Carolina 27699-1307
Telephone: 919-807-4076

NC Department of Health and Human Services
Division of Public Health
Occupational and Environmental Epidemiology Branch
Health Hazards Control Unit
1912 Mail Service Center
Raleigh, NC 27699-1912
Telephone: 919-707-5950

Dusty Trades Act

(NC Gen. Stat. §97, Article 1, Section 97-61.1 through 97-73)

The Dusty Trades Program as administered by the NC DHHS, Division of Public Health, was discontinued June 30, 2002. The NC Industrial Commission now holds the authority for enforcing compliance with the statutory requirements set out by the Workers Compensation Act.

Licensing for Contractors

Licensing is required for performing general contract work, including asbestos contracting, in North Carolina. For more information, contact:

NC Licensing Board for General Contractors

Mailing Address:

P.O. Box 17187
Raleigh, NC 27619

Telephone: 919-571-4183

Website: <http://www.nclbgc.org>

Physical Address:

3739 National Drive, Suite 225
Raleigh, NC 27612