



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

MEMORANDUM

SUBJECT: Office of Compliance and Office of Pollution Prevention and Toxics, Lead-based Paint Programs Grant Guidance for FY2017

FROM: Elizabeth Vizard, Chief *Elizabeth Vizard*
Pesticides, Wastes, and Toxics Branch
Office of Compliance

Michelle Price, Chief *Michelle Price*
Lead, Heavy Metals and Inorganics Branch
Office of Pollution Prevention and Toxics

TO: Regional TSCA Enforcement and Program Managers

Attached are final versions of the Office of Compliance (OC) and the Office of Pollution Prevention and Toxics (OPPT) Lead-based Paint Programs Grant Guidance for FY2017 as well as the OC TSCA State Performance Measures Excel spreadsheet. Please share these documents with your Region's states, territories and tribes that have or are working towards a TSCA authorized program. The OC guidance incorporates comments from Regions, states, territories, and tribes. Regional TSCA Enforcement managers should share the TSCA State Performance Measures Excel spreadsheet with their states, territories and tribes as well. Please note that the Agency has not yet obtained approval from the Office of Management and Budget (OMB) for the Excel spreadsheet. Until EPA obtains approval from OMB for the Excel spreadsheet, the use for end-of-year reporting in the Excel spreadsheet is voluntary.

While the OPPT and OC guidance documents are being issued together under this memorandum, each program's guidance remains a separate document for FY2017. Our goal is to have the TSCA grant guidance for FY2018 consolidated into one document, so that Regions, states, territories and tribes can better understand the responsibilities of managing grants associated with both offices. The OC funds must be used for compliance and enforcement activities including, but not limited to, conducting inspections, case development, enforcement actions, inspector training and purchasing inspection equipment for asbestos, lead-based paint, or PCB authorized programs. As stated in the OPPT guidance, funds must be used for the development and implementation of lead-based paint programs only. Authorized activities for the OPPT funds include, but are not limited to, develop enabling legislation and adopt implementing regulations; develop work practice standards for the conduct of lead-based paint activities and for the conduct of renovation, repair, and painting; and develop a lead-based paint program training and certification program. Additionally, there is an ongoing effort to update the funding formula for the OC TSCA State and Tribal Assistance Grant (STAG) funding to be consistent with the National Program Managers

Guidance. To formalize a formula change, EPA will need to include a proposed change in its annual Congressional budget request. For FY2018, federal agencies are not preparing the usual budget requests, therefore, any changes to OC's TSCA STAG formula will need to be included in the FY2019 budget submission that gets prepared next year. OC will continue to work on the request to change the funding formula, and will update regional enforcement managers.

Thank you to the individuals in the states, EPA regions, and Headquarters who helped OC in the drafting of the grant guidance. If you have any questions about OC's TSCA STAG, please contact Elizabeth Vizard at 202-564-5940 or Everett Bishop at 202-564-7032. If you have questions about OPPT's TSCA STAG, please contact Michelle Price at 202-566-0744 or Mark Henshall at 202-566-0523.

Attachments