

LEAD REGULATION EXEMPTIONS: PERMANENT SUPPORTIVE HOUSING PROGRAM

This worksheet should be placed in the project file for any residential property that is assisted with tenant-based rental assistance funds.

Exemptions from Requirements of 24 CFR Part 35

For a "yes" answer, the property is exempt from the Lead Disclosure Rule (LDR) and/or the Lead Safe Housing Rule (LSHR), as shown in the right-hand column. The paragraphs in the regulation that establish each exemption is also shown.

| Question | Regulatory Citation | Yes | No | If yes, exempt from: |
|---|---|-----|----|----------------------------|
| Was the property constructed on or after January 1, 1978? | 35.86, 35.115(a)(1) | | | LDR and LSHR |
| Is this a zero-bedroom unit or property? (e.g. , SRO, efficiency) | 35.86, 35.115(a)(2) | | | |
| Is this dedicated elderly housing? (i.e., age 62 or older) | 35.86, 35.115(a)(3) | | | |
| Is this housing dedicated for the disabled? | 35.86, 35.115(a)(3) | | | |
| Has a paint inspection conducted in accordance with 40 CFR 745 established that the property is free of lead-based paint? * | 35.82(b) <i>[Note: The disclosure exemption applies to leases only],</i> 35.115(a)(4) | | | |
| Has all lead-based paint in the property been identified and removed, with qualified clearance examiner reporting the project passed clearance? * | 35.115(a)(5), 35.1340 | | | LSHR |
| Will the unit be occupied for a total of less than 100 days under emergency leasing assistance to eligible households? | 35.115(a)(11) | | | |

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| * Date of the inspection or clearance report: Printed name of lead based paint inspector, risk assessor or sampling technician: | |
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