To conserve resources, print handouts of these slides will be available upon request.
Bill of Fare

- The Committee
- 2018 Review
- Vision for Reciprocity
- States
- Special Focus- NJ
- Initiatives
- 2019 looking ahead

annual meeting 2019

To conserve resources, print handouts of these slides will be available upon request.
IAQA G.A. STRUCTURE

• ALL-VOLUNTEER COMMITTEE
  • NO BUDGET IMPACT
  • ALL IAQA WELCOME
  • BALANCE ASSESSORS, RESTORERS, MANUFACTURERS, LEGAL, LABS, AND PUBLIC OFFICIALS
• FIND US
  • IAQA.ORG
  • QTRLY IN THE AIR
WHO WE ARE

**Government Affairs Leadership**

Cole Stanton cstanton@icpgroup.com – Co-Chair
Todd Stevens ststevens2@gmail.com and tstevens@buildingspecs.com – Co-Chair
Wei Tang, Ph.D. wtang@qlabusa.com – Vice Chair
Jennifer Salvilla JSalvilla@servpronet.com – XC Advisor
Brendan Breen bbreen@ahint.com - Staff

**Government Affairs Committee Members**

Joe Murphy joe@phoenixrestorationinc.com
Scott Herzog Sherzog@hetiservices.com
Fred Schauf fschauf@4spectrum.com
Tim Kirk tim@alvistaenvironmental.com
Joe Hughes joe.hughes@iaqtraining.com
Tom Yacobellis Tom.Yacobellis@us.ductz.com
Rich Gray rich@certified-environmental.com
Michael Bowdoin pmbowdoin@gmail.com
Joe Footlik joef@glenview.il.us
Stanley Yeskolski stanley@inspectproperty.com
Steve Timpany Steve@smsindoor.com
Scott Vogel svogel@emergiclean.com
Eugene Fowler fowlereu@kean.edu
Tom Adams tadams@pennoni.com
Dean Klopp dklopp@proaccorp.com
Kent Shadley kshadley@aegindy.com
Tom Vaccara tomvaccara@gmail.com

**Just Some Government Affairs Committee Advisors**

Michael McNatt mike@restopro.com
Francina Thadigiri fthadigiri@emlabpk.com
John Lapotaire John@FloridaIAQ.com
David Dybdahl dybdahl@armr.net
Alice Yates AYates@ashrae.org
Wei Tang, Ph.D. wtang@qlabusa.com
Florence Wu Florence@aemtek.com
Guy Sylvester guys@absoluteresourceassociates.com
Christine Robinson crobinson352@verizon.net
Randy Lynch env1261@aol.com
FUNDAMENTALS:
RESPOND
IDENTIFY
ANALYZE
INFORM

ADVOCACY: ONLY WHEN CONSENSUS
WHEN WE MEET

Government Affairs Leadership
Meets every Monday from 10-11am ET

Government Affairs Committee
Meets on the second Tuesday of the month 1-2:30pm ET

Call in number: 605-472-5676
Code: 865-483

OUR STAFF TRANSITION

Government Affairs Staff:
2018 Transition from ASHRAE’S Jim Scarborough
- We wouldn’t be the GA without Jim’s service

To AH’s
Brendan Breen
• Meetings
• Agendas
• Minutes
• Surveys & Polls
• Bulletins to Membership
Overview of 2018

LATE SPRING ONWARD, POLITICAL PARALYSIS SET IN IN MOST PARTISAN PRE-MIDTERM SEASON POSSIBLY EVER. BOTH FEDERAL AND STATE, AND LEGISLATURES HAD ABBREVIATED SESSIONS.

POST-MIDTERM ELECTIONS, NOT MUCH RELIEF AT FEDERAL. PARTISANSHIP INTENSIFIED, AND NOW THE PARTIAL SHUTDOWN....

AT STATE LEVEL, LEGISLATURES ARE ONLY NOW COMING BACK INTO SESSION. INTERIM: LAME DUCK MAJORITIES PLUGGED IN BARRIERS TO CHANGE, BUT MOSTLY ELECTORAL-RELATED

LEGISLATURES JUST NOW COMING BACK INTO SESSION. THE ONSLAUGHT HAS BEGAN. EXPECTATION OF A VERY BUSY YEAR FOR IAQA GA.
## Overview of 2018: SELECT STATE AND SPECIAL INITIATIVES

<table>
<thead>
<tr>
<th>State/Region</th>
<th>Initiative Details</th>
<th>Contact Details</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>CALIFORNIA</strong></td>
<td>MOLD LICENSING, LEAD</td>
<td>TIM KIRK, RICH GRAY</td>
</tr>
<tr>
<td><strong>NEW YORK STATE</strong></td>
<td>MOLD LICENSING, INGREDIENT DISCLOSURE</td>
<td>FRED SCHAF, COLE STANTON</td>
</tr>
<tr>
<td><strong>NEW YORK CITY</strong></td>
<td>MOLD &amp; ALLERGEN REGS, NYC HOUSING AUTHORITY</td>
<td>MARK DROZDOV</td>
</tr>
<tr>
<td><strong>NEW HAMPSHIRE</strong></td>
<td>MOLD LICENSING</td>
<td>GUY SYLVESTER, SCOTT HERZOG</td>
</tr>
<tr>
<td><strong>MARYLAND, VIRGINIA, DELAWARE, DC</strong></td>
<td>MULTIPLE, INCLUDING DC MOLD LICENSING</td>
<td>STANLEY YESKOLSKI, DAVID MYRICK</td>
</tr>
<tr>
<td><strong>FLORIDA</strong></td>
<td>MULTIPLE INCL MOLD LICENSING</td>
<td>TOM ADAMS</td>
</tr>
<tr>
<td><strong>NEW JERSEY</strong></td>
<td>MOLD CERTIFICATION, ASBESTOS MATERIALS AND LICENSING</td>
<td>TOM VACCARA, WEI TANG</td>
</tr>
<tr>
<td><strong>TENNESSEE</strong></td>
<td>MULTIPLE</td>
<td>JENNIFER SALVILLA</td>
</tr>
<tr>
<td><strong>INDIANA, OHIO, MISSOURI AND LOUISIANA</strong></td>
<td>PROFESSIONAL CERTIFICATION</td>
<td>KENT SHADLEY, JENNIFER SALVILLA</td>
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<td><strong>MASSACHUSETTS</strong></td>
<td>MULTIPLE</td>
<td>SCOTT HERZOG, STEVE TIMPANY</td>
</tr>
<tr>
<td><strong>TEXAS</strong></td>
<td>MOLD LICENSING, CAT RESPONSE</td>
<td>MICHAEL BOWDOIN</td>
</tr>
<tr>
<td><strong>LOUISIANA</strong></td>
<td>MOLD LICENSING</td>
<td>UNASSIGNED</td>
</tr>
<tr>
<td><strong>SOUTH CAROLINA</strong></td>
<td>MOLD LICENSING</td>
<td>UNASSIGNED</td>
</tr>
<tr>
<td><strong>CONNECTICUT</strong></td>
<td>RESTORATION CONTRACTOR REGISTRATION</td>
<td>UNASSIGNED</td>
</tr>
<tr>
<td><strong>RHODE ISLAND</strong></td>
<td>ASBESTOS ABATEMENT</td>
<td>UNASSIGNED</td>
</tr>
<tr>
<td><strong>PENNSYLVANIA</strong></td>
<td>LEAD, MULTIPLE</td>
<td>NEEDS REASSIGN</td>
</tr>
<tr>
<td><strong>CANNABIS</strong></td>
<td>SCOTT HERZOG, FRED SCHAF, TOM ADAMS, KIM WARE</td>
<td></td>
</tr>
<tr>
<td><strong>SILICA</strong></td>
<td>JENNIFER SALVILLA, STANLEY YESKOLSKI</td>
<td></td>
</tr>
<tr>
<td><strong>LEAD PAINT</strong></td>
<td>COLE STANTON</td>
<td></td>
</tr>
<tr>
<td><strong>BIOHAZARD (with ABRA)</strong></td>
<td>SCOTT VOGEL</td>
<td></td>
</tr>
<tr>
<td><strong>RECIROCITY (with PIRC)</strong></td>
<td>COLE STANTON</td>
<td></td>
</tr>
<tr>
<td>*<em>LEGIONELLA</em></td>
<td>WEI TANG, MARK DROZDOV</td>
<td></td>
</tr>
</tbody>
</table>

ANSI/ASHRAE Standard UPDATED: **188-2018**
(E.G., CO CANNABIS RULE)
Another element of consensus identification is exploration with MOU partners, government agencies, and stakeholder organizations.

- RIA
- NADCA
- AIHA
- IICRC
- LEHA
- AARST
- PACNY
- ALA
- RED CROSS
- PIRC
- SEND RELIEF (NAMB/SBDR)
- And other VOADs
- AHMP
- ANCAC
- EACO
- ABRA
- EIA
- ASHRAE

Coalitions are part-participation and part-perception.
PIRC & IAQA
Government Affairs

• Property Insurance Restoration Conference
• Insurers, Restorers, TPAs, Specialists in Restoration
• IAQA G.A. – Provides regulatory update regularly
• NEXT: 2019 February in SLC
  • Legislative Update
  • Facilitate forum VOADs with Insurers/Restorers/Government to explore disaster response improvements
• THE “HOLY GRAIL” OF GOVERNMENT AFFAIRS FOR RESTORATION & ABATEMENT PRACTITIONERS

• SEEMED BEYOND REACH, UNTIL 4-PART PERFECT STORM IN 2017

HARVEY
IRMA
MARIA
AND DONALD
• WITHOUT RECIPROCITY
  • INEFFICIENCY
  • REDUCED RESPONSIVENESS – WARPED SUPPLY/DEMAND
  • BLACK MARKET – CONSEQUENCES: FRAUD, INCOMPETENCE, TAXES
• 2018 PROGRESS – EMERGENCY EXEMPTION ALLOWANCES
  • PIRC ENDORSED MOVING INTO ADVOCACY JULY 2018
  • however, ....2018 MIDTERM PARALYSIS
• HARVEY: TEXAS – OUT IN FRONT 2015 ORIGINAL PASSAGE
• IRMA: FLORIDA – DELAY DURING, EVALUATING AFTER, “DIED” IN MAY

FLORIDA ENDORSEMENT
“Facilitating Business Rapid Response to State Declared Disaster Act”

- **NCSL**: National Conference State Legislatures
- **Intent**: Increase Efficiency of Telecom/Public Utility restoration
- **2018**
  - Since 2012, 30 states enacted (similar/identical model NCSL)
  - Ohio, New Jersey and New York, have introduced similar legislation
Model language states: amend the public services law (inc. tax) re: temporarily provide resources and personnel in state of emergency:

The complication: Provisions specific to “disaster or emergency related work” performed on “infrastructure” or “critical infrastructure”

- Does not include residential and/or commercial properties.
- By definition, “infrastructure” is limited to the property and equipment owned or used by communications and utilities networks such as: electric generation, transmission and distribution systems, water pipelines, and public roads and bridges and related support facilities that service multiple customers or citizens.
RECPROCITY: IAQA & PIRC Plan for G.A. 2019

**DRAFT MODEL LANGUAGE**

Based off the telecom model legislation, draft for PIRC/IAQA member use a stand-alone reciprocity bill, an amendment for already enacted states, and an administrative rule draft for agency introduction.

**WORK IT AT HOME**

Volunteer existing relationships in states and communities with municipal, state and federal legislators, their staff, as well as regulatory authorities.

**FOCUS ON STORMS**

Put emphasis on the high-octane fuel: States in the Atlantic storm corridor (North Carolina only state w/o telecom version), and probable wildfire interface states.
While there are many unique challenges facing every cannabis growing operation, a recent Cannabis Business Times survey reported that 49% of large growers agree that integrity of their facility/growth environment was the primary concern facing their operation and affecting their yields.
2018 Started first Government Affairs Initiative based on an Issue not a geography
  • Only issue-driven project continuing into 2019

Premise: Broad legalization = Societal need & Professional opportunity – and each is consistent with IAQA mission, as well as dimensional business growth for our members

Problem #1: Don’t BOIL THE OCEAN. Three issue areas:
  • Air Quality in Grow Houses (PRODUCTION)
  • Air Quality in Stores, Processing and other indoor environments (DISTRIBUTION)
  • Air Quality in Residential Settings (CONSUMPTION)

IAQA task force coordinating with AIHA.
  • AIHA Focus on PRODUCTION
  • IAQA Focus on DISTRIBUTION and CONSUMPTION

Coordinators: Scott Herzog, Fred Schauf, Tom Adams

Special Advisors: Rob Craddock, Ron Gagnon (ASHRAE); Derrick Denis

Status: Fact Finding – No report date scheduled
First, for the benefit of those hibernating in a cave: ten states and Washington, DC have now legalized marijuana for recreational use.

Overall, 33 states have legalized medical cannabis.

And let’s not forget, Canada legalized nationwide in July, becoming the 2nd nation in the Americas (after Uruguay). So the opportunities are across North America, and any perception that this is a crunchy thing in just Colorado and Washington is outdated.

- **States with legalized marijuana**
  - Medical: 33 + DC (+ OK??)
  - Pending/Trending: FL, OH, PA, AR, ND, NJ
  - Non-medical ("recreational"): CO, WA, OR, VT, CA, MA, ME, NV
  - 21% US population
  - 2016 – Only recent legalization failure (AZ)

- **Note delays (un/planned) must be accounted for**
  - California
    - Voted up on recreational 2015
    - In effect 1/1/18
  - Massachusetts
    - Legal July 2018
    - Only 2 recreational outlets sanctioned 1/1/19
  - WSJ: 64% support USA non-medical use
  - Canada: Recreational Nationwide 7/1/18
States With/Likely Mold Licensing 2018-2019

NY/NJ: NYC Local laws 61 and 55 re: licensing and minimum standards mold in NYC. In effect 1/1/19 (N.B., Nassau 1/1/20)

NJ: Activity on 2 bills finally. A-1433 (mold) and A-1877 (lead). Second Assembly reading 10/22, was voted on in committee. It passed (5-0) and is moving forward. The bill will go for a vote on the floor of the full Assembly, but is not scheduled yet.
Status and Highlights of NJ Pending Mold Bill

- A1433 introduced on 1/9/18 by NJ State Assembly
- Hurricane Sandy (2012) prompted consumer fraud bills
- A1433 essentially same as previous bill (did not pass)
- New governor more likely to sign it now
- The bill is gaining traction
- Moved out of Assembly's Housing & Community Development Committee
- Now in the Senate's Community & Urban Affairs Committee
- Known as Senate Bill S2897
EXCERPTS AND PARAPHRASES FROM NJ A1433/S2897

- The Dept. of Community Affairs (DCA), in consultation with the Dept. of Health and the Dept. of Labor and Workforce Development, shall adopt rules and regulations that establish procedures for the inspection, identification, evaluation and abatement of the interior of residential buildings and school facilities for mold based upon, but not limited to, industry standard and standards and guidelines developed by the US Environmental Protection Agency.
- The DCA shall adopt rules and regulations to establish a program for the certification of persons who inspect for the presence of mold hazards in residential buildings and school facilities.
- The DCA shall adopt rules and regulations to establish a program for the certification of persons who perform mold hazard abatement work, and who safeguard buildings from the presence of mold in residential buildings and school facilities.
MORE EXCERPTS AND PARAPHRASES FROM NJ A1433/S2897

• Maintenance employees of multiple dwellings and schools are exempt from certification requirements. The buildings and schools still must comply with DCA procedures.
• Annual fees for certified persons
• Every two years -- continuing education course
• DCA may conduct exams
• DCA to enforce compliance
• The State will publish a list of certified persons for the public.
NEW JERSEY MOLD LEGISLATION – update provided by Tom Vaccara

NJ A1433/S2897: IN THE TRENCHES

• re: upon inquiry on the Dept. of Community Affairs “Mandate”

• The DCA is not in favor of the Bill.
• DCA cannot enforce without clear, predictable and concise guidelines in place.
• DCA are not the people who should have to write the scientific guidelines.
• EPA states their mold guidelines are not to be used for regulatory compliance.
• DCA has been gutted and still is losing people.
• DCA has no manpower to write or enforce the mandate.
• Unfunded mandate
NEW JERSEY MOLD LEGISLATION – update provided by Tom Vaccara

NJ A1433/S2897: SURVEY FOR CONSENSUS LATE 2018

Survey of IAQA Members

• Our IAQA/GA survey was sent to NJ and surrounding state members.
• The survey was written to establish a consensus and feedback of the Bill as written so far.
• The survey addressed our concerns as consultants and contractors.
• Results -- 64% opposed and 36% in favor.
• New survey question will go out soon asking how the Bill will affect consumers, since that is really the lawmakers' concern.
NJ A1433/S2897: SURVEY FOR CONSENSUS LATE 2018

Are you an assessment or remediation professional?

- Assessment: [Green Bar]
- Remediation: [Blue Bar]
- Both: [Yellow Bar]
- Neither: [Pink Bar]

Is your business located in NJ?

- Yes: [Green Bar]
- No: [Blue Bar]
NEW JERSEY MOLD LEGISLATION

NJ A1433/S2897: SURVEY FOR CONSENSUS LATE 2018

Specifics aside that would need to be formulated and written by the DCA, do you agree in general with the bill as written and presented so far?

Yes

No

If you answered NO to #5 above, please check all that apply.

<table>
<thead>
<tr>
<th>ANSWER CHOICES</th>
<th>RESPONSES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Disagree with the whole general premise that legislation is needed</td>
<td>35.29%</td>
</tr>
<tr>
<td>Government is not able to handle it properly</td>
<td>52.94%</td>
</tr>
<tr>
<td>Once fees are set, it likely will be too costly</td>
<td>35.29%</td>
</tr>
<tr>
<td>Currently held certifications may become obsolete or useless</td>
<td>52.94%</td>
</tr>
<tr>
<td>Other (please specify)</td>
<td>Responses</td>
</tr>
</tbody>
</table>
NJ A1433/S2897: ACTION FORTHCOMING FROM SURVEY DIRECTION

With IAQA member input - a consensus and feedback from membership...

- We will meet with the sponsoring Assemblyman
- We are waiting on a meeting date as we speak.
- Our input may be critical at this point.
- We may now have a "seat at the table".
Prohibits sale or distribution of products containing asbestos.
The bill would also grant the DEP authority to enter, during normal business hours, and upon presentation of appropriate credentials, any retail establishment in order to determine compliance.

Under the bill, a person who violates this bill would be subject to a penalty of up to $2,500 for each offense. The bill would also allow the DEP to seek an injunction against a violator.

The United States Environmental Protection Agency recently adopted a new rule that may allow the manufacture of new products containing asbestos on a case-by-case basis. Due to the well-known and devastating health effects of exposure to asbestos, it is appropriate for this State to act to prohibit the sale or distribution of products containing asbestos in the State.
A JOINT RESOLUTION TO ESTABLISH THE MOLD ABATEMENT AND REMEDIATION STUDY COMMITTEE. TO STUDY THE IMPACT OF MOLD IN PUBLIC AREAS

Whereas, mold presents a public health issue when present in older public buildings and currently no state agency regulates mold remediation; and

Whereas, aging infrastructure in South Carolina presents an ever-growing opportunity for exposure, especially to young children in public schools....

The study committee must be comprised of three members of the Senate...and three members of the House of Representatives

The members of the study committee shall seek assistance from state agencies and members of the private sector including, but not limited to, the Department of Health and Environmental Control, the State Department of Education, the Association of Counties, the Municipal Association, the University of South Carolina Arnold School of Public Health, the Association of General Contractors, Realtors, and Home Builders

Report deadline: 12/31/19
INDIANA

SENATE 522, REQUIRES PUBLIC AND NON PUBLIC SCHOOLS K-12 TO TEST FOR RADON BEFORE JUNE 2020 AND ONCE EVERY 5 YEARS THEREAFTER

HOUSE BILL 1292, REQUIRES THE INDIANA STATE DEPARTMENT OF HEALTH TO ESTABLISH A RADON TESTING PROGRAM FOR SCHOOLS.
2019 – THE PLAN

• SERVE OUR MEMBERS & IAQA MISSION
• RESPOND, IDENTIFY, ANALYZE, REPORT, (ADVOCATE)
• FOCUS ON STATES & DOWNWARD – WHERE THE RUBBER MEETS THE ROAD
• REFOCUS & GROW ISSUE INITIATIVE PROGRAMS

• AND,
• MORE MOU PARTNER COOPERATION
• FEDERAL STRATEGY
• OMBUDSMAN PROGRAM
Questions? And your own copy of this presentation

Cole W.D. Stanton
IAQA Co-Chair Government Affairs
Masterworks
Training, Design + Specification
A program of ICP Building Solutions Group
cstanton@icpgroup.com
800-225-1141 x 2241
603-759-8503

Wei Tang
IAQA Vice Chair Government Affairs
QLab
wtang@qlabusa.com
856-745-0770
HB 748 Establishes the Occupational Licensing Review Act, signed 5/30/18. Effective 8/01/18. ACT 693 Emerson

Existing law provides relative to reports to the governor by regulatory agencies. Existing law authorizes the governor to request and receive, in such manner and at such time as he may direct, information relating to the activities of certain agencies.

New law retains existing law and requires the governor to review on an annual basis not less than 20% of La. state agencies engaged in regulatory and licensing activities.

New law requires the governor to have reviewed all such agencies within five years.

New law requires information obtained from annual reviews to be made available to the public in a timely manner.