



ASBESTOS SAFETY TRAINING MEMORANDUM 2009-01
Effective Date: March 20, 2009

NYCDEP Certified Asbestos Investigators

The New York State Department of Health (NYSDOH) is issuing this memorandum (2009-01) to clarify the requirements of Title 10, Part 73 of the New York Codes, Rules and Regulations (NYCRR), eff. Nov. 5, 1997 and this Department's policy regarding equivalency determinations for New York City Department of Environmental Protection (NYCDEP) certified asbestos investigators (inspectors). In accordance with Title 10, Part 73.3(1)(4) NYCRR, the training provider must maintain this memo in the NYSDOH memoranda file.

By issuance of this memorandum, effective March 20, 2009, the Department hereby rescinds the previous policy for "New York City Investigators", outlined on page 12 of the Asbestos Worker Training Certification Program Memorandum ASB 2005-01, Effective Date: June 1, 2005.

Hereby Rescinded

New York City Investigators: An individual that possesses a valid and non-expired certification as an Investigator from the New York City Department of Environmental Protection (DEP) may be admitted into an Inspector refresher training program (even when beyond the grace period). When training credentials cannot be verified for a certified DEP Investigator, the training provider shall not issue a DOH-2832 course completion certificate. The training provider should apply to the department seeking a training equivalency for each individual that successfully completes an Inspector refresher. Each training equivalency request should contain the following information: A cover letter referencing that an Inspector equivalency is being requested (student and responsible representative associated with the provider must sign the cover letter), provide copy of the non-expired DEP Investigator certificate, attach a copy of the attendance roster(s), include student information—name, home address, DMV drivers or non-drivers ID and telephone number.

Asbestos training is valid for a one year (365 days) period, following the successful completion date of the latest training course. Once training expires, a trainee enters into a one year (365 days) grace period during which they can still complete refresher training. Once the grace period is exceeded, a trainee needs to complete initial training.

NYCDEP certified asbestos investigators who exceed their United States Environmental Protection Agency (EPA) training grace period will be required to repeat an initial course of training as an Asbestos Inspector. These individuals will not be granted an equivalency determination based on holding a valid, non-expired NYCDEP certification. NYCDEP certified asbestos investigators can avoid repeating an initial course of training by completing annual refresher training as required by the EPA.

Training providers must verify that individuals attending refresher training have a complete New York State training history in the inspector discipline before issuing a NYSDOH Certificate of Asbestos Safety Training Completion (DOH-2832).

It is important that NYCDEP certified asbestos investigators do not base their annual refresher training on the expiration date of their NYCDEP or New York State Department of Labor certificates.

If you have any questions regarding this policy please contact our office at (518) 402-7940.