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Asbestos National Emission Standards for Hazardous Air Pollutants (NESHAP)

Basic Information

Legal Authorities

- 42 U.S.C. §7401
- 42 U.S.C. §7412
- 42 U.S.C. §7414
- 42 U.S.C. §7416
- 42 U.S.C. §7601

Federal Register Citations

- 69 FR 43322
- 68 FR 54794
- 68 FR 54790
- 56 FR 1669
- 55 FR 48406
- 54 FR 912
- 53 FR 36972
- 51 FR 8199
- 49 FR 25453
- 49 FR 13658

- 48 FR 32126
- 43 FR 26372
- 42 FR 12127
- 42 FR 12122
- 40 FR 48292
- 39 FR 38064
- 39 FR 15396
- 38 FR 8820
- 36 FR 23239

Code of Federal Regulations Citations

- 40 CFR Part 61 Subpart M EXIT <<https://www.govinfo.gov/content/pkg/cfr-2015-title40-vol9/pdf/cfr-2015-title40-vol9-part61-subpartm.pdf>>

Docket Numbers

- EPA-HQ-OAR-2002-0082 EXIT <<https://www.regulations.gov/docket/epa-hq-oar-2002-0082>>

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Rule Summary

EPA's air toxics regulation for asbestos is intended to minimize the release of asbestos fibers during activities involving the handling of asbestos.

Air toxics regulations under the Clean Air Act specify work practices for asbestos to be followed during demolitions and renovations of all facilities, including, but not limited to, structures, installations, and buildings (excluding residential buildings that have four or fewer dwelling units). The regulations require a thorough inspection where the demolition or renovation operation will occur. When buildings are under renovation, they are not being demolished, but asbestos-containing building material is being removed or disturbed. Performing the work in

accordance with the Asbestos NESHAP helps to ensure that areas in use during the renovation are not contaminated and that the area under renovation, when it is complete, is also free of contamination.

Three of the major health effects [associated with asbestos exposure](https://epa.gov/asbestos/learn-about-asbestos#effects) are lung cancer, mesothelioma, and asbestosis.

Learn more about Asbestos and how the NESHAP affects different industries

<https://epa.gov/asbestos/overview-asbestos-national-emission-standards-hazardous-air-pollutants-neshap>.

Rule History

05/30/2019 - National Emission Standards for Hazardous Air Pollutants for Asbestos: Notice of Final Approval for an Alternative Work Practice Standard for Asbestos Cement Pipe Replacement <https://epa.gov/stationary-sources-air-pollution/notice-final-approval-alternative-work-practice-standard-asbestos>

07/20/2004 – Final Rule; amendments EXIT <https://www.govinfo.gov/content/pkg/fr-2004-07-20/pdf/04-16447.pdf>

09/18/2003 – Proposed Rule EXIT <https://www.govinfo.gov/content/pkg/fr-2003-09-18/pdf/03-23847.pdf> & Direct Final Rule EXIT <https://www.govinfo.gov/content/pkg/fr-2003-09-18/pdf/03-23846.pdf>

01/16/1991 – Federal Register Correction

11/20/1990 – Final Rule <https://epa.gov/stationary-sources-air-pollution/national-emission-standards-hazardous-air-pollutants-neshap-1>

01/10/1989 – Proposed Rule

09/23/1988 – Corrections to a Final Rule

03/10/1986 – Final Rule; correction

06/21/1994 – Final Rule; correction

04/05/1984 – Final Rule <https://epa.gov/stationary-sources-air-pollution/national-emission-standards-hazardous-air-pollutants-neshap-6>

07/13/1983 – Proposed Rule

06/19/1978 – Final Rule Amendments

03/02/1977 – Amendments

03/02/1977 – Proposed Amendments

10/14/1975 – Amendments to Standards <<https://epa.gov/stationary-sources-air-pollution/40-fr-48291>>

10/26/1974 – Proposed Amendments

05/03/1974 – Additions and Miscellaneous Amendments; corrections

04/06/1973 – Final Rule <<https://epa.gov/stationary-sources-air-pollution/38-fr-8820>>

12/07/1971 – Proposed Rule

Additional Resources

Background Information on National Emission Standards for Hazardous Air Pollutants (NESHAP): Proposed Amendments to Standards for Asbestos and Mercury

Asbestos Contamination of the Air in Public Buildings

Airborne Asbestos Health Assessment Update

Asbestos Exposure Assessment [EXIT](#)

Background Information on the Development of National Emission Standards for Hazardous Air Pollutants (NESHAP): Asbestos, Beryllium, and Mercury

Biologic Effects of Atmospheric Pollutants: Asbestos - The Need For and Feasibility of Air Pollution Controls <<https://epa.gov/stationary-sources-air-pollution/biologic-effects-atmospheric-pollutants-asbestos-need-and>>

Asbestos National Emission Standards for Hazardous Air Pollutants (NESHAP) Legacy Docket Indexes <<https://epa.gov/stationary-sources-air-pollution/asbestos-national-emission-standards-hazardous-air-pollutants-0>>

Notice of Alternative Work Practice for Asbestos Cement Pipe Replacement

<<https://epa.gov/stationary-sources-air-pollution/notice-alternative-work-practice-asbestos-cement-pipe-replacement>>

Implementation Information

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(As of November 2016)

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Compliance

Guideline Document: Requests for Approval of an Alternative Emissions Limitation for the Asbestos National Emission Standards for Hazardous Air Pollutants (NESHAP) 40 CFR Part 61 Subpart M <<https://epa.gov/stationary-sources-air-pollution/guideline-document-requests-approval-alternative-emissions>>

EPA's Notification of Rules and Regulations Regarding the Demolition of Asbestos-Containing Structures, and Related Questions and Answers <<https://epa.gov/asbestos/epas-notification-rules-and-regulations-regarding-demolition-asbestos-containing>>

Applicability Determination Index (ADI). The ADI is maintained by EPA's Office of Enforcement and Compliance Assurance (OECA) and provides a data base of memoranda dealing with applicability issues. The database is searchable by Subpart.

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