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Effective:[See Text Amendments]

West's Annotated California Codes [Currentness](#)

Health and Safety Code ([Refs & Annos](#))

Division 20. Miscellaneous Health and Safety Provisions

▣ [Chapter 6.91](#). Hazardous Materials Data ([Refs & Annos](#))

→ **§ 25417.1. Environmental hazards on real property; consumer information booklet; new edition**

The department shall publish a new edition of the consumer information booklet described in [Section 10084.1 of the Business and Professions Code](#). The booklet shall, among other things, be in substantial compliance with the federal disclosure requirements regarding the safe management of lead and radon gas in housing, and shall be made available to the public on or before the date on which the Secretary of Housing and Urban Development submits to Congress the report required pursuant to subpart (B) of [subdivision \(d\) of Section 4822 of Title 42 of the United States Code](#).

CREDIT(S)

(Added by [Stats.1994, c. 264 \(A.B.2753\)](#), § 1.)

LIBRARY REFERENCES

2006 Main Volume

[Environmental Law](#) 🔑 414, 426.

Westlaw Topic No. [149E](#).

[C.J.S. Health and Environment](#) § 170.

RESEARCH REFERENCES

Treatises and Practice Aids

[12 Witkin, California Summary 10th Real Property](#) § 475, Disclosure of Information in Booklets.

West's Ann. Cal. Health & Safety Code § 25417.1, CA HLTH & S § 25417.1

Current with urgency legislation through Ch. 22 of the 2009 Reg.Sess., Ch. 12 of the 2009-2010 2nd Ex.Sess., Ch. 26 of the 2009-2010 3rd Ex.Sess., and Ch. 1 of the 2009-2010 4th Ex.Sess., Governor's Reorganization Plan No. 1 of 2009, Prop. 1F, approved at the 5/19/2009 election, and propositions on the 6/8/2010 ballot received as

of 7/15/2009

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Health and Safety Code ([Refs & Annos](#))

Division 104. Environmental Health ([Refs & Annos](#))

Part 1. Environmental Health Personnel ([Refs & Annos](#))

▢ Chapter 4. Professional Certification ([Refs & Annos](#))

→ Article 2. Radon Certification [Heading Editorially Supplied] ([Refs & Annos](#))

→ § 106750. Establishment of certification requirements

This article establishes requirements for radon certification.

§§ 106755 to 106765. Repealed by Stats.2000, c. 327 (A.B.2546), § 1

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§ 106770. “Department”

“Department” means the State Department of Health Services.

§ 106775. “Radon services”

“Radon services” means any of the following:

- (a) The analysis of radon detectors or testing for radon or radon decay products by a commercial laboratory.
- (b) The performance of radon or radon progeny measurements in buildings by an individual person who provides professional or expert advice on radon and radon progeny measurements, radon entry routes, and other radon related activities.
- (c) The repair or alteration by an individual person of a building or design for the purpose, in whole or in part, of reducing the concentration of radon in the indoor atmosphere.

§ 106780. Performance of radon services; prerequisites

(a) Except as provided in [Section 106790](#), no person may provide radon services for the general public, or represent or advertise that he or she may provide radon services unless that person meets both of the following requirements:

(1) Successfully completes the National Radon Measurement Proficiency Program of the National Environmental Health Association or the National Radon Safety Board Certified Radon Professional Program.

(2) Submits to the department a copy of certificate demonstrating successful completion of either program.

(b) Persons certified to provide radon services shall successfully complete and submit to the department proof of completion of the National Radon Measurement Proficiency Program of the National Environmental Health Association or the National Radon Safety Board Certified Radon Professional Program every two years after initial certification.

(c) A copy of the current certificate of completion shall be submitted to the department at least 14 days prior to conducting radon services within the state.

§ 106785. List of certified persons

The department shall maintain a list of persons that have submitted proof of certification by either the National Environmental Health Association or the National Radon Safety Board Certified Radon Professional Program. This list shall be made available to the public.

§ 106790. Exemptions

This article does not apply to a person in any of the following circumstances:

(a) The person is testing for, or mitigating radon in a building that the person owns or occupies.

(b) The person is designing or conducting mitigation measures to prevent against radon infiltration or accumulation in new construction.

(c) The person is performing scientific research regarding testing or mitigation of radon, but only if the person informs the owner and the occupant of the building of all of the following:

(1) That the person is not certified by the National Radon Measurement Proficiency Program of the National Environmental Health Association or the National Radon Safety Board Certified Radon Professional Program.

(2) Any test results are neither certified nor valid for legal purposes.

(3) Any mitigation methods suggested or used are experimental.

§ 106795. Violations; penalty

It is unlawful for an individual to provide radon services in violation of this article. A violation of this article is a misdemeanor punishable by a fine of not more than one thousand dollars (\$1,000).

§§ 106800 to 106860. Repealed by Stats.2000, c. 327 (A.B.2546), § 1

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§ 106865. Repealed by Stats.2000, c. 327 (A.B.2546), § 1

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