

# INDOOR MOLD

## DEPARTMENT OF ENERGY & ENVIRONMENT

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# MOLD: DEFINITIONS

**INDOOR MOLD:** living or dead fungi or related products or parts, including spores hyphae, and mycotoxins, on an interior surface of a building, including common spaces, utility spaces, HVAC, or other systems. **D.C. Code § 8-241.01(4); 20 D.C.M.R. § 3299.1.**

**INDOOR MOLD CONTAMINATION:** 10 sq. feet in an “affected area,” in close proximity to or likely affected by the same water source. **D.C. Code § 8-241.02(a)(1); 20 D.C.M.R. § 3200.2, 3299.1.**

**VISIBLE:** capable of being seen with the naked eye, either by a lay person following the guidelines in § 3206, or by an indoor mold assessment professional following the standards in this chapter and best industry practices.

**20 D.C.M.R. § 3299.**

# MOLD: REGULATIONS RELATED TO DOEE

The Department of Energy & Environment's jurisdiction in addressing mold in the District is governed by:

## **Air Quality Amendment Act of 2014** (Public Law No. 20-135)

- Codified at D.C. Code §§ 8-241.01-8-241.09
- Effective September 9, 2014
- Requires landlords to inspect when a tenant submits a written or electronic complaint about the presence of mold.
- Requires landlords to remediate mold once it is discovered.
- Requires landlords to use professional assessors and remediators when greater than 10 square feet of mold is determined.
- Requires landlords to follow the District's mold guidelines when less than 10 square feet of mold is determined

## **Department of Energy & Environment Regulations** (20 D.C.M.R. §§ 3200 *et seq.*)

- Effective April 22, 2016
- Requires DOEE to provide education and training on license requirements, including performance standards and work practice guidelines, in addition to insurance, notification, and inspection requirements and information on enforcement and penalties.

# MOLD: DOEE'S ROLE

## **The Department of Energy & Environment's role is to:**

- Oversee licensing for mold professionals
- Conduct training and provide education on:
  - Licensing requirements
  - Performance standards and best practices
  - Requirements for insurance, inspections, and notifications
  - Enforcement and penalties
- Ensure proper licensure of mold professionals during a mold abatement
- Provide inspections in tenant-occupied spaces

# MOLD: REGULATORY REQUIREMENTS



## FOR 10 SQUARE FEET OR ABOVE

- Licensed assessor must conduct assessment and develop remediation plan
- Licensed professional must remediate or supervise remediation

## FOR LESS THAN 10 SQUARE FEET

- Anyone can remediate
- Must be remediated in accordance with DOEE guidance, can be found at: [doee.dc.gov/moldlicensureregs](https://doee.dc.gov/moldlicensureregs).

**D.C. Code § 8-241.04(b)**  
**20 D.C.M.R. § 3206.5.**

# QUESTIONS?

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