

Radon Licensure Changes due to Temporary Injunction

On Dec. 28, 2018, a Ramsey County District Court judge issued an order that temporarily prevents the Minnesota Department of Health from enforcing certain radon mitigation statutes and rules that were scheduled to become effective on January 1, 2019. Until a further order is issued by the court, MDH is not allowed to regulate or enforce certain statutes and rules that apply to radon mitigation professionals that conduct mitigation in residences. Other parts of the radon statutes and rules are not affected by the Court's order. The radon measurement aspects of the statute and rules remain unchanged. If you are conducting radon measurement in a building you do not own or lease, you need to have a radon professional license.

To help clarify the current situation, we are providing the following key points for radon professionals. Please keep in mind that this guidance may change as the legal process continues.

Mitigation Professionals and Companies that Mitigate Residences

If you are a mitigation professional or company that **only** mitigates residences:

- You do not need to apply for a mitigation license. Only mitigation professionals and companies that conduct mitigation work in non-residential buildings (schools and commercial buildings) are required to have a mitigation license at this time.
- You do not need to order tags for residential mitigation systems. Do not apply any tags in your possession to residential mitigation systems. Tags are only required for non-residential buildings' mitigation systems.

Mitigation Professionals and Companies that Mitigate Non-Residential Buildings

If you are a mitigation professional or company that mitigates non-residential buildings (such as schools and commercial buildings):

- You need a mitigation license. Mitigation professionals and companies conducting mitigation work in non-residential buildings (schools and commercial buildings) are required to have a mitigation license.
- You need to order tags for non-residential mitigation systems. Apply tags to non-residential mitigation systems only. Tags are required for non-residential buildings' mitigation systems.

Measurement Professionals

If you are a radon measurement professional:

- You need a measurement license. If you conduct radon measurement work, you are required to have a license. This includes mitigation professionals who mitigate only residences and also provide measurement services.
- If you already have a mitigation professional license or applied for one, you do not need to apply for a measurement license. The mitigation professional license is a dual license for both measurement and mitigation.

Again, please keep in mind the court order is a temporary injunction. MDH awaits further court orders, and will communicate new developments when possible.

Questions about tag and license fees paid can be directed to the Indoor Air Unit at 651-201-4601 or health.indoorair@state.mn.us.

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