

**RESPONSIBILITIES OF SELLERS UNDER  
RESIDENTIAL LEAD-BASED PAINT HAZARD REDUCTION ACT  
Information for Sellers and Purchasers**

The disclosure requirements listed below are imposed on Sellers of residential housing built prior to 1978.

1. Seller(s) must disclose the presence of any lead-based paint hazards actually known to the Seller(s). This disclosure must be made prior to the Seller(s)' acceptance of the Purchaser(s)' offer. An offer may not be accepted until after the disclosure requirements are satisfied and the Purchaser(s) have had an opportunity to review the disclosure language, and to amend their offer, if they wish.
  - a. If the Seller(s) are aware of the presence of lead-based paint and/or lead-based paint hazards in the property being sold, the disclosure must include any information available concerning the known lead-based paint and/or lead-based paint hazards, including the following:
    - i. the Seller(s)' basis for determining that lead-based paint and/or lead-based paint hazards exist;
    - ii. the location of the lead-based paint and/or lead-based paint hazards; and
    - iii. the condition of the painted surfaces.
  - b. If a lead-based paint hazard is not known to the Seller(s), the disclosure must include a statement disclaiming such knowledge.
  - c. The Seller(s) must provide a list of any records and reports available to the Seller(s) pertaining to lead-based paint and/or lead-based paint hazards, copies of which must be provided to the Purchaser(s). (If no such records or reports exist, the disclosure statement should affirmatively so state.)
  - d. The disclosure must include the following government-mandated *Lead-Warning Statement*:

*Every Purchaser of any interest in residential real property on which a residential dwelling was built prior to 1978 is notified that such property may present exposure to lead from lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in young children may produce permanent neurological damage including learning disabilities, reduced intelligence quotient, behavioral problems, and impaired memory. Lead poisoning also poses a particular risk to pregnant women. The Seller(s) of any interest in residential real property are required to provide the Purchaser(s) with any information on lead-based paint hazards from risk assessments or inspections in the Seller(s)' possession and notify the Purchaser(s) of any known lead-based paint hazards. A risk assessment or inspection for possible lead-based paint hazards is recommended prior to purchase.*

2. Seller(s) must provide Purchaser(s) with a copy of the federal pamphlet entitled *Protect Your Family From Lead In Your Home*. A copy of this is available from your local Promo! store.
3. Seller(s) must permit Purchaser(s) a ten (10) day period (unless the parties mutually agree, in writing, upon a different period of time) to have the property tested for lead-based paint before the Purchaser(s) become obligated under the buy and sell agreement.

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Seller / Purchaser (circle one)

Seller / Purchaser (circle one)

Date

*A conscientious effort has been made as to the accuracy of this material. Neither the author, nor the publisher, will assume any liabilities for its use.*

Property Address \_\_\_\_\_  
 Street Address \_\_\_\_\_  
 City, Village, Township \_\_\_\_\_ State \_\_\_\_\_

**Lead Warning Statement**

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**I. Seller(s)' Disclosure (initial)**

- \_\_\_\_\_ (a) Presence of lead-based paint and/or lead-based paint hazards (check one below):
  - ? Known lead-based paint and/or lead-based paint hazards are present in the housing (explain): \_\_\_\_\_
  - \_\_\_\_\_
  - ? Seller(s) have no knowledge of lead-based paint and/or lead-based paint hazards in the housing.
- \_\_\_\_\_ (b) Records and reports available to the Seller(s) (check one below):
  - ? Seller(s) have provided the Purchaser(s) with all available records and reports pertaining to lead-based paint and/or lead-based paint hazards in the housing (list documents below): \_\_\_\_\_
  - \_\_\_\_\_
  - ? Seller(s) have no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the housing.

Seller(s) certify that to the best of his/her knowledge, the Seller(s)'s statements above are true and accurate.

\_\_\_\_\_  
 Seller Date Seller Date

**II. Purchaser(s)'s Acknowledgement (initial)**

- \_\_\_\_\_ (a) Purchaser(s) have received copies of all information listed above.
- \_\_\_\_\_ (b) Purchaser(s) have received the federally approved pamphlet *Protect Your Family From Lead In Your Home*.
- \_\_\_\_\_ (c) Purchaser(s) have (check one below):
  - ? Received a 10-day opportunity (or other mutually agreed upon period) to conduct a risk assessment or inspection of the presence of lead-based paint or lead-based paint hazards; or
  - ? Waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards.

Purchaser(s) certify to the best of his/her knowledge, the Purchaser(s)' statements above are true and accurate.

\_\_\_\_\_  
 Purchaser Date Purchaser Date

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**LANGUAGE FOR SELLER'S ACKNOWLEDGEMENT  
LEAD-BASED PAINT**

Seller(s) represent and warrant that the listed property was built in 1978 or later, and that therefore, the federally-mandated lead-based paint disclosure regulations do not apply to this property.

\_\_\_\_\_  
Seller

\_\_\_\_\_  
Date

\_\_\_\_\_  
Seller

\_\_\_\_\_  
Date