Radon in Virginia Real Estate Transactions

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Radon...

• is a naturally occurring radioactive decay product of Uranium & has a radioactive half-life of approx. 3.8 days

• Radon’s short-lived radon decay products (RDPs) are *solids* that can adhere to dust particles and lung tissue

• Radon and three RDPs (Po-218, Po-214, Po-210) all emit alpha particles which have limited range/penetrating power, but they can damage lung tissue if inhaled.
You can find Radon...

- In many types of rocks (in VA – mostly granite and shale) or associated soils & ground water

- In the livable space of ANY type of home - whether it is built over a basement, slab, or even a crawlspace.

- You *cannot* detect the presence of radon with your senses and it has *not* been proven to cause allergic reactions or any other known physical symptom(s). It has definitely been tied to an *increased risk of lung cancer.*
Nearly 1 in 15 US homes is estimated to have elevated levels of radon.
Where is the Greatest Radon Risk?

- High levels of indoor Radon can be found in nearly every US state and every VA County.

- In 1994, USEPA classified all counties in USA as either High (Zone 1), Moderate (Zone 2) or Low (Zone 3) risk for Radon based on underlying geology, aerial measurements and limited test data.

- VA has **46 high risk counties**, **24 moderates** and **26 at low risk**. Testing data now indicates that this map needs some revision.

- Testing your home is even MORE important if you live in a zone 1 or 2 area and/or you spend most of your time on a level in contact with or below the ground.
EPA Map of Radon Zones

The purpose of this map is to assist National, State, and local organizations to target their resources and to implement radon-resistant building codes. This map is not intended to be used to determine if a home in a given zone should be tested for radon. Homes with elevated levels of radon have been found in all three zones. All homes should be tested regardless of geographic location.

IMPORTANT: Consult the EPA Map of Radon Zones document (EPA-402-R-93-071) before using this map. This document contains information on radon potential variations within counties. EPA also recommends that this map be supplemented with any available local data in order to further understand and predict the radon potential of a specific area.
USEPA Region 3 Radon Risk Zone Map for the Mid Atlantic States

Region 3 Radon Zones

- Zone 1: Highest Potential (greater than 4 pCi/L)
- Zone 2: Moderate Potential (from 2 to 4 pCi/L)
- Zone 3: Low Potential (less than 2 pCi/L)
### Radon Test Results in Selected Areas in Virginia

<table>
<thead>
<tr>
<th>County/City</th>
<th>Avg. (pCi/L)</th>
<th>Tests</th>
<th>% =/&gt; 4.0 pCi/L</th>
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Test kits provided & analyzed by Air Chek from 1990-2017. Jurisdictions with <50 test results not shown.

*Test data does not agree with official EPA risk designation.
Radon Recommendations/Benchmarks

• The only way to know your indoor radon level is to TEST! It is impossible to predict because there are too many factors that can influence the results.

• Average US indoor radon levels ~ 1.3 pCi/L. Average US outdoor radon levels ~ 0.4 pCi/L.

• The USEPA recommends mitigation if the radon level is 4.0 pCi/L or higher and mitigation should be considered between 2.0 – 3.9 pCi/L. It is not possible to reduce indoor radon levels to zero, but < 2.0 is optimal.

• Canada and many European countries now use 5.4 pCi/L (200 Bq/m3). The World Health Organization recently recommended mitigation at 2.7 pCi/L (100 Bq/m3) or higher.

• No level of radon is absolutely “safe” - levels below 4 pCi/L still pose some risk!
Radon Lung Cancer Risk for a full lifetime (70 yr.) exposure:

Radon is thought to be the second leading cause of lung cancer after smoking. It may cause as many as 21,000 lung cancer deaths/yr. in the USA—

Which includes approx. 670/yr. in Virginia!

What are the chances of lung cancer?

IF NEVER SMOKED:
At 20 pCi/L: = 36/1000
At 10 pCi/L: = 18/1000
At 4 pCi/L: = 7/1000
At 1.3 pCi/L = 2/1000

CURRENT SMOKER:
= 260/1000
= 150/1000
= 62/1000
= 20/1000
Radon and the Law in Virginia:

- NO state or federal law currently REQUIRES radon testing prior to a sale nor does any law require mitigation if the radon levels are found to be elevated. *It is entirely negotiable between the parties involved!*

- Real estate sales contract paperwork may include a radon test/mitigation contingency clause.

- VA law requires that all professional radon testers and mitigators operating in the Commonwealth must be *currently* certified and listed by either National Radon Proficiency Program (NRPP) ([www.nrsb.org](http://www.nrsb.org)) or the National Radon Safety Board (NRSB) ([www.nrpp.info](http://www.nrpp.info)).

- VA law requires that all radon mitigators who charge $1000 or more for a mitigation job must possess a VA Contractor’s License. A Radon Mitigation Contractor (RMC) specialty may be obtained after 5 yrs. of experience. Contractors are licensed by the VA Dept. of Professional & Occupational Regulation ([www.dpor.virginia.gov](http://www.dpor.virginia.gov))
Enforcement of Radon Professionals

• VDH-ORH will investigate complaints involving radon professionals who are uncertified or who have performed work that is non-compliant with radon testing and/or mitigation standards. Evidence is needed (ex. paperwork/photos)

• VDH staff will speak to the radon professional and try to work out an agreeable solution.

If that doesn’t work, customer should write a letter of complaint to:
- The radon professional’s certificate provider (NRSB or NRPP) Only NRSB/NRPP can revoke a radon professional’s certificate.
- the local office of the Better Business Bureau
How to Test?

• To insure the validity of the test for real estate transactions, it is recommended that an NRSB or NRPP certified professional tester be used – do NOT let parties involved in the transaction conduct the testing themselves!

• EPA recommends any one of these choices:
  – ONE short term (48 hr. minimum) continuous radon monitor (CRM) test
  – Or an average of TWO short term tests using other technologies
  – Or ONE long-term test (91 day minimum)
Short term vs. Long Term Tests:

• **SHORT TERM**: 2 day minimum – some may run up to 90 days
  Common devices: activated charcoal test kits, electret ion chambers (E-perm), continuous radon monitor (CRM).

  CRMs are probably the most popular and most expensive ($150-250) method, but have the following advantages:
  - results usually available in 1-2 days, other methods may take longer
  - records/prints radon levels every hour and may record temperature & barometric pressure (good for detecting tampering or major storm conditions)

• **LONG –TERM**: 91 day (minimum) up to 1 year
  Most common device: alpha track detector
  *A long term test that lasts an entire year is considered the most accurate method to test a property!*

• Electronic digital “real-time” plug in radon monitors can also be purchased (approx. $125.) but they have not yet been approved by NRPP/NRSB to the same level of accuracy as the other test devices. Therefore they should NOT be used to determine radon levels for real-estate transactions! They are most useful for monitoring approximate radon levels AFTER a mitigation system has been installed.
Radon Test Devices

- Continuous Radon Monitors
- Electret Ion Chambers
- Long-term Alpha Track Detectors
- Continuous Digital Radon Monitor
- Activated Charcoal Test Kits
Short-term testing under “Closed House Conditions”

- ALL windows must remain shut for the entire testing period. Exterior doors should be used only for normal entry/exit.

- Do not run whole house exhaust fans or smaller fans that are near the device. Do not leave smaller exhaust fans (kitchen, bathroom) on for extended periods. Limit the use of a clothes dryer.

- A normal indoor room temperature range should be maintained during the test.

- These conditions should begin **12 hours before** starting the radon test and be maintained for the entire test which must last a **minimum of 48 hrs**. It may be easier to let the test run 60 hours instead. With a CRM, you can exclude the first 12 hours from the average.
General Radon Testing Guidelines

• Especially in cases where the seller still occupies the property, *tamper resistant techniques* should be used! Examples: immobilize device, have seller sign non-interference agreement, early drive-by visit, only certified testers place/retrieve device.

• Avoid testing closets, storerooms, kitchens, bathrooms and crawlspaces. Bedrooms or family rooms are ideal. The lowest “livable” level of the home should be tested. That level should already be suitable for occupancy or could be easily converted. If there is a conflict, the buyer’s wishes are given preference.

• Test device should not be placed in contact with building materials made of natural rock and should be a minimum of 20 inches off the floor.

• Test devices should be placed in *breathable* air (3-6’ off floor is best) and not too close to walls or windows or other suspect areas (ex. sump pump or exposed soil/rock).

• Try to avoid testing during extended storms with high sustained winds and/or heavy precipitation
Every section of the home that it is contact with the ground should be tested!
Other Important Radon Testing Facts to Know:

• **Most homes usually test at their highest levels in the winter and lowest in the summer.** Test results taken in the spring and fall (especially if exterior high temps. between 60-70 degrees) are usually closer to the year round average.

  *Exception*: Some clayish soils subjected to extended heat/drought can sometimes cause *higher* indoor radon levels in summer!

• **The highest radon levels are usually found in the lowest livable level of the home.** There is typically a 25-50% reduction in radon levels between the basement and the first floor and then usually smaller reductions as you go up to additional floors.

• Radon can sometimes follow unusual pathways and cause higher than expected readings on the upper floors. (ex. HVAC which draws air from basement, utility chase or elevator shaft).
What to do for Borderline Test Results that are very close to 4.0 pCi/L?

• The testing season is critical. For example, a 3.9 pCi/L taken in July is of more concern than a 3.9 pCi/L taken in January. Why?

• Although it is negotiable, the seller is justifiably less likely to pay for mitigation if the test result is <4.0 pCi/L.

POSSIBLE SOLUTIONS FOR BORDERLINE CASES:
1) Do another professional short-term test and take the average of the two results.
2) Get estimates and put mitigation money in escrow pending the results of a professionally conducted long-term test that lasts an entire year!
Active Radon Mitigation

• A Radon mitigation system is usually a vent pipe system powered by an electric fan (15-120 watts)

• Seal foundation cracks or openings (ex. sump pump well) to make it more effective. Use silicone caulk for sumps and polyurethane sealant (graded for indoor use) for walls & floors.

• Cost: usually $800-2500. Multiple pipes will add to cost. Usually one penetration pipe will handle a footprint of up to 2000 square feet. Mitigating crawlspace is more expensive.

• Some older homes built directly on rock or hard soil can be more difficult to mitigate. A permeable layer of gravel under the slab is optimal.

• After the mitigation system is up and running for a minimum of 24 hours the house must be RETESTED.
Radon Mitigation & the Sales Contract

• A detailed radon test & mitigation contingency clause in the contract is strongly recommended!

• The radon testing and mitigation should NOT be done by the same individual/company – this is a conflict of interest!

• The buyer should also be involved. If mortgage lender/insurer allows – may want to give buyer money off sales price or in escrow so that he can select the mitigation installer & location instead of the seller?

• Allow enough time!
  - start closed house conditions – 12 hrs. prior to test
  - pre-test – 48 hr. minimum
  - install mitigation system – usually 1 day
  - waiting period before post test – 24 hr. min. (closed house conditions)
  - post installation test – 48 hr. minimum

• It is NOT absolutely necessary that this entire process be finished before closing. Ex. the post test could take place under the control of the buyer.
Manometer Flow Indicator with Installer Label – NOT a radon meter!
Radon Mitigation Piping

- Fan with coupling from PVC to gutter downspout piping
- Interior piping schematic
Radon Mitigation in Crawl Spaces
Poor Radon Mitigation
Selling a Home with a Radon Mitigation System already in place

- Added protection of a working radon mitigation system can be a good selling point – at least you know the house has been tested and fixed!

- BUT: System must be monitored and the home should be retested periodically (every 2-5 yrs.) or use a continuous monitoring device. This is especially important for newer homes that have not yet completed the settling process. Most mitigation systems tend to lose efficiency over time. Mitigation fans usually last an average of 10-20 yrs.

- A home with an old mitigation system should be tested prior to the sale if there is no available retest data within the last 2 years.
Passive Radon Reduction New Construction (RRNC)

- New homes can be constructed with passive radon resistant construction features (a.k.a. RRCT or RRNC) already in place.

- Homebuilders are exempt from VA law requiring NRPP/NRSB certification when installing RRNC, but they should not install fans!

- VA currently gives all Zone 1 VA counties/cities the OPTION of requiring RRNC for all new homes built under their jurisdiction. Amelia, Buckingham, Nottoway, Rockbridge and Shenandoah counties along with the independent cities of Blacksburg, Buena Vista, Christiansburg, Lexington, Radford, Roanoke and Salem have adopted that ordinance into their local building codes.

- It is easier, less expensive ($500-1000) and less intrusive to install radon piping that can be hidden in the walls as the house is built.

- Must TEST home after construction is completed!

- If necessary, a certified mitigator can convert to an active system by installing a fan (usually located in the attic) to provide suction and improve effectiveness.
Properly installed RRNC is thought to reduce indoor radon levels by approx. 50%!

What are Radon-resistant construction techniques?
The techniques may vary for different foundations and site requirements, but the basic elements are:

Gas Permeable Layer
This layer is placed beneath the slab or flooring system to allow the soil gas to move freely underneath the house. In many cases, the material used is a 4-inch layer of clean gravel.

Plastic Sheeting
Plastic sheeting is placed on top of the gas permeable layer and under the slab to help prevent the soil gas from entering the home. In crawlspace, the sheeting is placed over the crawlspace floor.

Sealing and Caulking
All openings in the concrete foundation floor are sealed to reduce soil gas entry into the home.

Vent Pipe
A 3- or 4-inch gas-tight or PVC pipe (commonly used for plumbing) runs from the gas permeable layer through the house to the roof to safely vent radon and other soil gases above the house. If located inside a wall, it should be an interior wall – not exterior.

Junction Box
An electrical junction box is installed in case an electric venting fan is needed later.
Radon in Water

- Radon is usually only a potential problem in wells (ground water).

- A *proposed* USEPA radon in water standard was issued in 2000, but never finalized. That standard recommended mitigation at 4,000 pCi/L or higher. Test results > 4,000 pCi/L are uncommon in VA, but levels up to 50,000 pCi/L have been found.

- Radon in water ingestion risk is very small, but radon in water escapes into the air – especially when the water is agitated (showers faucets, dish/clothes washers). 10,000 pCi/L in water is thought to contribute an additional 1 pCi/L to indoor radon *air* levels.

- For water sampling, the pipes should be newly flushed and no aeration should occur. The preferred laboratory testing analysis is Liquid Scintillation (LS).

- At this time, neither NRPP or NRSB certifies radon in water testers, mitigators or laboratories. A new ANSI/AARST radon in water standard is scheduled for release in 2019.
Radon in Water Mitigation

Best available technology: Aeration system

- Can handle *any* level of radon
- Exhaust air must be vented safely
- Needs periodic cleaning

Cost: $3500-6000+

Whole house water treatment w. granulated activated charcoal

- Not recommended for radon levels > 10,000 pCi/L
- May expose occupants to gamma radiation
- The carbon bed should be changed every year

Cost: $1500-2500
Radon in Granite Counter Tops:

- Many sensationalistic TV/newspaper reports inaccurately publicized the results of inappropriate testing methods.

- Many types of granite *are* naturally radioactive and some *may* emit small amounts of radon, but the vast majority of granite slabs are NOT significant contributors to indoor Radon levels.

- You cannot accurately predict granite radon risk based on color or country of origin.

- If you are concerned, test the breathable air above the slab, do NOT place the device on the slab itself and follow all normal short-term testing procedures. Compare the result to a short-term test done in the lowest level of the home during the same time period.

- Some granite vendors now screen slabs and do not sell those that emit excessive radioactivity.
Further Information

• Va. Dept. of Health – Division of Radiological Health:
  Office: 804-864-8150 Toll free in VA: 800-468-0138
  Website: www.vdh.virginia.gov/radiological-health/indoor-radon-program

• USEPA Radon publications - digital downloads available at:
  www.epa.gov/radon/publications-about-radon
  - “Home Buyer’s & Seller’s Guide to Radon”
  - “Consumer’s Guide to Radon Reduction”
  Or: hard copies can be purchased at: www.aarst.org/bookstore

• Current radon mitigation standard referenced in the Virginia Code: ASTM E2121-13
  available for purchase at: www.astm.org/Standard/standards-and-publications

• Toll free EPA national radon hotlines:
  1-800-SOS Radon
  Spanish 1-800-725-8312
  Safe Drinking Water 1-800-426-4791