

Appendix B: TDEC Cleanup Response Tier Selection Criteria

(This is the decision tree law enforcement officials use to recommend a cleanup tier.)

The recommended TDEC Cleanup Response Tier for a property is based on probable or documented criminal activity as noted in the EPIC Report and from crime scene information available to law enforcement officers. It should be noted that subsequent assessments and testing of a quarantined property by a TDEC Certified CML Cleanup Contractor, CML Hygienist, or a Certified Industrial Hygienist may result in a finding that an alternate cleanup response Tier be more appropriate. The cleanup contractor must document any variance from the initial recommended Tier Recommendation and the hygienist of record must concur.

Is this property eligible for quarantine?

Is there evidence of the **manufacture** of methamphetamine?*

Yes: Go to Tier 1 - Selection criteria.

No: **STOP, DO NOT Quarantine this property.**

Note: P2P/Methylamine and / or reagent labs default to Tier 3 Recommendation.

Tier 1 - Selection criteria: (Most applicable to locations where the criminal does not reside or work.)

- 1) Is lab capacity greater than 2 ounces per manufacturing event?
Unknown: Go to Tier 2 - Selection Criteria
Yes: Go to Tier 3 - Selection Criteria.
No: Continue with next Tier 1 questions.
- 2) Did suspects likely manufacture methamphetamine, its reagents, or precursors for more than 3 days but less than two weeks at this location?
Unknown: Go to Tier 3 - Selection Criteria
Yes: Go to Tier 2 - Selection Criteria
No: Continue with next Tier 1 question.
- 3) Are the chemicals found consistent with a phosphorous/iodine (Red-P, Hypophosphoric, Hydroiodic) type methamphetamine or reagent lab?
Unknown: Go to Tier 3 - Selection Criteria
Yes: Go to Tier 2 - Selection Criteria
No: **STOP - A Tier 1 Cleanup Response is recommended for this property.**

Tier 2 - Selection criteria: (Most applicable to locations where the criminal does not reside or work.)

- 4) Is lab capacity greater than 2 ounces per manufacturing event?
Unknown: Go to Tier 3 - Selection Criteria
Yes: Go to Tier 3 - Selection Criteria.
No: Continue with next Tier 2 questions.
- 5) Did suspects likely manufacture more than two weeks at this location?
Unknown: Go to Tier 3 - Selection Criteria
Yes: Go to Tier 3 - Selection Criteria
No: **STOP - A Tier 2 Cleanup Response is recommended for this property.**

Tier 3 - Selection criteria: (Most common to locations where criminal resides or works.)

- 6) Is lab capacity greater than 1 pound per manufacturing event?
Unknown: Go to Tier 4 - Selection Criteria
Yes: Go to Tier 4 - Selection Criteria.
No: **STOP - A Tier 3 Cleanup Response is recommended for this property.**

Tier 4: Selection criteria: (Potential for severe environmental effects.)

Law enforcement agencies must consult with TDEC officials prior to making this Cleanup Response Tier recommendation.

Pursuant to T.C.A. 68-212-Part 5, TDEC - Division of Remediation is tasked with regulatory responsibilities for cleanups at clandestine methamphetamine labs. Please contact the Division of Remediation Central Office at (615) 532-0900 for assistance for this tier recommendation. TDEC-DoR business hours are typically Monday through Friday 8:00 to 4:30 Central time.

*** Be advised that the presence of residues methamphetamine on surfaces alone is not sufficient evidence to prove that the manufacture of methamphetamine occurred. It must be in combination with other lab items or paraphernalia. Evidence of manufacture of methamphetamine can be as simple as the presence of ground tablets, consolidated containers of tincture of iodine, phosphorus stained coffee filters, or non-neutral pH (<6 or >8) present on walls and furniture. These items will, of course, be components of a weight of evidence that manufacturing has occurred. A lab seizure is sufficient evidence to quarantine property.**