

GOVERNOR'S LEAD POISONING PREVENTION COMMISSION

Maryland Department of the Environment
1800 Washington Boulevard
Baltimore MD 21230

Approved 5/5/11 minutes w/changes (6/9/11)

COMMISSIONERS IN ATTENDANCE

Alvin Bowles, Cheryl Hall, P. Randi Johnson, Edward Landon, Patricia McLaine, Barbara Moore, Linda Roberts, Mary Snyder-Vogel and Delegate Nathaniel Oaks.

COMMISSIONERS UNABLE TO ATTEND

Tanya Clayborn, Patrick Connor, Melbourne Jenkins, Delegate Nathaniel Oaks, and Pam Putman.

GUESTS IN ATTENDANCE

Kory Lemmert – CECLP, Dana Schmidt – MMHA, Sara Reese-Carter – DHMH, Maura Dwyer – DHMH, Lisa Hoover – AOBA, Tamara Aviles – MWPH, Geraldine Woodson, Donna Webster – WCHD (via conference phone), and Kirsten Day – MDE.

Introductions – The meeting began at 9:50 am. Alvin Bowles will be facilitating this meeting and future meetings until the Governor appoints a new Chairperson.

Old Business – Motion to approve minutes from last meeting: Ed Landon stated that “Emergency Management Program” should be “Emergency Mortgage Program”. Minutes approved with change.

Future Meeting Dates

The Commission meetings are scheduled for the first Thursday of every month. All meetings are scheduled from 9:30 am – 11:30 am at the Maryland Department of the Environment, 1800 Washington Boulevard, Baltimore, MD 21230. The next Lead Commission meeting is scheduled for Thursday, June 9, 2011.

Pat McLaine reported on Task Force: stated that the outline has been divided up into sections and given to members. The next Task Force meeting is scheduled for Friday, June 3, 2011 at 10 am (MDE), in the Stat Room. The group hopes to have something for next the next Lead Commission meeting.

Lead Study Group – House Bill 1033 passed with amendments. Legislation will be signed on the 19th probably. There are 4 sections to this Bill. Section 1 deals with risk reduction standards and allows for dust tests only now. Visual inspection deleted. For Modified Risk Reductions – dust tests and 9 treatments now are required, which is the distinct difference between that and a Full Risk Reduction.

In occupied units, the tenant can be temporarily relocated or get the modified risk reduction (MRR) certificate. The tenant sign off is gone. In regards to enforcement – we can now seek civil injunctive relief. This will help in cases where people aren't complying. Dust test lab results issue requires new regulations. The lab must send failing results directly to MDE. The Lead Study Group will be reporting by December 31st. MDE must present report on status of poisoning in the State, funding needs, legislation needed, etc. The Bill has a listing of all actors they want to be a part of the study group which includes some commission types and some additional folks. Alvin read the list. Bill becomes law at two different times. The Risk Reduction portion on 1/1/2012. Other parts begin 7/1/11.

Cheryl Hall asked if the lab reporting will mirror EBL notices.

Alvin answered "Yes". It won't require a lot of changes in wording of regulations.

Cheryl asked if the types of facilities that are failing can be looked at.

Alvin – Yes, over time.

Mary Snyder-Vogel asked if the study group will have separate meetings.

Alvin said he is not sure. He will try to match up with commission meeting times.

Ed stated that we are basically going to be developing the next 10-year plan in this study group.

Alvin said we may do video conferencing. IT will have to set up.

Sara Reese-Carter asked about meeting in July and August.

Alvin stated that the Commission takes off in August; however, will probably have to meet this August because of the study group. Not sure who the Chair will be.

Pat asked if there will be support staff.

Alvin said no that it would pretty much be only him.

Linda Roberts commented on P.G. County seminar last year. It was very worthwhile.

This year the seminar is on June 2nd, which is why the Commission is meeting is scheduled for June 9th instead. Tracy will send out a mass e-mail. You must register for the seminar ahead of time.

Delegate Oaks arrived and was updated on conversation

Agency Updates:

MDE – looking at whole of legislation. Will begin writing regulations. There will be a couple of deletions and changes. More regulations later on for lab results issue. Still waiting on "Big Case" (second anniversary today).

Sara Reese-Carter – asked for summary of argument.

Alvin updated the qualified offer issue and the registration and timing of payment. Is the law constitutional? No severability in law.

CDC grant was cut 50%. This year we get \$800,000. Next year the max we can get is \$600,000 and only 1/3 can go to the state agency. We can expect additional cuts the

following year. We have submitted the best proposal for grant we could. There are 40-50 agencies applying for this. CDC combined lead and healthy homes programs together and then cut them. Expecting more work for less money and want to see a sustainability plan for elimination of federal funding. It is much harder to meet requirements this year.

Pat McLaine asked about the 2010 blood level report.

Alvin indicated Dr. Keyvan is working on it and will have draft in June.

Pat asked if we could we get something ASAP?

Alvin said MDE is working with DHMH to get new data system up and going. DHMH is providing servers. We will put our information in there. This will centralize where blood level data is kept. Other agencies will have access to it. It is not available to the public. MDE will have control of data. DHMH controls the hardware. Met with Deputy Secretary of Health on this.

Online registration and payment is moving along. Hopefully there will be something up and running by January 2012. MDE will still process by mail this Fall. Our database is being cleaned in preparation for this. It is more complicated than originally thought.

We're working with MVA on this as they have a similar system.

Cheryl Hall – not linked to other databases?

Alvin – No. We won't know nature of how buildings are used. Not everybody has a computer, so there will still be some kind of mail out each year.

Donna Webster – can municipalities look up things on the system?

Alvin answered no, but if there's a computer available, the property owner will be able to pull up account and pay.

Donna Webster asked if schools will be able to access the EBL database.

Alvin responded, no, only the health departments. Primary providers won't be able to access database either.

Cheryl asked if the system would be linked to the immunization registry.

Alvin answered, not on a level where you can identify a child. Only in general ways.

Pat said that it could be done. It's done in other states (RI). You can get better rates of immunization this way.

Cheryl said it is easier to deal with. We should discuss this in Task Force.

Alvin – 3 or 4 databases have to be moved along with the City's information. There are over a million entries. We will keep our system up and running for awhile. HHLPS is a requirement of this grant. Stellar may crash at some point.

DHMH – Nothing to report at this time.

DHCD - Bill passed (see last meetings notes). The International Green Code will be included into State Building code next cycle. HB630 – standards for residential, HB972 for Commercial. The State has one year to adopt the new codes and the local authorities 6 months after the state adopts they can amend or adopt. The Green code will not be

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published until March of 2012. DHCD's Emergency Mortgage Program (EMA) helps people who have lost jobs, etc. It is a federally funded non-payback assistance program. There are specific criteria to qualify. This is only for a limited time, see Duct's website www.mdhousing.org.

BCHD – Trying to put everything in a one-stop-shop.

Office of Childcare – Nothing to report at this time.

Insurance Commission – Nothing to report at this time.

Coalition – **Kory Lemmert** reported HUD released NOFA. Lead hazard control – States and Cities only. The City will apply for funding that was just lost, but it's an uphill battle. Previous experience is considered. This application is questionable. Big change is you can't use leveraged funds. They now require hard money. Healthy Homes production grant – Coalition to apply for this along with outlying counties. The deadline is June 9th.

The City Council scheduled hearing on not paying lead judgments.

Delegate Oaks asked what is the City doing to restore the funding? He is very upset about the City not paying lawsuit judgments. After laboring to get legislation passed, it is very frustrating to have to deal with the City not paying.

Meeting adjourned at 11:00am