

GOVERNOR'S LEAD POISONING PREVENTION COMMISSION

Maryland Department of the Environment
1800 Washington Boulevard
Baltimore MD 21230

September 1, 2011

Approved minutes (10/6/11)

COMMISSIONERS IN ATTENDANCE

Alvin Bowles, Patrick Connor, Cheryl Hall, Pat McLaine, Delegate Nathaniel Oaks, Linda Roberts, and Mary Snyder-Vogel.

COMMISSIONERS UNABLE TO ATTEND

Tanya Clayborn, Maura Dwyer, Melbourne Jenkins, Edward Landon, and Barbara Moore.

GUESTS IN ATTENDANCE

Geraldine Woodson – BCHD, Ruth Ann Norton - CECLP, Lesa Hoover - AOBA, Dana Schmidt -MMHA, Clifford Mitchell - DHMH, Donna Messick – WCHD (via conference phone), Jan Goslee -HABC, Harolda Hedd-Keny – BCHS Intern, John O'Brien – MDE, and Tracy Smith - MDE.

INTRODUCTIONS

Meeting began at about 9:50am – Alvin presiding. The Commission did not approve the minutes from the July meeting – no quorum.

FUTURE MEETING DATES

The next Lead Commission meeting is scheduled for November 3rd in the AERIS conference room at MDE. The Commission will meet from 9:30am - 10:30am. The Summer Study will meet from 10:30am-12:00pm.

Alvin Bowles – Discussed proposed regulation changes for risk reduction that are required for House Bill 1033. Want to avoid a delay to have regulations in effect by January 1, 2012.

Lesla Hoover – had a clarification about a law reference.

Patrick Connor – question about lead hazard reduction. Can still apply by striking §6-819.

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Alvin Bowles - COMAR 26.16.01.11 - Performance standards/notifications to Department.

- COMAR 26.16.02.03 - Full risk reduction met for dust test.
- The distinction is clear between modified and full risk reduction.
- Still have a Supervisor Statement of Work but no tenant sign-off.
- Window sill treatment change in law.
- Clarification of a fire code change to (the) law.
- Will have some impact, but nothing major economically.

Lesa Hoover – question about disseminating (information) to members. MDE to provide law changes (including on the web.)

Patrick Connor – question about confirming if there will be inspector/contractor meetings.

Alvin Bowles – MDE will have inspector/contractor meetings.

Patrick Connor – HB 1033 to affect 23% of inspections. (Visual inspections) will no longer be available after January 1, 2012. Will look @ (in the future.) Concerns about notifying smaller property owners.

Pat McLaine – question about on-line registration and information (to be) included in mail outs as well as law changes.

Alvin Bowles – Information to be included in registration packets that will be sent out in mid-November. On-line registration delayed a week to November 14th. More complicated dealing with banks.

Mary Snyder-Vogel – question if (registration forms) will be printed in both Spanish and English.

Alvin Bowles – No. This would double the cost of the mail out, plus translation costs.

Clifford Mitchell/Mary Snyder-Vogel – question if parts could be in Spanish.

Pat McLaine – questioned if the regulations could be in Spanish.

Alvin Bowles – Will look at. Cost factors? Avoid another page to cost. May squeeze on form?

Patrick Connor – question on viewing on-line registration into new system.

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Alvin Bowles – Bar codes used for registrations.

Ruth Ann Norton – Thank you to Delegate Oaks for pursuits of law changes.

Delegate Oaks – question on loop holes in law? Home owners?

Alvin Bowles – Regulation changes for HB 1033. Part of study group?

Ruth Ann Norton – Met with Mr. Michael Braverman. Baltimore may be in the process of adopting EPA's RRP Rule, including containment and clean up. Implementing as much as the city can by working with housing and Councilman Cole.

Clifford Mitchell – FERPA (Family Educational Rights and Privacy Act) question. There are some exceptions for a public health emergency. School reporting no lead test reported to the health departments. Privacy record/confidentiality issues. Elementary schools lead test needed for school. Record collected by education nurses can't report due to FERPA. OK if a state health department nurse.

Delegate Doyle Niemann – question on pre-emption of Federal law? State law still goes until (the) Supreme Court decides an interpretation.

Pat McLaine – question about health department resources to do a lead investigation. FERPA issue? No lead results. Just a yes or no. Does not anticipate that this will be a problem.

Cliff Mitchell – Not medical or clinical interpretation. Just viewed as a student record. To be discussed further. May come up again in the future.

Delegate Doyle Niemann – question where being raised.

Cliff Mitchell – Not in DHMH. Confirmed (it is) DOE.

Delegate Doyle Niemann – Goes to highest level at DOE for a decision.

Cheryl Hall – Have enrollment numbers for 2002 – 2005.

Geraldine Woodson – Nothing to report.

Alvin Bowles – Got most of money (\$594,000).

Ruth Ann Norton – No further cuts to CDC for 2012. Conference call for funding.
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Safe and Healthy Homes Investment Partnerships (SHHIP) - Federal regulations allows an extra 2 points for states/cities for grant bids. More competition now for funding. Enterprise and empowerment zones going away. Decision whether Baltimore to get Federal funding to be made < 1 week.

Alvin Bowles – include this item by Coalition on next agenda. Meeting adjourned at 10:40am.