

Environmental Health Liaison Meeting
8/15/2008

- Present: Stan Walls, Susan Plum, Pat Fulmer, Brad Cochran, Jeff Smith, Gail Harris, Mike Trantham, Kay Shamblin, Arletta Lancaster, Clarence Christian.

Absent: Bill Kearns, Lock Johnson, Randy Curtis, Jennifer Walls, Warren Elmer, Barb Taylor, Nathan Douglas, Walt Ivey, Bob Hart

- RTIA may be filling a position on the committee with Brandon Lewis

Old Business:

- Procedures Memo A-4 Defines Roles of Local/District/State Staff – PHS & EED are having problems resolving the memo, but they hope to have their problems worked out by the end of the week.
- Procedures Memo D-23 Boil Water Orders – should be out by the end of the month. A legal question arose which held up issuing the Procedure.
- Brad received a response back from the Division of Labor about questions to them concerning licenses for septic tank system installers. One question posed to them was – 1. Do installers have the ability to work under another contractor's License? (WV Contractors License) Wyoming County has an installer using the license of a contractor, but he is not employed by that contractor. The answer was: *An installer cannot work under another contractor's license unless he works for that company as a full time employee not job by job.*

Fran Cook, Deputy Commissioner Department of Labor, stated the installer must be covered by the companies Worker Compensation/Unemployment. The work must be through the company and paid to the company.

To have any of this enforced a licensed contractor who feels someone is not complying must file a complaint on the Department of Labor's Web Site or call 304-558-7890.

She also stated, according to 21-11-10: Permits should only be issued to the home owner when the home owner is going to complete the work.

- Mobile Home Park Rules & Design Standards Committee had their first meeting on July 18, 2008. Members on the committee are: Mitch Woodrum, Manufactured Housing Association, Ryan Harbison, Karol Wallingford, Susan Kadar, Pat Fulmer, Chuck Fisher, and Bill Herold. They hope to expand the committee by 4 or 5 additional members. They plan to have someone from the WV Department of Labor join the committee. The deadline to submit new rules to the Legislature's Rule Making Committee is June, 2009.

- WV Board of Registration - The rules governing the board - Chapter 30, Article 17 is being rewritten. The government organization sub-committee met and there have been several drafts of the rules written. Ann Spaner, Brad Cochran and Lloyd White had a conference about the rules with attorneys with the Gov. Org. – Gov. Org. wanted to use the nomenclature - Licensed Environmental Sanitarian, Certified Sanitarian and Sanitarian in Training. It looks like we won and there will be three categories 1. Sanitarian in Training. 2. Sanitarian. 3. Licensed Registered Sanitarian. This will not affect the Division of Personnel's categories for us.

There were also questions concerning the definition of Environmental Health Science – which defines the things we do. Since other agencies also do some of those things e.g. EED, RTIA, they were made exempt or they would have been required to be sanitarians.

Finalization of this rule is almost complete.

Registration Fees will most probably be going up as a result of these new rules. Initially \$30.00 was talked about, but they will probably be more in the neighbor of \$50.00, with the first year most likely \$35.00. The new rules require the Board to be able to carry out their duties; therefore, sufficient monies must be available to perform those duties.

Under this rule you will be a Sanitarian in Training for two full years (must have completed it within three years) and then you will become a Sanitarian, and will remain a Sanitarian until you pass the PES Exam at which time, you will become a Licensed Registered Sanitarian. Once again, this will not affect DOP classifications.

New Business

- OEHS Update: The assistant Director's position vacated by Nathan Douglas has not been posted, but we hope to have it posted by September.

Jaclyn Boylan, Infectious Medical Waste, has accepted a position with the Cabell County Health Department and will be leaving August, 22, 2008. This position will be posted as a Sanitarian I or II, or as a Registered Sanitarian. The position may be in Charleston or possibly the Fairmont District. It should be posted within the next couple of weeks.

Danya Canterbury, has accepted the position as Office Assistant III, with Public Health Sanitation, she will be replacing Lana Cyrus and will handle on-site sewage, milk, bottled water and home aeration units.

Richard Wheeler, has returned from Iraq, and will return to work on September 2, 2008. He is on military leave until the end of August.

Phil Jones has returned to work after surgery. Phil was off for one month.

Fred Barley will be assuming additional duties as PHS Web Master as soon as he is authorized and approved to do so.

Sanitarian Training Class started the week of August 11, 2008, there are 10 people in the class with possibly a couple more coming in the near future. The second week of class will be August 25 -29, and it will be held in Morgantown with sewage on the agenda for the next two weeks. Please see the PHS Web Site for the complete Training Class Agenda.

A Class II Installers Course is planned for Sept 29 – Oct. 2, 2008 at the Morgantown Chestnut Ridge On-Site Training Center. The cost of the course is expected to be in the range of \$275 - \$295.

On-site Alternative and Innovative System Training is scheduled for late October or November, 2008. This training was requested by the Sewage Advisory Board and is the second half of the training requested.

The Public Health Conference is scheduled for September 17 – 19, 2008 at Snowshoe Conference Center & Resort. Sept. 5, 2008 is the deadline for pre-registration.

The New Water Well Forms have been shipped to each District Office and each county should have received their allotment of forms. There are five new forms and four new fact sheets.

It has been reported a lot of well driller are still using the old forms – everyone should get rid of the old forms and start using the new ones. PHS has the new forms on the Intra Net and our Internet Site.

EED's Website has the forms for Well Driller & Pump Installer Grandfather Certification.

- **Nursing – Kay Shamblin**

Nursing is having a problem maintaining their website and message boards since they do not have a web master, but must rely on the new Information Technology Section.

The state is also switching from Group Wise for their e-mail to Microsoft Outlook.

- **WVU – Mike Trantham**

Mike reminded everyone that the WV Department of Agriculture has a category for Public Health Pest Control Operator. He suggested this may be something we want to consider for one of our Mid-Year Meetings.

Mike also mentioned he had received a complaint about nematodes in Bottle Water. He wanted to know if Spring Water had to be disinfected, and the answer is yes. In most cases the water is filtered and disinfected.

Mike stated, his CPO classes have been completed for the year, but he will be participating in a WVU Health Science Course – Aquatic's Class.

Brad, mentioned there is work going on at the national level to create a National Aquatics Code, similar to the Food Code and the PMO.

- **Stan Walls – Beckley District**

Stan mentioned personnel changes in his office. They lost Brian Bell, Epidemiologist, to private business and hired one of their sanitarians to replace him, Michelle Trickett. They then hired one of their nurses to replace the sanitarian, Tina Lowery. They are now looking to replace the nurse.

Stan asked about billing from the Lab for collection of check samples for public water systems. Check samples for pw systems will be billed to the water system or to the County Health Department if the forms are not correctly filled out. It was pointed out county health departments no longer need to pull check samples from public water systems since this is now totally under EED. If you want to continue to collect check samples, you should work out the billing with the Public Water System.

Stan also mentioned there is no longer a Well Driller Mediation Board to resolve well driller problems and it is now more difficult to resolve well driller issues. Brad, mentioned the Board was dissolved due to lack of interest. Brad said, he would discuss this concern with EED.

- **Pat Fulmer – Mid-Ohio Valley**

Pat stated they had a new Executive Director for Env. Health.

Dr. Avery, their Medical Doctor, gave an excellent presentation on public health work in Nicaragua, but unfortunately fell and broke his hip while working over there.

Pat, pointed out that we are still having difficulty in finding financing for to correct failing septic tank systems even with the new DEP Loan Program, especially for hardship cases.

- **Arletta Lancaster – Eastern Panhandle**

Arletta said, she received a request from Amy Edwards to mention the fact that there is insufficient room on the Child Care Inspection to make comments. Brad said, the reason was to try to make them a one page form.

Judy Rice, was requesting more NCR forms (no carbon required) if at all possible. Brad stated, due to budget cuts this was very unlikely, but we would continue to try and supply the NCR forms presently out there.

Jimmy Kinder requested the Registration Board notify us sooner about the CEH's we have to renew our registration. This is an issue which needs to be taken up with the Registration Board, but unfortunately due to many factors, will not be easily resolved.

Bill Zaleski wanted to go on record to the MHP Committee that he feels bi-yearly inspection of MHP's is necessary, especially due to trash & garbage issues.

Arletta also mentioned a concern with a motel (no longer passing health inspections) which switched and became an apartment building (monthly rental), but the health department was still receiving complaints about the facility. Discussion ensued and consensus was, this would now be a Landlord Tennant situation and would not be considered a motel unless there were daily rental.

Arletta said, Judy Rice is retiring in October, 2008.

Cara Harding, Berkeley County, asked about the legality of a person sixteen years old and married being allowed to be tattooed and pierced. According to Brad, as long as the spouse (husband in this case) signed as the parent or guardian it would be legal, but no genital or nipple piercing would be allowed.

- **Clarence Christian – District Sanitarians & Central Office Staff**

Sam Harmon retired from the Mingo County Health Department. Sam had worked for 32 years.

The town of Man in Logan County was given an ultimatum to operate their community pool or pay back over \$100,000 in state and federal grant monies. Logan County Health Department and the District Office worked with the Town of Man to get the pool reopened.

A sanitarian in the Beckley District had been sued by a developer over failure to approve a subdivision for on-site sewage systems. The initial ES-76 was denied and a revised ES-76 was never submitted. The sanitarian was represented by an Attorney provided by the State's Board of Risk Insurance. This attorney asked for the sanitarian to be dismissed from the case, and the judge dismissed the sanitarian from the case with prejudice (which means it cannot be brought back up).

Fayette County and McDowell County are looking to hire a new sanitarian for their county.

Beckley District's next In-Service Training Meeting will be 8/29/2008

- The question was asked if all County Health Department were required to submit monthly reports and Brad stated that they were, but not all counties were complying.

- **Susan Plum – Fairmont District**

No Report

- **Gail Harris – St. Albans District**

Kanawha-Charleston Health Department lost their Health Officer – Dr. Kerry Gateley. The interim Health Officer is his wife Dr. Laura Gateley.

In-door Air Protesters showed up at the Kanawha-Charleston Health Department to protest the new smoking ordinance.

Randi Neurman is retiring August 26, 2008.

Anita Ray is recovering from surgery.

The City of Charleston as reduced the amount of monies given to the Health Department.

The next meeting is scheduled for Friday November 14, 2008 at Ryan's Steakhouse in Bridgeport. The meeting will begin at 10:30.

