West Virginia State Environmental Liaison Meeting
Date: November 7, 2014
Location: DHHR Coop Facility, Flatwoods, WV

PRESENT
Brad Cochran, Judy Vallandingham, Tom Ong, JD Douglas, Rich Lucas, Lock Johnson, Mike Trantham, JJ Rose, Greg Young, Denny Taketa, Dr. Don Thimsen, Jimmy Casdorph, Rodney Boyce, Warren Von Dollen

GUESTS
Bill Toomey OEHS-SWAP, Scott Rodeheaver OEHS-SWAP

CALL TO ORDER
Brad Cochran called the meeting to order at 10:35am.

MINUTES
Denny Taketa moved and Mike Trantham seconded and the minutes were approved as presented.

OLD BUSINESS
Class V Injection Well requirements by WVDEP – Brad reported that Rick Hertges has a meeting scheduled with WVDEP staff on November 13th to discuss what the WVDEP will require and get clarification of the types of situations that will require this permit.

SS-188A and SS-188B are ready the revision date on the form will be changed, Bread indicated that the form will be sent out to all Liaison committee members to share with the sanitarians in their districts, if not further comments are received then will post forms on the internet.

SS182-C Rick has modified this form given to committee for comments.

Environmental Health Electronic Reporting
Go-To Meetings continuing with Local Health Departments and HealthSpace

- Training held:
  - Basic Training for LHD’s just getting started
  - Land Development Module Training
  - Database views and how to use them
- Topics covered in go-to-meetings
  - Problems posted in the support forum
  - Discussion topics posted in the support forum
PHS staff still working with HealthSpace staff to add fields to specific modules and completing all the forms that were specified in the original RFQ. (Land development (sewage and home loan evaluations) HealthSpace will be transiting WV to monthly go-to-meeting – users are comfortable with using the support forum for problems encountered and receiving feedback about issues from HealthSpace staff.

PHS staff will be reviewing all of the modules and forms for compliance/completion with the original RFQ.

Report given by Judy Vallandingham

Discussion by the group about the three (3) year quote for user fess given to BPH by HealthSpace.

NEW BUSINESS

Senate Bill-373 report from Bill Toomey and Scott Rodeheaver about the actions this Senate bill required OEHS to take regarding protection of water sources for public water systems. Sections of the bill that require action by OEHS are: Above Ground Storage Tanks and Source Water Protection Plans (SWP Plan) for groundwater sources that are “significantly influenced by surface water” (SWIG)

Before SB 373 Source water protection plans by public water system were voluntary, now for the public water systems that have a water source that meets the “significantly influenced by surface water” terminology are required to have a SWP plan by July 1 2016.

This will impact the local health departments because part of the requirements of this plan are that the public water system must engage the LHD, local governments, etc. to be on a committee for each public water system, if any of the required participants decline, there is a requirement that the water system get that declination in writing. Bill indicated that if the watershed for a system extends into a neighboring county then more than one LHD or county will be involved.

Bill and Scott indicated that some of the components of the SWP plan are: engaging the public, contingency plan, contaminate sources, management plan, feasibility of early warning, and a public hearing before submission. There are other required components of the plan.

OEHS is working with DEP and DHSEM to obtain a list of major sources of contamination. This work group is working on a listing of potential contamination sources. OEHS has an MOU with WVDEP to cover confidential information.

Question raised: What systems are going to be impacted by SB 373?
Scott and Bill indicated the about 126 water utilities will need to provide plans.
JJ asked: What will be available at the public hearings?
Scott and Bill: this involves the upstream partners and public; the public will see everything except the confidential information.

Scott added that the LHS will also be involved with the above ground storage tanks.
Scott and Bill both indicated that they expect the number of public water systems that are required to have SWP plans will go up as more information is obtained.

OEHS is working with WVU staff in establishing what would be defined as the “zone of critical concern” (ZCC). This should be completed by the end of 2014.

Scott indicated that the LHD may be needed also in the issues that arise as the public water systems determine what the ZCC for that water system is.

Brad asked: What is going on with DEP and the above ground storage tanks?

Bill indicated that Title 47 Series 62 Interpretative Rule deals with the above ground storage tanks. The rule is for tanks with a capacity of 1320 gallons and above. There are 3 classifications of tanks and these are based on risk. The last information he has there are 40,000 registered with WVDEP, but there are most likely 70,000-80,000 total.

JJ asks of all of the tanks are going to be looked at by WVDEP.

Bill indicated that all of the Level 1 – hazardous materials tanks will be inspected.

Bill told the group that an online portal is being worked on where you can sign up to get information online access for the public and for health officials, WVDEP, State and Federal officials. The access you are granted will be specific to the information needed.

Bill also told the group that 64 CSR 3 Public Water Rule will be going to the legislature for revision in January 2015.

OEHS obtained grant funding to fund additional positions in Central Office, Wheeling and Kearneysville.

Scott and Bill indicated that the next 3 months OEHS-EED will be looking at the water systems in the southern part of WV.

Jimmy asks how the SWIGS are going to be treated.
Scott indicated that they are currently treated as surface water systems.
Scott and Bill indicated that there are so many chemicals that exist that there is a need for a identifying and ranking for chemicals.

Bill indicated that support is needed from the LHD’s to get GPS locations of well sites. Scott indicated that if sanitarians are having trouble with well drillers that are not submitting completion reports to let him know and he will write the well driller a letter regarding the missing paperwork.

A question was submitted regarding events like the Tough Mudder Obstacle course: Are there any requirements for these events that would fall under the jurisdiction of the LHD in addition to the Mass Gathering permit.
Brad indicated that OEHS had sought a legal opinion if the water obstacles would meet the definition of a recreational water facility and the opinion was the NO these obstacle would not meet the definition of a RWF.

A discussion by the group about ear piercing being done in a body piercing studio and the consensus was that ear piercing can be performed in a body piercing studio.

Judy mentioned that Tammy Potter with RTIA is doing audits of day care centers for their documentation on the lead assessments that are required for pre 1978 properties. Tammy is having issues getting the day care centers to provide her documentation that she needs to complete her audits. Tammy ask help with 2 issues: are the sanitarians requiring lead assessment documentation prior to issuing the initial child care center permit and would the local health department follow up with a day care center that needs to provide her documentation. Tammy does send a copy of the letter to the day care center to the local health department. Discussion by the group and the following issue was brought up: are assessments required for day care centers that were in existence prior to the rule.

DW-27 Water Hauler: a question arose what the eight (8) inch disk should be made of? Most of the disks are being self fabricated. It was the consensus of the group that there is no specific design.

Mike Trantham reported that he has seen a new pool filtration design at the World Aquatic Conference he attended that used a process to remove organic material in the water. He also reported that the equipment used for this new filtration process is in the process of getting NSF approval. He indicated that the main advantage to this new filtration process would be improved air quality for indoor pools.

EBOLA
Brad reported that BPH has several meetings a week that are planning for issues that may arise from EBOLA. Issues being addressed at these planning meetings are: PPE, quarantine under legal review, medical waste – waiting for CDC guidance, residence decontamination – CDC guidance, waste water – CDC & EPA guidance. Ebola is not transmitted through food and water and lives a very short time outside the body.

Denny asks if there is a hospital in WV that would take an Ebola patient. Brad said no there are only 5 hospitals in the US that can accept an Ebola patient this information is from CDC.

REPORTS

District Sanitarian Report

Rich indicated that there is an In-service meeting for Mid-Ohio Valley on December 17, 2014.

RTIA Division Report

Meth lab busts are sown from the previous years. RTIA has an AHERA grant to study radon and lead. RTIA is involved in nationwide Public Tracking to observe environmental toxins over time this is in conjunction with the CDC.
West Virginia Environmental Liaison Meeting
May 20, 2011
Page 5 of 6

WVU Report

Mike will teach week 8 of Sanitarian Training class, topic Recreational Water Facilities and the final exam. This week will be held at WVU.

WV Office of Laboratory Services Report

Mike asks if the lab could do food sampling, Tom indicated that yes they could. Brad added that WVDA has a FDA cooperative agreement to do food sampling if necessary.

Greg indicated that if a sanitarian needs information about doing a chain of custody water sample please contact the Environmental Chemistry Lab for information. The sample will need to be collected, cooled and shipped at the proper temperature. He indicated that currently the costs for testing are still the same. The lab is looking at adding testing for diesel, methane and expanding to offer more services.

Beckley District Report

No Report

Local Health Department Association Report

Rodney reported that the public health funding streams were changing and that nursing at the local health departments was going to be run and funded like the private sector.

OEHS Readiness Program Report

No Report

Saint Albans District Report

Jimmy indicated that Stan Mills has questions on how to handle homes for Drug Rehabilitation clients. Brad indicated for Jimmy to contact Stan and have him email Brad his specific questions.

Wheeling District Report

Lock indicated that Ohio County had concerns about the Home Loan Evaluation; they have the owner fill out the affidavit if they have knowledge of the STS if there is no STS permit.

Brad suggested that the H-12 procedure be followed and cover all bases.

Lock asks what if there is a HAU.

Brad indicated that there is guidance in the H-12 procedure.

Question ask if LHD’s were returning STS Fee if the site was not suitable for an on-site septic system. Some in attendance indicated that yes the full fee returned and some indicated that only a portion of the fee was returned.
Kearneysville District Report

No other issues.

Environmental Update

Brad reported:

PHS is in the process of filling the St. Albans District Sanitarian position. EED director is in the process of being filled. There is still a hiring freeze on all positions that are funded by general revenue, unless the position has been classified as critical needs position. PHS sanitarian positions have been classified as critical needs positions.

Infectious Medical Waste Rule is in the process of being reviewed by a stakeholder group and will be introduced in the 2016 Legislative session. This rule should go out for public comment in June 2015.

Sanitarians can check their CEH hours online on the WVSBOS website. The listing is by Registration class and number.

Sanitarian Training Class: week 7 November 17-21 in Charleston, Week 8 December 8-12 in Morgantown.

Legislative Report

Brad reported:

The General Election in November saw significant changes in the WV House and Senate, there will be new leadership for both including president of senate, speaker of the house and committee chairs for both. The legislative session starts January 14, 2015.

Agenda items for the November interims may be raw milk sales and cottage industries, national movements on both of these topics. Also may have items for Farmers Markets and food handler cards for Farmers Markets.

Meeting Adjourned

NEXT MEETING — February 20, 2015 at Davis Square Training Room, One Davis Square, Charleston, WV

Submitted by: Judy Vallandingham
Date: December 4, 2014