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Office of the Secretary

INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: December 9, 2019, Pavilion Building, 5th floor conference room, 109 State Street, Montpelier, VT 05609

Members Present: Chair Brad Ferland, Dirk Anderson, Jennifer Mojo, John Kessler, Shayla Livingston, Steve Knudson and Matt Langham (via phone)

Members Absent: Clare O'Shaughnessy, Diane Bothfeld, Ashley Berliner

Minutes By: Melissa Mazza-Paquette

- 2:00 p.m. meeting called to order, welcome and introductions.
- Review and approval of minutes from the November 13, 2019 meeting.
- No additions/deletions to agenda. Agenda approved as drafted.
- No public comments made.
- Presentation of Proposed Rules on pages 2 - 4 to follow.
 1. Environmental Citations, Agency of Natural Resources, page 2
 2. Lead Poisoned Children Rules, Department of Health, page 3
 3. Blood Lead Screening, Reporting and Response Rule, Department of Health, page 4
- Next scheduled meeting is January 13, 2020 at 2:00 p.m.
- 2:45 p.m. meeting adjourned.

Proposed Rule: Environmental Citations, Agency of Natural Resources
Presented by Katelyn Ellermann

Motion made to accept the rule by John Kessler, seconded by Steve Knudson, and passed unanimously except for Jen Mojo who abstained, with the following recommendations:

1. Provide context regarding 'cost neutral' as stated.
2. Proposed Rule Coversheet, page 2, #4: Complete.
3. Proposed Rule Coversheet, page 3, #8: Note other edits being made and the reasoning as to why the Natural Resources Board is being removed.
4. Proposed Rule Coversheet, pages 4-5, #13-15: Hold a hearing and complete information.
5. Proposed Rule Coversheet, page 5, #16: Include words to narrow the context of 'citation' and 'penalty', such as 'environmental' and 'natural resources'.
6. Economic Impact Analysis, page 2, #6: Include a very broad level ballpark of total impact.
7. Public Input, page 1, #3-4: Include holding a hearing.

**Proposed Rule: Lead Poisoned Children Rules, Department of Health
Presented by Shayla Livingston**

Motion made to move the repeal forward by Steve Knudson, seconded by John Kessler, and passed unanimously except for Shayla Livingston who abstained, with the following recommendations:

1. Proposed Rule Coversheet, page 3, #9: Add the word 'will' between '18 V.S.A. § 1757' and 'fulfill' or change the word 'fulfill' to 'fulfills'.
2. Proposed Rule Coversheet, page 4, #16: Add 'children'.
3. Public Input, page 1, #5: Include organizations such as the Vermont Academy of Pediatrics.

**Proposed Rule: Blood Lead Screening, Reporting and Response Rule, Department of Health
Presented by Shayla Livingston**

Motion made to accept the rule by Steve Knudson, seconded by Jen Mojo, and passed unanimously except for Shayla Livingston who abstained, with the following recommendations:

1. Proposed Rule Coversheet, page 3, #8: Make note that the name of the rule is changing.
2. Incorporation by Reference, page 1, #5: Include phone number, such as noted in #4 of page 1 of Public Input.
3. Proposed Rule, page 1, #3.6: Research legislation to confirm there isn't a conflict with any guideline changes.