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*Kristin L. Clouser, Secretary*

## **INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) AGENDA** **Monday, May 9, 2022, 2:00 p.m.**

To attend virtually via Microsoft Teams, please [click here to join the meeting](#) for full meeting audio and visual. If you require a call-in option to participate (e.g., computer does not have a microphone), dial 802-828-7667 and enter Phone Conference ID: 114 423 325#.

Physical meeting location suspended until January 15, 2023 due to [Open Meeting Law temporary provisions](#).

- Welcome
- Review and approval of the minutes from the [April 11, 2022](#) meeting
- Note: Emergency Rule Titled 'Nursing Home Rate Setting Staffing Adjustment' by the Agency of Human Services, Department of Vermont Health Access, was supported by ICAR Chair Farnham on 04/27/22.
  - This emergency rule addresses costs at nursing homes associated with increased nursing staffing costs by increasing the existing inflation factor in the Division of Rate Setting's rules to account for the increased inflation in nursing care costs since the beginning of state fiscal year 2022.
- Note any additions or deletions from the agenda
- Public comment
  - Public comments received from Sylvia Knight on 04/18/22 pertaining to the Agency of Agriculture, Food & Markets proposed rule 'Vermont Regulations for Control of Pesticides', which ICAR heard during the March 14th and 29th meetings, were shared with ICAR members, the office of the Secretary of State, LCAR and proposed rule presenters.
- Presentation of the following proposed rules:
  - Transitional Housing Program Rules, Agency of Human Services, Department for Children and Families
    - The purpose of the Transitional Housing Program is to offer more stability to households experiencing homelessness. The Transitional Housing Program will provide financial assistance to eligible households for up to 18 months in the form of direct monthly payments to motel and hotel owners who have executed an Occupancy Agreement with an eligible household. Eligible households include households experiencing homelessness category one or two as defined by the Department of Housing and Urban Development (HUD) with income at or below 80% of the Area Median Income (AMI) in the town in which the household is seeking housing. Recipients of Transitional Housing Program assistance must participate in Coordinated Entry - the system to refer and connect households to housing assistance - to find long term housing. The Transitional Housing Program will be funded by the federal Emergency Rental Assistance Program (ERAP) and will conform to all federal law and guidance governing ERAP.
  - Vermont Water Quality Standards, Agency of Natural Resources



- The Vermont Water Quality Standards (WQS) are being amended to clarify applicability of the Standards, reflect updates to policy related to streamflow and stream processes, update water quality criteria for consistency with federal standards, and reflect changes enacted under Act 32 of 2021. Amendments to the Rule include:
  - 1. Language regarding the application of the Standards to wetlands;
  - 3. Language articulating the requirements of state certifications issued pursuant to Section 401 of the CWA;
  - 4. Update to aquatic biota-based criteria clarifying that 30Q10 flows apply for chronic criteria that utilize a 30-day average;
  - 5. Updates to methodology associated with determining hydrology criteria;
  - 6. Updates to methodology associated with numeric biological indices and aquatic habitat assessments;
  - 7. Updates to the Management Objectives and Criteria;
  - 8. Reclassification of three A (1) streams in the Lower Otter Creek Watershed; and
  - 9. Changes to Appendix C, including updates to aluminum and copper criteria.
- Other business
- Next meeting date: Monday, June 13, 2022 at 2:00 p.m.
- Adjournment

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