



State of Vermont
Agency of Administration
109 State Street
Montpelier, VT 05609-0201
www.aoa.vermont.gov

[phone] 802-828-3322
[fax] 802-828-3320

Office of the Secretary

INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: March 9, 2020, Pavilion Building, 4th floor conference room, 109 State Street, Montpelier, VT 05609

Members Present: Dirk Anderson (serving as Chair), Diane Bothfeld, John Kessler, Matt Langham, Clare O'Shaughnessy, and Shayla Livingston and Jennifer Mojo via phone

Members Absent: Chair Brad Ferland, Ashley Berliner, and Steve Knudson

Minutes By: Melissa Mazza-Paquette

- 2:00 p.m. meeting called to order, welcome and introductions.
- Review and approval of minutes from the February 10, 2020 meeting.
- No additions/deletions to agenda. Agenda approved as drafted.
- No public comments made.
- Presentation of Proposed Rules on pages 2-5 to follow.
 1. VOSHA Rule: Section 29 CFR 1904.41 Electronic submission of injury and illness records to OSHA, Department of Labor, page 2
 2. Underground Storage Tank (UST) Rules, Agency of Natural Resources, Department of Environmental Conservation, page 3
 3. Special Education Finance and Census-Based Funding, Vermont State Board of Education, page 4
 4. Special Education Rules, Part B (Ages 3-22) and C (Birth to Age 3), Vermont State Board of Education, page 5
- Next scheduled meeting is April 13, 2020 at 2:00 p.m.
- 2:38 p.m. meeting adjourned.

Proposed Rule: VOSHA Rule: Section 29 CFR 1904.41 Electronic submission of injury and illness records to OSHA, Department of Labor

Presented by Dan Whipple

Motion made to accept the rule by Matt Langham, seconded by John Kessler, and passed unanimously except for Dirk Anderson who abstained, with the following recommendations:

1. Proposed Rule Coversheet, page 4, #12: Provide a link to the Federal Register.
2. Proposed Rule Coversheet, pages 4-5, #14-15: Complete.
3. Adopted Rule Filing: Remove as it's not needed for ICAR.
4. Public Input, page 1, #3: Include URL for website address and add department's phone number.
5. Scientific Information: Remove as it's not applicable.
6. Incorporation by Reference: Remove as it's not applicable.

**Proposed Rule: Underground Storage Tank (UST) Rules, Agency of Natural Resources, Department
of Environmental Conservation**

Presented by Ted Unkles

Motion made to accept the rule by Diane Bothfeld, seconded by Matt Langham, and passed unanimously except for Jen Mojo who abstained, with the following recommendations:

1. Public Input Statement, page 1, #3d: Confirm URL address and update if necessary.
2. Public Input Statement, page 2, #4: Include reach out to environmental groups if appropriate.

Proposed Rule: Special Education Finance and Census-Based Funding, Vermont State Board of Education

Presented by John Carroll, Emily Simmons and Judy Cutler

Motion made to accept the rule by John Kessler, seconded by Diane Bothfeld, and passed unanimously except for Clare O'Shaughnessy who abstained, with the following recommendations:

1. Economic Impact Analysis, page 4, #9: Attach budget tool.

Proposed Rule: Special Education Rules, Part B (Ages 3-22) and C (Birth to Age 3), Vermont State Board of Education

Presented by John Carroll, Emily Simmons and Judy Cutler

Motion made to accept the rule by Matt Langham, seconded by John Kessler, and passed unanimously except for Clare O'Shaughnessy who abstained, with the following recommendations:

2. Adopting Page, page 1, #4: Include title.