



**Board:**

Allen Amsler, <i>Chairman</i>	Charles M. Joye II, P.E.
Mark S. Lutz, <i>Vice Chairman</i>	L. Clarence Batts, Jr.
Ann B. Kirol, DDS, <i>Secretary</i>	David W. Gillespie, MD
R. Kenyon Wells	William Lee Hewitt, III

**South Carolina Board of Health and Environmental Control**

**October 13, 2016**

The South Carolina Board of Health and Environmental Control met on Thursday, October 13, 2016, at 10:00 a.m. in the Board Room of the South Carolina Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina. (Attachment 0-1)

The following members were in attendance:

Allen Amsler, Chairman, Member-at-Large  
L. Clarence Batts, 4<sup>th</sup> District  
David W. Gillespie, MD, 6<sup>th</sup> District

By Phone:  
Ann B. Kirol, DDS, Secretary, 5th District  
Charles M. Joye, II, P.E., 3rd District  
William Lee Hewitt, III, 7th District

Absent:  
R. Kenyon Wells, 2nd District

1<sup>st</sup> District seat is currently vacant.

Also in attendance were Catherine E. Heigel, Director; W. Marshall Taylor, Jr., General Counsel; Lisa L. Longshore, Clerk; Department staff and a member of the public. (Attachment 0-2)

*Chairman Amsler called the meeting to order and stated notice of this meeting had been provided to all persons, organizations and news media, which have requested notification, as required by Section 30-4-80(e) of the South Carolina Code of Laws.*

**Item 1: Minutes of September 8, 2016, meeting** (Attachment 1-1)

***Mr. Batts moved, seconded by Dr. Gillespie, to approve the minutes as presented for the September 8, 2016, Board meeting. The Board voted and Motion carried.***

**Item 2: Administrative and Consent Orders issued by Environmental Affairs** (Attachment 2-1)

Ms. Robin Stephens, Compliance Assistance and Enforcement, Environmental Affairs, stated one hundred (100) Consent Orders had been issued with total penalties of \$118,585.

***The Board accepted this item as information.***

***Register, to provide opportunity for public comment, to receive and consider comments, and allow staff to proceed with a public hearing before the Board. The Board voted and Motion carried.***

**Item 6: Proposed Amendment of Regulation 61-33, Drycleaning Facility Restoration Regulations, Legislative Review is required** (Attachment 6-1)

Mr. Robert Hodges, Manager, Brownfields and Drycleaning, presented this item to the Board.

On May 21, 2013, South Carolina Governor Nikki Haley signed into law a revised version of the South Carolina Hazardous Waste Management Act (the Act) which establishes the Drycleaning Facility Restoration Trust Fund. Revisions were made to better organize and clarify the Act, as well as to delete obsolete provisions.

The Department proposed amending Regulation 61-33 to better conform the regulation to the revised South Carolina Hazardous Waste Management Act. The amendments, which revise the regulation title, also make stylistic changes for internal consistency, clarification in wording, corrections of references, grammatical errors, outlining/codification, and such other changes as may be necessary to improve the overall quality of the regulation.

After discussion, ***Dr. Gillespie moved, seconded by Dr. Kirol, to grant approval to publish the Notice of Proposed Regulation 61-33, Drycleaning Facility Restoration Regulations, in the State Register, to provide opportunity for public comment, to receive and consider comments, and allow staff to proceed with a public hearing before the Board. The Board voted and Motion carried.***

**Item #7: Proposed Amendment of Regulation 61-22, The Evaluation of School Employees for Tuberculosis, Legislative Review is required** (Attachment 7-1)

Dr. Melissa Overman, Division of Acute Disease Epidemiology, presented this item to the Board.

The Department proposed amendments to R. 61-22 to incorporate recommended changes identified by staff during internal review. The proposed amendments address several items, including incorporation of current tuberculosis evaluation and preventive treatment guidelines, updating the screening/evaluation requirements for school employees, clarifying language relating to issuing, completion and retention of certificates of tuberculosis evaluation and language relating to requirements for new hires, and providing for consistency with applicable state and federal laws. The proposed amendments also incorporate stylistic changes, which include corrections for clarity, readability, grammar, punctuation and overall improvement of the text. The proposed changes also align the Department with advancements and best practices in tuberculosis evaluation.

After discussion, ***Mr. Batts moved, seconded by Dr. Gillespie, to grant approval to publish the Notice of Proposed Regulation 61-22, The Evaluation of School Employees for Tuberculosis, in the State Register, to provide opportunity for public comment, to receive and consider comments, and allow staff to proceed with a public hearing before the Board. The Board voted and Motion carried.***

***Dr. Gillespie moved, seconded by Mr. Batts, to go into Executive Session for the purpose of discussing a personnel matter. The Board voted and Motion carried.***

Mr. Amsler announced the Board was back in public session and while in Executive Session no actions were taken.

**Item 8: Agency Affairs**

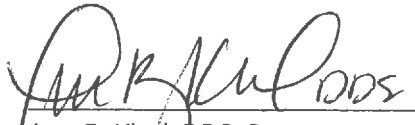
Director Heigel reported on Agency wide activities and, specifically, on Dam Program activities during Hurricane Matthew. (Attachment 8-1)

After discussion, **the Board accepted this as information.**

Having no further business, Chairman Amsler adjourned the meeting.


All referenced attachments are made a permanent part of these minutes.

Respectfully submitted,

  
Ann B. Kirol, DDS, Secretary

Minutes approved this 10th day of November 2016.

ATTEST:

  
Allen Amsler, Chairman

Attachments

- 0-1 Agenda
- 0-2 Attendance Roster
- 1-1 September 8, 2016 minutes
- 2-1 Administrative and Consent Orders issued by Environmental Affairs
- 3-1 Administrative Orders, Consent Orders and Sanctions issued by Health Regulation
- 5-1 Proposed Amendment of R.61-92, Underground Storage Tank Control Regulations
- 6-1 Proposed Amendment of R.61-33, Drycleaning Facility Restoration Regulations
- 7-1 Proposed Amendment of R.61-22, The Evaluation of School Employees for Tuberculosis
- 8-1 Agency Affairs- Presentation on The Dam Program Response to Hurricane Matthew