

LEAD POISONING PREVENTION COMMISSION
Thursday, May 5, 2022 · 9:30 a.m. – 11:30 a.m. · Google Meet
Approved Meeting Minutes

Documents Distributed:

- Agenda 220505.pdf
- Draft Minutes 220407.pdf
- 2022_Abell_Lead-Control-report_FINAL-web.pdf
- Aluminum Crock Pots Source of Lead.pdf
- MLPPP Commission HB174LC Support Letter.pdf
- MLPPP Commission HB1110LC Support Letter.pdf
- sb0524T.pdf
- sb0528E.pdf
- hb0636t.pdf
- hb0108T.pdf
- Presentation by Jeff Fretwell.pdf
- LPPC Meeting May 5 2022 LCR update - Christina Ardito.pdf
- LPPC_2022.05.05_Testing-Pb-DW-Schools+WIIIN 2107_update - Tim Rule.pdf

Opening Welcome and Introductions:

Ruth Ann Norton called the meeting to order at 9:33 a.m. with welcome and introductions. Ruth Ann informed the Commission that Mt. Washington Pediatric Hospital will soon be celebrating its centennial celebration. Cliff Mitchell motioned that the Commission send a letter to the Mt. Washington Pediatric Hospital to officially congratulate the hospital on its centennial and thank the hospital for all the work that it has done on lead and case management. Adam Skolnik seconded the motion. All Commissioners were in favor.

Members Present:

Jacob Benzaquen	Cliff Mitchell	Christina Peusch
Jack Daniels	Paula Montgomery	Paul Rogers
Anna Davis	Barbara Moore	Adam Skolnik
Susan Kleinhammer	Ruth Ann Norton	
Mary Beth Haller	Manjula Paul	

Members Absent:

Delegate Dalya Attar	Senator Jill Carter	Benita Cooper
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Guests Present:

Beatrice Amoateng-MGA	Eamon Flynn-MDH	Simon Penning-BCDHCD
Christina Ardito-MDE	Jeffrey Fretwell-MDE	Wendy Phillips-MDE
Justin Barry-Public	Ben Grumbles-MDE	Cherise Roberts-GHHI
Chevelle Bash-GHHI	Steven Homola-BCDHCD	Tim Rule-MDE
Rena Boss-Victoria-MDE	Lisa Horne-MDH	Kylan Simpson-MDH
Shante Branch-MDE	Alexia Jones-Public	George Stewart-GHHI
Camille Burke-BCHD	Dawn Joy-AMA	Chris White-Arc Environmental
Walter Clews-AmeriSpec	Saranthip Koh-MDE	Marcia Williams-BCDHCD
Chris Corzine-OAG	Kaley Laleker-MDE	

Approval of Minutes:

A motion was made by Barbara Moore, seconded by Mary Beth Haller to amend the April 7, 2022 minutes. All present Commissioners were in favor of the amendments; the amended minutes were approved and were as follows:

- ~~State ARPA Review (Baltimore City): Mary Beth Haller was unable to provide updates on this item and Ruth Ann Norton asked that this item be moved to May in order for Alice Kennedy to attend and give an update. Maryland Department of Housing and Community Development (DHCD).~~
- Baltimore ARP Review: Ruth Ann Norton will attempt to contact Alice Kennedy Commission of the Baltimore City Housing and Community Development (DHCD) to invite her to provide an update on the City's 3 million dollar allocation for healthy housing and other work being done to prevent childhood lead poisoning.

Old Business:

- 2022 Legislation Closeout Discussion: Ruth Ann Norton, George Stewart, and Adam Skolnik provided the following updates:
 - Lead Clauses and Impact of Bills that Passed:
 - [SB0528: Climate Solutions Now Act of 2022](#): This bill became law not requiring the Governor's signature. The weatherization system program from the U.S. Department of Energy is being doubled in size with the new federal influx of funds. The issue around deferrals, due to lead paint hazards, may prevent families from being weatherized and seniors from getting those services. HB0108 will coordinate resources to address other hazards as part of the weatherization process. A task force along with the Maryland Department of Housing and Community Development will develop a plan for reducing referrals and addressing other hazards such as mold and lead to be able to weatherize houses.
 - [SB0524 / HB0108](#) Public Utilities - Energy Efficiency and Conservation Programs - Energy Performance Targets and Low-Income Housing. This bill is currently pending which will move energy efficiency dollars with a better guideline for low income communities. It relates to lead in that there will need to be some lead work done including setting up a task force on Green and Healthy Homes which will look comprehensively at aligned efforts and intersection around health based housing and climates.
 - [SB0348: Conservation Finance Act](#) sponsored by Senators Elfreth, Rosapepe, Hester, Guzzone, and Smith. This bill sets up explicit provisions for the Maryland Drinking Water Loan Fund. As more funds come from infrastructure federal funding, this bill will require that Maryland assess the risk for lead pipes in Maryland, create an inventory of lead pipes in Maryland, and also set in place a lead service line replacement remediation plan. The provisions add more direction and requirements for responsibility for lead in pipes in Maryland.
 - [HB174: Landlord and Tenant - Repossession for Failure to Pay Rent - Registration and License Information](#) sponsored by Delegate Mary Lehman. The Commission supported this bill. The bill passed. Under HB 174, a lead certificate may be an issue of fact at trial. This bill is effective October 1, 2023. When the original clean hand bill was passed, there was a provision that the registration and certification compliance status of the rental property owner, when the owner filed a failure to pay rent in rent court, was not an issue on which the judge could hear evidence. It did however, require an owner to list their owner number, their registration number, and their lead certificate. The previous provision in the statutes said it could not be an issue at trial. This was something that was corrected in HB174. Now judges can review evidence on the compliance of an owner just before the court for an affected rental property.
 - [HB1110: Environment - Lead Poisoning Prevention - Elevated Blood Lead Level](#): The Maryland Department of the Environment (MDE) worked with Delegate Holmes on the bill and MDE testified on Wednesday, March 2, 2022, at the bill hearing in support of the bill. The Commission supported this bill. The bill passed. This bill alters the application and meaning of "elevated blood level (EBL)" and "reference level" as those definitions apply to specified provisions of law that initiate case management, notification, and lead risk reduction requirements under the state's lead poisoning prevention laws. The bill also requires MDE, in consultation with the Maryland Department of Health (MDH), and local health departments (LHDs), and other relevant stakeholders, to study and evaluate the most effect means of

incorporating the Centers for Disease Control and Prevention (CDC) Blood Lead Reference Value (BLRV) into the state's lead poisoning prevention programs, as specified. MDE must report its findings and recommendations to the General Assembly by December 31, 2022. The bill takes effect July 1, 2022. The bill was approved by the Governor on April 12, 2022.

- [HB1290: Education - Public School Construction - Funding and Administration](#) sponsored by Delegate McIntosh. The bill passed which will make money available for lead and water standards. The bill was enacted under Article II, § 17(b) of the Maryland Constitution on April 9, 2022. As part of this bill, there is an interagency commission that requires that schools be surveyed yearly. The bill now sets a provision that specifically requires lead paint to be part of the annual inspection of schools. Additionally it will then set in a plan to remediate lead paint hazardous. This is specific to lead paint in schools and not lead in water. Schools will now be required more explicitly to test for lead paint.
- Health Department Open Forum Timing: Ruth Ann Norton suggested that the Health Department Open Forum meeting be rescheduled to October 6, 2022 and others agreed.
- Public Community Based Meeting Discussion: Ruth Ann Norton suggested that the Commission hold a Public Community Based meeting in October to coincide with the National Children's Environmental Health Month and the National Lead Poisoning Prevention Awareness month at the Henderson Hopkins School. The school expressed interest in some of the students presenting a project related to lead at the meeting.
- Joint Commission Meeting Status: The goal is to establish one or two common goals between all three groups and work together to accomplish the goals over the next year: 1) The Children's Environmental Health & Protection Advisory Counsel, 2) The Commission on Environmental Justice & Sustainable Communities, and 3) The Lead Poisoning Prevention Commission. The date and time of the joint meeting is still tentative and has not yet been confirmed. Wendy Phillips will work to confirm the date and time and send an invitation out for the meeting.

Reminder Review for Lead Commission 2022 Calendar for the Month of June:

- MIA Reporting (Benita Cooper): Address concerns raised in the New York Times article "Copy of How 2 Industries Stymied Justice for Young Lead Paint Victims" and brief the Commission on the state of property insurance and pollution liability insurance in MD and the exclusions that are allowed by the law.
 - Status on allowed exemptions in MD
 - Status on surplus lines and status in MD
 - MIA's view as to why this is or is not applicable in MD
 - Opportunities to incentivize insurers to require compliance.
- Joint Commission meeting: Discuss what the state strategy should be with regard to the intersection of housing and health as it relates to the below Commissions.
 - Children's Environmental Health & Protection Advisory Counsel
 - Commission on Environmental Justice & Sustainable Communities
 - Lead Poisoning Prevention Commission
- Lead and Water in Schools: Update on the 2021 Bill [HB0636 = School Buildings - Drinking Water Outlets - Elevated Level of Lead \(Safe School Drinking Water Act\)](#). [Text - Chapter - Signed by the Governor](#) and the progress that has been made on the implementation (Fred Mason from MSDE)
- Chip Program Statistical Update Report (Cliff Mitchell/Jack Daniels)
 - Funding Status
 - Current State Match
 - Future plans

New Business:

- WSA Updates
 - Update report on testing outcomes in schools/daycares and any new legislation that may have passed
 - 1. Lead in Schools update - Tim Rule provided a short powerpoint presentation (document titled, "LPPC_2022.05.05_Testing-Pb-DW-Schools+WIIN 2107_update - Tim Rule.pdf") which was provided to the Commission at the conclusion of the meeting for their information. Additionally, Tim provided the following links:

- Testing for Lead in Drinking Water - Public and Nonpublic Schools website: https://mde.maryland.gov/programs/Water/water_supply/Pages/Testing-For-Lead-In-Drinking-Water-Public-and-Nonpublic-Schools.aspx
- Guidance Materials: Example Signage for Outlets: https://mde.maryland.gov/programs/water/water_supply/Documents/SLT_Example_Signage.docx
- 2. Lead and Copper Rule update - Christina Ardito provided a short powerpoint presentation (document titled, "LPPC Meeting May 5 2022 LCR update - Christina Ardito.pdf") which was provided to the Commission at the conclusion of the meeting for their information.
 - Update on infrastructure bill: Jeff Fretwell provided a detailed powerpoint presentation (document titled, "Presentation by Jeff Fretwell.pdf") which was provided to the Commission prior to the meeting for review.
- Lead and Water in Schools: Update on the 2021 Bill [HB0636 = School Buildings - Drinking Water Outlets - Elevated Level of Lead \(Safe School Drinking Water Act\). Text - Chapter - Signed by the Governor](#). This bill lowered the lead in drinking water in schools action level to 5 parts per billion. MSDE/Fred Mason is scheduled to discuss the progress that has been made on the implementation of the bill at the June Commission meeting.
- State ARPA Review Report on Progress: Ruth Ann Norton attempted to contact Alice Kennedy from the Maryland Department of Housing and Community Development (DHCD) to invite her to the May meeting to provide a State ARPA Review and discuss the \$100 million allocation, however Alice Kennedy was unavailable and out of the county. Ruth Ann Norton will continue to try and make contact with Alice Kennedy to invite her to a future Commission meeting. Ruth Ann Norton clarified that there was an allocation of \$100 million related to housing that may overlap with lead and wants to know if the city is considering taking further action directly with regard to lead. Ruth Ann Norton thought it would be good to have Alice Kennedy from DHCD because DHCD made a public announcement of \$100 million going to healthy housing i.e. bringing vacant housing back to healthier standards. \$3 million was allotted for healthy housing. Mary Beth Haller indicated that all the ARPA funding is being done through the Mayor's Office of Recovery Programming. The Office of Recovery Programming is notifying agencies and communities directly. The Baltimore City Health Department does not have a supplemental ARPA request in and around lead and is not not aware if DHCD submitted such a request or not.
- Abell Foundation Report: An attempt was made to invite the author of the document titled "2022_Abell_Lead-Control-report_FINAL-web.pdf" to the Commission however the author was not available to attend. The report was provided to the Commission prior to the meeting for review. Ruth Ann Norton encouraged the Commission to read the document.
- CHIP Program Statistical Update Report Request: Ruth Ann Norton asked Cliff Mitchell and Jack Daniels to provide a brief report in June on the funding status of the CHIP Program and what the state current match is as well as the plans for the future.

Agency Hot Topics/Current Events:

- **MDE** (Maryland Department of the Environment): Shante Branch provided a brief update to Susan Kleinhammer regarding the Viken Instrument. The Lead Poisoning Prevention Program (LPPP) talked to the manufacturer and LPPP is in the process of putting together a bulletin for Kaley Laleker's review in order to provide the community with more guidance.
- **MDH** (Maryland Department of Health): Cliff Mitchell took the time to remind everyone that this is asthma awareness month. The funding for asthma also supports the lead programs as a healthy homes program in 11 jurisdictions, and it is important to recognize that this encompasses an all housing hazard approach. Additionally, Cliff Mitchell clarified the purpose of the June Joint Commission Meeting which is to take advantage of the expertise within the three Commissions and compile a list of common goals.
- **Maryland DHCD** (Maryland Department of Housing and Community) Development: There were no comments or updates provided.
- **BCHD** (Baltimore City Health Department): Camille Burke reported that all the lead care II machines and kits have been returned to Magellan and BCHD is now waiting for the replacements so it can return to testing in the community.

- **MDAAP** (American Academy of Pediatrics, Maryland Chapter): On April 26, 2022, Paul Rogers requested the Lead Commission’s support on an ECHO Grant application with the Maryland Chapter of the American Academy of Pediatrics. If funded, MDAAP would identify 10-12 pediatric practices and use telementoring to provide lectures and case presentations to help improve office lead testing. The “hub” or faculty team will consist of several pediatricians to do the lectures as well as a QI consultant/coach. Over a six-month period, MDAAP’s goal is to develop best practices for pediatricians to increase blood lead testing of children in their practice. Additionally, MDAAP would like to share its best practices with its partnering agencies. Paul Rogers requested the Commission partner with MDAAP in developing these best practices and help expand use of them to providers and agencies across Maryland. A motion was made by Mary Beth Haller, seconded by Susan Kleinhammer to send a Letter of Support to MDAAP for the ECHO grant. All present Commissioners were in favor of the Letter of Support. On May 5, 2022 a Letter of Support for the ECHO grant for MDAAP from the Lead Commission was sent to Paul Rogers. Paul Rogers expressed his gratitude for the support from the Lead Commission. If the grant is approved, Paul Rogers would like to have some time to inform the Commission of MDAAP’s plans with the project and how it relates to the Commission.
- **HABC** (Housing Authority of Baltimore City): There were no comments or updates provided.
- **Baltimore City DHCD** (Baltimore City Department of Housing and Community Development): There were no comments or updates provided.
- **MSDE/OCC** (Maryland State Department of Education/Office of Child Care): There were no comments or updates provided.
- **MIA** (Maryland Insurance Administration): There were no comments or updates provided.
- **GHHI** (Green and Healthy Homes Initiative):
 - Ruth Ann Norton reported that on June 9, 2022 GHHI will be doing a formal launch of the 1k home that it will be doing with healthcare, philanthropy, and the federal government in Baltimore which will have full lead hazard control climate and health together.
 - George Stewart announced that the Maryland Asthma Summit is scheduled for May 11-12, 2022 from 10-4 which will be virtual. Additionally, the Housing Choice Voucher program for lead preferences for lead affected families in Baltimore City is fully operational.
 - Ruth Ann Norton announced the new Vice President of Climate Energy and Equity, Melany Santiago, who joins GHHI on June 6, 2022.

Commissioner Comments and Updates:

- Ruth Ann informed the Commission that she has been appointed to the CDC’s Lead Elimination Advisory Counsel and has accepted the appointment. Additionally, in June, during National Healthy Homes Awareness month, GHHI will host the Maryland call on Maryland legislation on its impact on lead in healthy housing and climate. GHHI will invite Commissioners to the meeting.
- Barbara Moore mentioned the handout titled, “Aluminum Crock Pots Source of Lead.pdf” and wanted to know if this was a problem in Maryland and is that something that is routinely asked. Ruth Ann commented that GHHI should add the Aluminum Crock Pots to its home visiting questions.

Public Comments and Updates: There were no comments or updates provided.

Adjournment:

A motion was made by Paul Rogers, seconded by Barbara Moore to adjourn the meeting. All present Commissioners were in favor and the meeting was adjourned at 11:28 a.m.

Future Meeting Date:

The next will be a Joint Commission Meeting scheduled for Thursday, June 2, 2022 via Google Meet, from 9:30 a.m. – 11:30 a.m.