

# Minutes of S.C. Board of Health and Environmental Control Meeting

August 11, 2011

The S.C. Board of Health and Environmental Control met on Thursday, August 11, 2011, at 10:00 a.m. in the S.C. Department of Health and Environmental Control Board Room, 2600 Bull Street, Columbia, S.C. (Attachment 0-1)

The following members were in attendance:

- Allen Amsler, Chairman  
Member-at-large
- Mark S. Lutz, Vice-Chairman  
1st District
- Steven G. Kisner, Secretary  
3rd District
- R. Kenyon Wells  
2nd District
- L. Clarence Batts  
4th District
- Ann B. Kirol, DDS  
5th District
- John O. Hutto, Sr., MD  
6th District

Also in attendance were C. Earl Hunter, Commissioner, Elizabeth F. Potter, Chief Counsel for Administration, Lisa Longshore, Clerk, department staff and guests. (Attachment 0-2)

Mr. Amsler stated notice of this meeting has 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: Consideration of Board Minutes – July 14, 2011, meeting minutes - For Approval** (Attachment 1-1)

*Mr. Lutz moved, seconded by Mr. Batts, to approve the minutes as submitted for the July 14 Board meeting. Approved.*

## **Item 2: Monthly Award for Excellence for August 2011** (Attachment 2-1)

Commissioner Hunter recognized the following recipients:

### **Commissioner's Office – Patricia Baker-Davis, Cristi Horne, Dakin MacPhail:**

Patricia Baker-Davis, Cristi Horne, and Dakin MacPhail have been selected as the recipients for the Monthly Award for Excellence for the Commissioner's Office. On April 27, 2011, SC DHEC began, officially, to move from Vaccine for All Children (VAFAC) to the Vaccine for Children (VFC) only program. The dates listed below illustrate the lightning speed in which this initiative was first discussed formally to the day over 550+ private providers were given instructions regarding the transition:

- January 1, 2011 (Dr. Gibson informs team of new direction)
- March 1, 2011 (Dr. Waddell approves change with dates TBD)
- April 13, 2011 (First official correspondence given to providers)
- April 14, 2011 (Development VFC web-site created)
- April 26, 2011 (Production VFC web-site activated)
- April 27, 2011 (VFC Enrollment correspondence given to providers)

The last three dates above reflect, primarily, the outstanding work and cooperation provided by the nominees above for the Monthly Award for Excellence. Each played a critical role where their individual acts collectively combined to create a flawless product where *“time was of the utmost essence.”* The change to VFC required, at a minimum, 14 DHEC forms (some new and some revised) and other correspondence such as VFC Protocols; FAQ’s and Enrollment memorandums. Each and every document had to be quickly reviewed and/or modified by Communication Resources; added to RIMS; and placed on the new VFC web-site within the Immunization Division’s main web-page. With such a big change, along with very quick turnaround, to our provider community, it was imperative that we ensure communication reached the intended audience to maintain our state-wide level coverage for vaccinating children. In addition to the creation of the VFC web-site, a tracking database was created to capture providers going to the site to obtain their enrollment information. This information enables the Immunization Division to verify that communication has occurred with our existing providers so they can perform appropriate follow-up where needed. Working directly with all three of these individuals, I can honestly say that they dropped everything they were doing to make this initiative **“Priority #1”** for the Agency. They did not question or complain at anytime, although each demand of their time came with an immediate sense of urgency! They clearly recognized the Agency’s objective and responded without any hesitation. It is this example of *Excellence* that deserves our gratitude and recognition for a job **WELL DONE**. Dakin, Cristi and Patricia are valued co-workers who are assets to DHEC.

**Environmental Quality Control – Hazel Snow:** Hazel Snow, Receptionist for EQC’s Bureau of Air Quality, has been selected as the recipient of the Monthly Award for Excellence for Environmental Quality Control. Hazel has worked double duty, performing both her duties as bureau receptionist and working in the file room for eleven of the past 18 months. Hazel does an amazing job daily in keeping the office going for Air Staff. She is very helpful to the staff when they have problems. For instance, she locates files, corrects errors she finds in the filing system, and retrieves boxes from off-site storage. Hazel maintains a great working relationship with the off-site storage and FOI staff. She finds a way to keep it all going when the phone is ringing and there are visitors coming in to see staff. She assigns and rotates cars and makes sure that no one section is over-burdened by the vehicle maintenance load. Hazel does all of this with a winning smile, a can-do attitude, and a steady work ethic. Hazel’s attitude toward customer service, teamwork, and willingness to do all that is necessary to keep the bureau going is reflected in her job performance. She displays a professional demeanor and shows enjoyment in a job well-done. Her actions promote customer service to her internal customers (BAQ staff and FOI) and external visitors to the Bureau. She has assumed the extra responsibilities without being asked to and has learned by doing and asking questions. She treats everyone fairly and with respect. Hazel’s greatest strength is her can-do attitude which becomes will-do action. She is willing to go the extra mile to help staff get what they need to do their jobs. She works through problems and quickly comes up with solutions that are both correct and doable. Hazel is willing to try anything that is asked of her and she is organized and efficient.

**Health Services Central Office – Noreen O’Donnell and Anand Nagarajan:** Noreen O’Donnell, Ryan White Parts B, D and HOPWA Program Manager, and Anand Nagarajan, ADAP Director, from the Division of STD/HIV have been selected as the recipients of the Monthly Award for Excellence for Health Services Central Office. Both Noreen and Anand work tirelessly to provide Ryan White and ADAP services to people living with HIV and AIDS. They manage multi-million dollar budgets and contracts with 35 providers across the state. Both are equally staunch advocates for people living with HIV and AIDS. Their work truly saves lives. During a recent Health Resources Services Administration (HRSA) site visit, Noreen and Anand were complimented for their effectiveness and efficiency in managing this highly complex program, recognizing them as leaders in the nation for their innovation with cost containment strategies and data collection strategies. Noreen and Anand are well respected by staff in the Division, in the Agency and in the community. They both respond to requests for information, technical assistance and consultation timely, with insightful and thorough responses, demonstrating their depth and breathe of knowledge and understanding of this complex federal program. This year, all states with a waiting list for ADAP (including South Carolina) were placed under restrictive drawdown conditions by HRSA. This requires an excruciating level of very detailed review of every invoice of every contract. Noreen has worked tirelessly with staff in the Bureau of Financial Management and the contractors to comply with the restrictive drawdown rules, meaning getting documentation of every dollar spent for every item, including personnel, for every agency that receives Ryan White funding. As a result of her considerable efforts, the program continues to operate and assures that clients receive life saving medicines and medical care. Noreen works closely with the Bureau of Business Management, Bureau of Finance and Health Service Operations on a frequent basis as she prepares federal grants, reports, contracts and budgets. She supervises and manages a highly effective and efficient team. In 2010, she and Business

Management developed a new “grants process” for the Agency. The new grant process fundamentally changed the way awards are made to community providers, by removing the process from a procurement process to a grant award process. Anand's efforts to adopt cost containment strategies from a previous HRSA site visit were commended at the recent visit. In light of the SC ADAP wait list that has been in effect since March 2010, Anand has worked diligently to ensure that all possible cost containment measures have been explored. In particular, Anand has implemented two significant strategies aimed at improving program efficiencies and maximizing funding resources for the program. His work with the development and implementation of the Medicare Part D Assistance Program will ensure that ADAP payments made on behalf of patients who have Medicare Part D count towards their true out of pocket costs, thereby allowing patients to move out of the so called doughnut hole and create additional savings for ADAP. Anand has also orchestrated a pilot program designed to facilitate the enrollment of patients into the Pre-existing Condition Insurance Plan that came on line as a result of the Affordable Care Act. This initiative also has the potential to result in a significant cost savings to the ADAP. Noreen and Anand are invaluable members of the STD/HIV Division and DHEC and are commended for their dedication to the people living with HIV and AIDS.

**Region 1 Public Health Office – Kelly Simpson:** Kelly Simpson has been selected as the recipient of the Monthly Award for Excellence for Region I. Kelly is a very kind and considerate person. Recently, our physical therapy department went through major changes. There were multiple staffing changes, as well as, changes in Therapy Regulations by Medicare. During this time, Kelly took on the additional responsibility of assisting in the organization by scheduling therapy visits and assuring therapy staff had everything they needed to get the job done. Kelly continually goes above and beyond in a quiet and gentle manner to help meet both patient and staff needs. She is very compassionate and skilled with our patients in providing what they need to regain their strength and independence. Kelly is a great asset to Region 1 Home Health and to the patients we serve.

**Region 2 Public Health Office – Home Health Team:** The Home Health Team (Anne Marie Parrott, RN; Vonda Morgan, RN; Dorothy Wilson, RN; Kristen Smith, RN; Elizabeth Lancaster, RN; Gail Dalton, RN; Patty Andrews, RN; Marcia Baker, RN; Rebecca Mancia, RN; Emily Hunter, RN; Jane Duncan, RN; Deborah Murphy, RN; Nancy Oates, Harmon Dillard, Wayne Filter, Kristina Rankin, Bruce Hoppes, Kathryn Warmack, Rhonda Hipp, Aurelia Tutt, Evelyn Ramey, Juli Bevil, Lisa Valeka, Judy Bobo, Minnie West) , has been selected as the recipient of the Monthly Award for Excellence for Region 2. The Home Health Compare Data: OASIS C Process Measures is a report that ranks all Home Health agencies on Medicare designated patient outcomes. The report covering the time frame from January 1, 2010 to September, 2010 was recently released in April, 2011. In this Medicare report **Region 2 was above the national and state averages in 12 out of 13 outcomes.** This ranked **Region 2 as # 1** in comparison to our DHEC peers. The ranking on the Medicare designated patient outcomes is critical because it can determine the reimbursement rate for services. This could not have been accomplished without the consistent, excellent quality care that all Region 2 Home Health staff provides on a daily basis and the strong support staff back in the office. Region 2's Home Health team consists of competent, caring providers and excellent support staff that shine above the rest.

**Region 3 Public Health Office – Ranny Eite:** Ranny Eite, WIC Nutritionist at the Chester County Health Department, has been selected as the recipient of the Monthly Award for Excellence for Region 3. Mrs. Eite has been working for DHEC for three years in the WIC program providing certifications and nutrition education classes at the Chester and Great Falls sites and at times of need has provided these services for other counties in Region 3. She has the great ability to teach and facilitate classes with great enthusiasm and visual aides. She has the great ideas that engage the participants to participate and interact during the nutrition classes. Mrs. Eite does a wonderful job teaching her classes and has good rapport with the clients, teaching about good nutrition and healthy lifestyles. She does have a lot of fun in her classes and does nutrition games, finding creative ways to engage the clients to talk about healthy eating habits. Mrs. Eite herself practices what she teaches – eating healthy and walking daily for exercise. She encourages co-workers and staff all the time to focus on healthy eating and exercising for better health. She even brings in healthy foods for co-workers to try throughout the year, some fruits and vegetables staff have not eaten before. She also gives creative healthy tasty recipes for staff to try. She plants a garden yearly to grow her own vegetables and shares with co-workers and friends. Mrs. Eite constantly tries to improve her nutrition and breastfeeding knowledge in order to give appropriate counseling during WIC certifications. She shares information with clients about programs offered in the community to encourage people to eat healthy; for example the Clemson extension sponsored a class on “How to grow a garden” and “How to can fruits and vegetables” and others. Mrs. Eite continues to be an asset to the WIC program at Chester County Health Department. Region 3 is very proud and

fortunate to have Mrs. Ranny Eite as part of their team.

**Region 5 Public Health Office – Core Public Health Preparedness Team:** The Region 5 Core Public Health Preparedness Team (Joseph “Rick” Grant, Carmen Irick, Stephen Bryant, Pam Jones) has been selected as the recipient of the Monthly Award for Excellence for Region 5. Region 5's Public Health Preparedness Director, Rick Grant, and several other staff members who have roles in emergency preparedness planning and logistics have managed two major projects back to back recently. Rick Grant; Administrative Assistant, Carmen Irick; Information Resource Consultant, Stephen Bryant; and Procurement Specialist, Pam Jones have arranged and attended at least 25 meetings with various community members involved in Emergency Preparedness in the last 6 months to complete these two projects. The first major undertaking was facilitating the planning of the Region 5, HSEEP compliant Hospital Evacuation Full-scale Exercise on April 14. This exercise involved the evacuation of Region 5's three smaller hospitals which had been "hit by tornadoes" to our two larger hospitals. Besides testing evacuation and surge capabilities, this exercise heavily concentrated on communications, utilizing both the Web EOC and HAM radios (SC HEART network). In addition to the intense planning effort, this staff manned the EOC SIM Cell which was held in our Blue Med tent and Rick Grant was asked by the hospitals to be the Incident Commander, even though it was really the hospitals' exercise. Overlapping this project were our concentrated efforts to write a detailed, CRI compliant Mass Prophylaxis Plan for each of our six counties. This core team of Rick, Carmen, Stephen, and Pam held meetings with each county's EP director, hospital, law enforcement, school administrators, EMS and others to select the appropriate county facility to house the PODs, visited all the facilities and mapped out the logistics. County staff from Region 5 also are helping with these plans. At all these meetings, the Region 5 staff displayed great teamwork efforts among themselves and interacted well with the county emergency preparedness and community members. It was obvious that participants respected and trusted each other, making the difficult jobs of planning and exercising much easier and sometimes even fun!

**Region 6 Public Health Office – TB Team:** The Region 6 TB Team (Dr. Richard Ervin; Kathleen Smyers, RN; Gloria Jackson, RN; Susan Martinez, RN; Faye Hooks, RN; Lavonna Lavender) has been selected as the recipient of the Monthly Award for Excellence for Region 6. The Region 6 TB Team has a strong sense of teamwork and purpose when it comes to evaluating and treating Tuberculosis in Region 6. Each team member goes above and beyond to provide quality care to clients and community members. Clients' medical, social and environmental needs are all assessed and addressed as part of the plan of care. Kathleen Smyers, Gloria Jackson, and Faye Hooks have each worked as TB RN care managers for five or more years, and they each bring a wealth of experience and expertise. Their passion for their job is evident in the care they provide and in their willingness to help each other succeed. The newest member of the TB Team, Susan Martinez, has excelled in her orientation as a TB RN case-manager, and she displays a strong capacity for growth not only in TB but also in other program areas within the DHEC agency. Dr. Richard Ervin has served as the Region 6 TB medical clinician for many years and his clinical expertise is matched only by the kindness and support that he extends to the TB team and to the clients served. Lavonna Lavender works tirelessly as the TB administrative specialist and you would never know that TB is only a part of her total workload.

**Region 8 Public Health Office – Angel Irizarry:** Angel Irizarry has been selected as the recipient of the Monthly Award for Excellence for Region 8. As a result of budget reductions and reduced staff numbers, Region 8 found it necessary to cancel two major leases for office space; one for the Home Health staff in Hampton and the other for the Region Headquarters in Port Royal. Either one of these operations would have been enough by itself but the Region faced the need to do them back to back in order to meet contract deadlines. As the sole maintenance person for the Beaufort area and general “Jack of all Trades” for Region needs, Angel, and the name truly fits, began planning and preparation for these multiple moves. In conjunction with the staff at both the primary sites, in addition to the staff at both the Hampton and Colleton Health Departments and the staff in the King Street facility he worked tirelessly to prepare space for the move of people, equipment and furniture. He also worked in conjunction with the IRC to breakdown the Learning Lab, safely store the AV equipment, and prepare for the relocation of computers and desks until future deployment. He planned, directed, lifted, pushed, pulled and moved a mountain of furniture and equipment and never lost his smile, sense of humor, or patience all while continuing to keep the three facilities in Beaufort clean and presentable for clients. This man was incredible during the entire four month process that literally repositioned more than one-third of the Region staff. He is the “poster-boy/man” for quality customer service and it is a pleasure to have him as a part of the Region 8 team.

The Board extended its thanks to all recipients.

**Item 3: Administrative and Consent Orders issued by Environmental Quality Control** (Attachment 3-1)

Ms. Robin Stephens, Assistant to the Deputy Commissioner, Environmental Quality Control, stated thirty-two (32) actions had been taken with penalties of \$58,387.50.

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

**Item 4: Administrative Orders, Consent Orders and Sanction Letters issued by Health Regulation**  
(Attachment 4-1)

Ms. Melinda Bradshaw, Health Regulation Liaison, stated two (2) actions had been taken with penalties of \$45,800.

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

**Item 5: Orders issued by Office of Ocean and Coastal Resource Management** (Attachment 5-1)

Mr. Sean Briggs, Acting Manager, Enforcement Section, stated two (2) actions had been taken with penalties of \$2,200.

*The Board accepted this item as information.*

**Item 6: Proposed Update to 208 Plan, Water Quality Management Plan for Non-designated Area of SC**  
(Attachment 6-1)

Mr. Jeff DeBessonnet, Director, Division of Water Facilities Permitting, presented this item. Pursuant to Section 208 of the Federal Clean Water Act, DHEC maintains a water quality management plan that guides the location and size of wastewater systems in certain portions of South Carolina. The balance of the state has been designated to local entities (Councils of Government) to perform this planning function. Periodically, DHEC and other 208 planning entities update their plans in a comprehensive fashion. DHEC has been updating its plan for the non-designated portions of South Carolina during the past two years. DHEC's planning area relates to 22 of the 46 counties. While amendments specific to certain communities have occurred periodically, an overall update of the 208 Plan has not occurred since 1997. DHEC has solicited input from a wide range of stakeholders including designated management agencies, which are the public entities carrying out the 208 Plan in providing residential, commercial and industrial wastewater service for their area of responsibility. This input is reflected in this updated 208 Plan. Under state and federal rules, wastewater reports and permits pursuant to R.61-9 and R.61-67 can't be issued by DHEC if these permits would conflict with a 208 Plan. Therefore, the 208 Plan helps guide DHEC's permitting function.

*Mr. Batts moved, seconded by Dr. Kirol, to approve the August 2011 208 Plan Update for Non-designated Area of South Carolina. Approved.*

**Item 7: Handling of Requests for Final Review (RFR) requiring action by September 8, 2011 (RFR Docket No. 11-RFR-34 through 11-RFR-40)** (Attachment 7-1)

Mr. Amsler stated the Board would consider each pending Request for Review individually.

After discussion, *Dr. Hutto moved, seconded by Mr. Batts, not to conduct review conferences on Docket No. 11-RFR-34, Southeast Renewable Energy Kershaw and Docket No. 11-RFR-35, Southeast Renewable Energy Dorchester. Approved.*

After discussion, *Mr. Lutz moved, seconded by Mr. Wells, not to conduct a review conference on Docket No. 11-RFR-36, Bryan Davis/Work, Inc. Approved.*

After discussion, *Mr. Wells moved, seconded by Mr. Batts, to conduct review conferences on Docket No. 11-RFR-37, Patrick D. and Elizabeth M. Whitener, Docket No. 11-RFR-38, Nancy S. Smith, and Docket No. 11-RFR-39, James M. Guthrie, III, and to consolidate the matters for the purpose of a review conference. Approved.*

After discussion, *Mr. Lutz moved, seconded by Dr. Kirol, to conduct a review conference on Docket No. 11-RFR-40, Wicked Stick Golf Links. Approved.*

#### **Item 8: Agency Affairs**

Commissioner Hunter reporting on the following accomplishments and recognitions:

#### **DHEC's Office of Public Health Nutrition – Dietetic Internship Program**

##### **Program Accreditation**

The Commission on Accreditation for Dietetics Education (CADE) voted at the June 15 -17, 2011 meeting to continue full accreditation of DHEC's Dietetic Internship Program. Our accreditation is granted through 2020 for a non-degree Dietetic Internship Program enrolling fifteen (15) annually and providing concentrations in Community Health and Medical Nutrition Therapy.

##### **Program Recognition**

The Commission on Accreditation for Dietetic Education selected DHEC's Internship Program as one of four in the nation to participate in the Individualized Supervised Practice Pathways (ISPPS) to help other dietetic internship programs build capacity by providing more high-quality experiences to interns. CADE's staff stated they were very impressed with the quality of our program as well as the practice experiences provided to our intern and ranked our program number one of the four selected. Participation in this program is voluntary and involves sharing our curriculum and components the self-study for accreditation with other dietetic internship program directors. Sandra Spann, MS, RD, LD, is the Dietetic Internship Director; and Phyllis Allen, RD, is the Director of the Office of Public Health Nutrition

##### **First Time Pass Rate for the Registration Examination**

Dietetic internship programs must maintain a pass rate for graduates taking the examination the first time of at least 80% to maintain accreditation status. All graduates of the 2009 and 2010 classes passed the registration exam the first time giving our program a pass rate of 100%.

1. Appointment of Eric Brenner, M.D., Medical Epidemiologist, Division of Disease Control and Epidemiology, to serve on the Advisory Council for the Elimination of Tuberculosis, National Center for HIV/AIDS, Viral Hepatitis, STD and TB Prevention, Centers for Disease Control and Prevention (CDC). This 10-member council provides advice and recommendations regarding the elimination of tuberculosis to the Secretary, Department of Health and Human Services; the Assistant Secretary for Health and the Director, CDC. The council makes recommendations regarding policies, strategies, objectives and priorities; addresses the development and application of new technologies; provides guidance and review on CDC's Tuberculosis Prevention Research portfolio and program priorities; and reviews the extent to which progress has been made toward eliminating tuberculosis.
2. Beth DeSantis, APRN selected as one of 15 clinicians from all Title X programs to serve on the national "Expert Panel for Women's Clinical Services" to revise the Title X clinical guidelines.

Carolyn Jones, APRN from Region 6 was guest author in the June 2011 issue of "The OB/Gyn Nurse-NP/PA". Her article was: *Diagnosis, Treatment, and Prevention of Common Sexually Transmitted Diseases in the United States*. This publication is the official journal of the American Academy of OB/Gyn and Infertility Nurses.

Commissioner Hunter gave an overview of the agency's state budget. (Attachment 8-1)

#### **Item 9: Legal Report**

Ms. Elizabeth Potter, Legal Counsel, reported on the status of the Final Review Conferences that had been scheduled for the meeting.

*Dr. Kirol moved, seconded by Mr. Batts, to go into Executive Session for the purpose of discussing a personnel issue before the Board. Approved.*

While in Executive Session, no actions were taken.

There being no further business, Chairman Amsler declared the meeting adjourned.

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

Respectfully submitted,  
Mark S. Lutz  
Vice-Chairman

Minutes approved this 8th day of September 2011.

ATTEST:  
Allen Amsler  
Chairman

#### Attachments

- 0-1 Agenda
- 0-2 Sign-in Sheet
- 1-1 July 14, 2011 minutes
- 2-1 Monthly Award for Excellence Recipients for August 2011
- 3-1 Administrative and Consent Orders issued by Environmental Quality Control
- 4-1 Administrative Orders, Consent Orders and Sanction Letters issued by Health Regulation
- 5-1 Orders issued by Office of Ocean and Coastal Resource Management
- 6-1 Proposed Update to 208 Plan, Water Quality Management Plan for Non-designated Area of SC
- 7-1 Handling of Request for Final Review requiring action by September 8, Docket No. 11- RFR- 34 thru 11-RFR-40
- 8-1 Budget Information