

MARYLAND DEPARTMENT OF THE ENVIRONMENT

Land and Materials Administration

1800 Washington Boulevard · Suite 610 · Baltimore Maryland 21230-1719

410-537-3304 · 800-633-6101 · www.mde.maryland.gov



March 7, 2024 **9:30 a.m. – 11:30 a.m. · Hybrid Meeting** **Lead Commission** **Distributed Meeting Material Cover Page**

- Cover Page
- Agenda March 2024
- Draft Minutes 240201
- HPSCAN_20240306122734486_2024-03-06_122821939
- MDE_LC_Q1&Q2_FY24_PM
- LPPP Calendar Year 2022

MARYLAND DEPARTMENT OF THE ENVIRONMENT

Land and Materials Administration

1800 Washington Boulevard • Suite 610 • Baltimore Maryland 21230-1719

410-537-3304 • 800-633-6101 • www.mde.maryland.gov

LEAD POISONING PREVENTION COMMISSION March 7, 2024 · 9:30 a.m. – 11:30 a.m. · Hybrid Meeting Meeting Agenda

- Welcome, Introductions, Opening Remarks
- Approval of Minutes – February 2024
- Old & New Business
 - FDA Presentation: “How people can more readily report on things that are in products (not related to lead in paint, water, or soil)” (FDA Consumer Product Safety Commissioner)
 - MDE - Compliance and Enforcement (Fred Banks)
 - FY2022 Report or Update from MDE (Fred Banks)
 - WorkGroup Updates
 - MHIC Contractor Education Workgroup Updates (Susan Kleinhammer)
 - Lead Testing Kit Public Announcement Workgroup (Chevelle Bash)
 - Rental Applications-Obstacles and Application Fees- Workgroup Updates (Angela Perry Hall)
 - Thriving Communities Update (Ruth Ann Norton)
- Legislation Updates (Subcommittee)
- Agency Hot Topics/Current Events
 - **MDE** (Maryland Department of the Environment) Tyler Abbott
 - **MDH** (Maryland Department of Health) Dr. Cliff Mitchell
 - **MDAAP** (American Academy of Pediatrics, Maryland Chapter) Dr. Paul Rogers
 - **MSDE/OCC** (Maryland State Department of Education/Office of Child Care) Manjula Paul
 - **MIA** (Maryland Insurance Administration) Benita Cooper
 - **MD-DHCD** (Maryland Department of Housing and Community Development) Theo Williams
 - **BC-DHCD** (Baltimore City Department of Housing and Community Development) Nicole Hart/Katherine Taylor
 - **BCHD** (Baltimore City Health Department): JulieDiGirolamo
 - **GHHI** (Green & Healthy Homes Initiative) Ruth Ann Norton
- Commissioner Comments and Updates
- Public Comments and Updates
- Next Meeting Reminder: Thursday, 04/04/24, 9:30 a.m. – 11:30 a.m. which includes the Agenda items below:
 - Educational Programs (Maryland Home Improvement Commission)
 - MDE Annual Report Review for the governor (Paula Montgomery/Wendy Phillips)
 - Legislation Outcomes Next Steps

MARYLAND DEPARTMENT OF THE ENVIRONMENT

Land and Materials Administration

1800 Washington Boulevard • Suite 610 • Baltimore Maryland 21230-1719

410-537-3304 • 800-633-6101 • www.mde.maryland.gov

LEAD POISONING PREVENTION COMMISSION February 1, 2024 · 9:30 a.m. – 11:30 a.m. · Hybrid Meeting Draft Meeting Minutes

Members Present:

Jacob Benzaquen	Paula Montgomery	Christina Peusch
Benita Cooper	Barbara Moore	Paul Rogers
Susan Kleinhammer	Ruth Ann Norton	Adam Skolnik
Cliff Mitchell	Manjula Paul	Thelonious Williams

Members Absent:

Delegate Dalya Attar	Anna Davis	Senator Jill Carter
----------------------	------------	---------------------

Guests Present:

Adewole Adegborioye-MDE	Attilah Edges-MDE	Tiffany Price-MDH
Chevelle Bash-GHHI	Sheneka	Nekia Randall-BC-DHCD
Rena Boss-Victoria-MDE	Frasier-Kyer-MD-DHCD	Jonathan Riddix-BC-DHCD
Stephanie Cobb-Williams-MDE	Eunice Johnson-GES	Tim Rule-MDE
Marjorie D'Ambrosio-MDE	Dawn Joy-AMA	Stephanie Soper-ARC
Christopher Denbleyker-MDE	Wade McCord-MDE	Kevin Stanley-MDE
Julie DiGirolamo-BCHD	Michael McKnight-GHHI	George (Wes) Stewart-GHHI
William Doyle-HCHD	Angela Perry-Hall-GHHI	Lori Tantlinger-JHU
Shamola Dye-MDE	Wendy Phillips-MDE	Katherine Taylor-BC-DHCD
		Chris White-ARC

Documents Distributed:

- Cover Page
- Approved Agenda 240201
- Draft Minutes 240104
- MDE Lead Poisoning Prevention Commission Membership
- Meeting Schedule 2024
- MDE Lead Commission Reporting Calendar 2024
- LPPC Strategic Plan Presentation

Welcome and Introductions:

Ruth Ann Norton, President of the Green & Healthy Homes Initiative (GHHI) and Commission Chair, called the meeting to order at 9:30 A.M. with welcome and introductions.

Opening Remarks, Acknowledgements, and Other Discussions:

Chair Norton extended a warm welcome to everyone attending the February 4, 2024 Commission meeting. Chair Norton emphasized the importance of identifying lead-free housing for children who have been poisoned and need relocation, as well as preventing poisoning in children. Chair Norton discussed the below items and would like further action on the items listed:

- **Educational Programs:** Chair Norton indicated that she would like to invite the Maryland Home Improvement Commission to a future Commission meeting in order to have discussions regarding educational programs.
- **Three Workgroup Meetings:**
 - **Strategies for Reducing Application Fees and Rental Obstacles Work Group:** Chair Norton plans to discuss with Delegate Boyd Rutherford the issue of excessive application fees, particularly for low-income individuals, which often amount to hundreds of dollars and are non-refundable, leading to financial strain. GHHI plans on exploring the possibility of establishing a fund to assist low-income individuals, but Chair Norton believes implementing a universal rental application for Maryland would be more effective in helping families in need of housing. She proposed forming a work group to discuss application fees and rental barriers being faced in order to come up with recommendations and suggestions to present to the Commission. Chair Norton would like the work group to meet prior to the March Commission meeting and provide an update on progress at the March meeting. Wendy Phillips was tasked with setting up this workgroup meeting which will include the below listed Commissioners and guests. The meeting was scheduled for 03/06/24 at 12 p.m.
 - Angela Perry Hall, Case Manager-Family Advocate for GHHI
 - Chair Norton
 - Barbara Moore, Pediatric Nurse Practitioner for the Mt. Washington Pediatric Hospital and Commissioner
 - West Stewart, Senior Advisor and General Counsel/Maryland Programs Director for GHHI
 - Dr. Clifford Mitchell, Bureau Director for the Maryland Department of Health (MDH) and Commissioner
 - Theo Williams, Special Assistant for the Maryland Department of Housing and Community Development (MD-DHCD) and Commissioner
 - Adam Skolnik, Executive Director for the Maryland Multi-Housing Association, Inc. (MMHA) and Commissioner
 - Jacob Benzaquen, President of JBZ Management and Commissioner
 - **MHIC Contractor Education Workgroup:** Chair Norton asked Susan Kleinhammer, President of Leadtec Services, Inc. (LSI) and Commissioner to convene discussions with Chair Norton and Commissioner Skolnik to discuss the Maryland Home Improvement Commission (MHIC) Contractor Education Fees. Included in the workgroup are the following Commissioners and guests:
 - Commissioner Kleinhammer
 - Chair Norton
 - Commissioner Skolnik

- **Lead Testing Kit Public Announcement Workgroup:** Commissioner Kleinhammer raised a concern regarding the unavailability of the lead testing kits typically utilized by contractors in the Residential Rehabilitation Program (RRP). Many property owners have resorted to using non-approved lead check spot test kits, which are not accurate or endorsed. Paula Montgomery, Lead Outreach and Education Coordinator for the Maryland Department of the Environment’s Lead Poisoning Prevention Program (LPPP) and Commissioner, highlighted that 3M has ceased production of their lead check swabs due to the presence of a banned chemical. Dawn Joy, Training Division Manager for Aerosol Monitoring & Analysis, Inc. (AMA), confirmed this and stated that 3M discontinued production in October 2023. Currently, the only EPA-approved alternative is manufactured by D-Lead, though it is in short supply. Chair Norton proposed that Chevelle Bash, Outreach and Education Manager for the Green and Healthy Homes Initiative (GHHI) head up a workgroup with the individuals listed below collaborate to develop a public service announcement to inform homeowners and the contractor community about the sole EPA-approved lead swab available.
 - Chevelle Bash
 - Chair Norton
 - Commissioner Montgomery
 - Dawn Joy
 - Chris White, Program Manager for Arc Environmental, Inc. (ARC)

Approval of Minutes:

A motion was made by Commissioner Dr. Mitchell, seconded by Commissioner Moore to accept the January 4, 2024 minutes as distributed. All present Commissioners were in favor; the minutes were approved.

Old & New Business:

- **Presentation: “How people can more readily report on things that are in products (not related to lead in paint, water, or soil)”:** The FDA Consumer Product Safety Commissioner was unable to attend the meeting and will be scheduled for a future date.
- **Commission Membership Updates:** Wendy Phillips, Executive Associate III for the Maryland Department of the Environment’s (MDE) Land and Materials Administration (LMA) provided a brief update to the Commission that there are currently two position confirmations that are awaiting approval from the Governor’s Appointment Office and the Commission currently has four vacant positions. Commissioner Skolnik indicated that he will help find qualified candidates for the “Representative of a child health or youth advocacy group”.
- **Ethics Financial Filings:** Commissioner Dr. Mitchell reminded the Commission that the ethics financial filings are currently in the open period. Individuals who are required to submit their information will receive communication from the State Ethics Board.
- **2024 Commission Meeting Calendar Discussion:**
 - The following items were added to the agenda for the March Commission meeting:
 - Workgroup Updates
 - Strategies for Reducing Application Fees and Rental Obstacles Workgroup Updates (Angela Perry Hall)
 - MHIC Contractor Education Workgroup Updates (Susan Kleinhammer)
 - Lead Testing Kit Public Announcement Workgroup (Chevelle Bash)
 - Thriving Communities Update (Ruth Ann Norton)

- FDA Presentation: “How people can more readily report on things that are in products (not related to lead in paint, water, or soil)” (FDA Consumer Product Safety Commissioner)
 - The following items were added to the agenda for the April Commission meeting:
 - Educational Programs (Maryland Home Improvement Commission)
- **2024 Commission Reporting Calendar:** The Commission reviewed the meetings for the 2024 calendar year and voted to make changes. The Commission will no longer be breaking for June but will now meet in the community at a place to be determined. The Commission meeting breaks will now include December. Commissioner Montgomery made a motion to approve the new schedule seconded by Chair Norton and all present Commissioners were in favor of the changes.
- **Update on Housing Strategic Plan on Lead:** Theo Williams, Special Assistant for the Maryland Department of Housing and Community Development (MD-DHCD) and Commissioner presented to the Commission on MD-DHCD Strategic Plan Lead Remediation Priorities. A copy of the powerpoint presentation was provided to the Commissioners and guests prior to the meeting. Key highlights in his presentation included: Strategic Plan Overview, Lead Remediation Components, and Three Tactics.
- **Impact of Greenhouse Gas Dollars on Lead:** Michael McKnight, Senior Vice President of National Programs with the GHHI presented to the Commission on the impact of greenhouse gas dollars on lead. Michael McKnight discussed the greenhouse gas reduction fund, a \$27 billion investment, and its three programs: Solar for All, National Clean Investment Fund, and Clean Community Investment Accelerator. Maryland applied for \$100 million under Solar for All to retrofit homes and multi-family units with solar and address housing deficiencies over five years. The National Clean Investment Fund aims to fund net zero building projects through Green Banks, while the Clean Community Investment Accelerator targets local lenders for energy efficiency retrofits. Challenges include lead exposure risks during retrofit activities and potential contractor shortages for lead work due to increased demand for energy retrofits.

Legislation/Pending Legislative Outcome & Action Dates

- [HB0245 - Department of the Environment - Fees, Penalties, Funding, and Regulation](#): This bill would double the fees for registration per unit annually from \$30 to \$60. The fee of \$120 would be due every two years. Additionally, the bill would authorize the Department of the Environment to charge a fee for processing and issuing on-site sewage disposal permits and individual well construction permits under certain circumstances; authorize the Department to establish a certain fee for the Responsible Personnel Training Program Certification; require a holder of a license to transfer oil into the state to pay a certain fee when oil owned by the licensee is first transferred into the state; and establish the Private Dam Repair Fund as a special, nonlapsing fund; etc. Chair Norton recommended that a letter of support be sent to the House and Senate. Commissioner Moore made a motion to send a letter of support seconded by Ruth Ann Norton. Abstentions were as follows: Commissioner Dr. Mitchell, Commissioner Montgomery, and Commissioner Williams. All other present Commissioners were in agreement.
- [HB0097/SB0723 - Baby Food - Toxic Heavy Metals - Testing and Labeling](#): This bill would require that all baby food be tested by the manufacturer monthly. This bill would require, beginning January 1, 2025, manufacturers of baby food to conduct certain testing on baby food for toxic heavy metals before packaging individual units of baby food for sale or distribution in the state; and require, beginning January 1, 2026, manufacturers of baby food to make certain information related to the testing and a link to certain guidance and information publicly available on the manufacturer's website and to include the test results or a certain code on the baby food product label.

- [HB0241/SB0308 - Housing and Community Development - Just Community Designation](#): This bill would prioritize existing state funding from MD-DHCD going to “Just Communities”. This bill would authorize the Governor, on the recommendation of the Secretary of Housing and Community Development, to designate certain areas as Just Communities based on certain criteria; and provide for the prioritization of State funding for Just Communities to increase racial, economic and health equity in the state. Chair Norton recommended that a letter of support be sent to the House and Senate. Commissioner Moore made a motion to send a letter of support seconded by Christina Peusch, Executive Director of the Maryland State Child Care Association (MSCCA) and Commissioner. Abstentions were as follows: Commissioner Dr. Mitchell, Commissioner Montgomery, and Commissioner Williams. All other present Commissioners were in agreement.
- [HB0351/SB0361 - Creation of a State Debt - Maryland Consolidated Capital Bond Loan of 2024, and the Maryland Consolidated Capital Bond Loans of 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, and 2023](#): This bill would increase the special loan program to four million dollars. This bill would authorize the creation of a state debt in the amount of \$1,792,830,000, the proceeds to be used for certain necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of the state, for acquiring certain real estate in connection therewith, and for grants to certain subdivisions and other organizations for certain development and improvement purposes; etc.
- [SB0481/HB0693 - Renters' Rights and Stabilization Act of 2024](#): This bill would limit the security deposit to one month's rent. This would eliminate the first month's and last month's rent practice. This bill increasing maximum surcharges for certain eviction proceedings from \$8 to \$93 and prohibiting the district court from assigning the surcharge against a tenant; altering the priority and criteria in the Statewide Rental Assistance Voucher Program that are followed by the Department of Housing and Community Development and public housing agencies for providing vouchers and housing assistance payments to families; limiting the maximum security deposit required by a residential lease to 1 month's rent; etc.

Agency Hot Topics/Current Events

- **MDH** (Maryland Department of Health): Commissioner Dr. Mitchell wanted to give a shout out to the Washington County Health Department, the Frederick County Health Department, GHHI, MDE, DHCD, the employees at Medicaid, and MDH for their collaborative work on a case to help a family in need. MDE is implementing a new healthy homes and lead poisoning surveillance system to replace Stellar, the previous childhood lead registry. Meanwhile, MDH is collaborating with MDE and local health departments to ensure the successful rollout of this system at the local level. MDH aims to effectively utilize this system for case management, possibly replacing or integrating it with the existing Red Cap system used in MDH's home visiting program across 11 jurisdictions. Close coordination between MDH and MDE is crucial for the success of these efforts.
- **BC-DHCD** (Baltimore City Department of Housing and Community Development): Katherine Taylor, Director of the Baltimore City Department of Housing and Community Development (BC-DHCD) Lead Hazard Reduction Program reported that BC-DHCD has two grants still going. Its older grant is ending in March. BC-DHCD is expecting to do more unit production and off the quarter.
- **GHHI** (Green & Healthy Homes Initiative) Chevelle Bash reported that GHHI is preparing for outreach events at several locations, including Head Start centers operated by the Y of Central Maryland in both Baltimore City and Baltimore County, scheduled for February and March. Additionally, GHHI will be conducting presentations for parents at Catholic Charities in Baltimore City. The Y of Central Maryland Head Starts hosts monthly parent meetings and has requested GHHI's presence to deliver presentations

on lead poisoning prevention, along with information on other available green and healthy homes initiative programs and services that parents may be eligible for. Chair Norton reported that GHHI is going to be in the workforce marketplace posting significant jobs as it expands some of its work for thriving communities including a project director for the 50 million dollar grant fund. GHHI has position openings in policy. Also GHHI intends to expand openings around its intake and community engagement.

Adjournment: The meeting adjourned at 11:10 a.m.

Future Meeting Date:

Next Meeting Reminder: Thursday, June 1, 2023, 9:30 a.m. – 11:30 a.m. which includes the Agenda items below:

- FDA Presentation: “How people can more readily report on things that are in products (not related to lead in paint, water, or soil)” (FDA Consumer Product Safety Commissioner)
- MDE Annual Report Review for the governor (Paula Montgomery/Wendy Phillips)
- MDE - Compliance and Enforcement (Fred Banks)
- FY2022 Report or Update from MDE (Fred Banks) [FY21 Report](#) is found on MDE webpage
- WorkGroup Updates
 - Strategies for Reducing Application Fees and Rental Obstacles Workgroup Updates (Angela Perry Hall)
 - MHIC Contractor Education Workgroup Updates (Susan Kleinhammer)
 - Lead Testing Kit Public Announcement Workgroup (Chevelle Bash)
- Thriving Communities Update (Ruth Ann Norton)
- Legislation Update (Subcommittee)

The below wording is included in Baltimore City's permit process as it relates to lead:

Common renovation activities like sanding, cutting and demolition can create hazardous lead dust and chips by disturbing lead-based paint, which can be harmful to adults and children. To protect against this risk, the Environmental Protection Agency (EPA) issued the Renovation, Repair and Painting Rule (RRP Rule) that became effective on April 22, 2010. I understand that to comply with federal law any renovation, repair and painting work that disturbs lead-based paint in homes, child care facilities, and kindergartens built before 1978 must use certified renovators who follow specific work practices to prevent lead contamination. For more information go to the EPA website (<https://www.epa.gov/lead>) or call the National Lead Information Center at 1-800-424-LEAD.

I acknowledge that I have read and understand the statement above.



	July 1 - Sept.30	Oct. 1-Dec. 31	Jan. 1-March 31	April 1- June 30	FY24 Total	
	Q1	Q2	Q3	Q4		Comments
<u>PERMITTED SITES/FACILITIES</u>						
No. of Accreditations issued (New and Renewals)	New – 199 Refresh - 176	New – 229 Refresh -161			N - 428 R - 337	
No. of Accreditations in effect at FY end		1972			1972	Total is not cumulative
Total Rental Dwelling Units in Registered Properties Current FY	2150	3397			5547	
<u>INSPECTIONS</u>						
Environmental Investigations	132	116			248	
By MDE Lead (Pb) Inspections and Audits	879	805			1684	
Breakdown of Certificate Types Issued by Accredited 3rd Party Inspectors						
Full Risk Reduction	7744	6374			14118	
Lead Free Certificates/Units	833 / 1210	778 / 2273			1611 / 3483	
Modified Risk Reduction	39	24			63	
<u>DISPOSITION OF SIGNIFICANT VIOLATIONS</u>	224 / 25	132 / 27			356 / 52	Significant Violations are those violations that have a direct impact on public health. Could be a property occupied by a child or pregnant woman, defective paint identified, turnover violation.



Resolved	144	142			286	# of units that were corrected
Ongoing	80	17				# of units that are awaiting correction. These units are generally part of a Settlement Agreement and Consent Order and will be resolved within those timelines.
<u>ENFORCEMENT ACTIONS</u>						
No. of Compliance Assistance rendered.	29	62			91	Number of actions that were resolved without enforcement.
No. of Administrative Corrective Orders Issued	36	53			89	Administrative Complaint, Order and Penalties.
No. of Administrative Penalties and Other Enforcement Actions	318	271			589	
<u>PENALTIES</u>						
Amount in Administrative Penalties Obtained						Penalties obtained at Departmental or OAG level Cumulative Q1 -Q2 7/1 – 12/31/2023
Amount in Civil Penalties Obtained		\$323,913			\$323,913	



Maryland
Department of
the Environment

Land and Materials Administration Lead Poisoning Prevention Program

Childhood Blood Lead Surveillance Report

Calendar Year 2022

March 7, 2024



Calendar Year 2022 Preliminary Statistical Report

Statistical Report Calendar Year 2022		
Item	Number	Percent
	All Children (0-17 Years)	
Number of Tests	106,272	
Number of Children	101,847	
	Children 0-72 Months	
Number of Tests	99,678	
Number of Children	95,471	100
	Age	
Under One	7,712	8.1
One Year	34,402	36.0
Two years	32,471	34.0
Three Years	7,906	8.3
Four Years	7,331	7.7
Five Years	5,323	5.6
Six Years	326	0.3
	Sex	
Female	46,556	48.8
Male	48,821	51.1
Undetermined	94	0.1
	Blood Lead Level ($\mu\text{g}/\text{dL}$)	
≤ 4	93,224	97.6
3.5-4.9	1,082	1.1
5-9	931	1.0
10-14	147	0.2
15-19	43	0.0
≥ 20	44	0.0
	Mean BLL (Geometric)	
	1.35	
	Blood Specimen	
Capillary	37,697	43.31
Venous	57,300	56.1
Undetermined	474	0.59

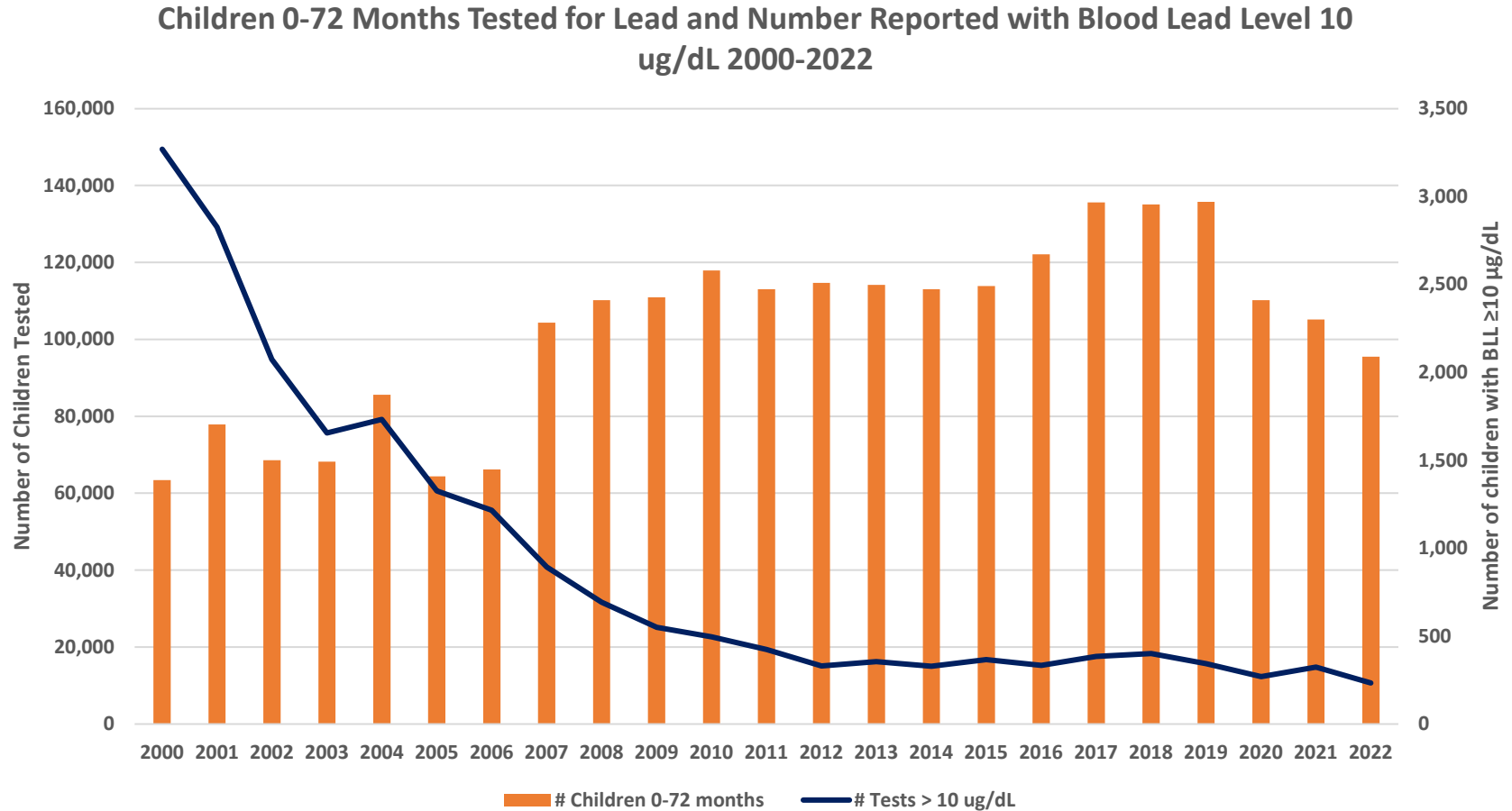


At-Risk Children 0-6 Years Old by Jurisdiction

JURISDICTION	BLL \geq 5 μ g/dL
ALLEGANY	42
ANNE ARUNDEL	56
BALTIMORE	155
BALTIMORE CITY	375
CALVERT	6
CAROLINE	7
CARROLL	15
CECIL	17
CHARLES	16
DORCHESTER	10
FREDERICK	29
GARRETT	0
HARFORD	29
HOWARD	35
KENT	1
MONTGOMERY	137
PRINCE GEORGE'S	152
QUEEN ANNE'S	5
SAINT MARY'S	5
SOMERSET	6
TALBOT	6
WASHINGTON	32
WICOMICO	23
WORCESTER	6
STATEWIDE	1165



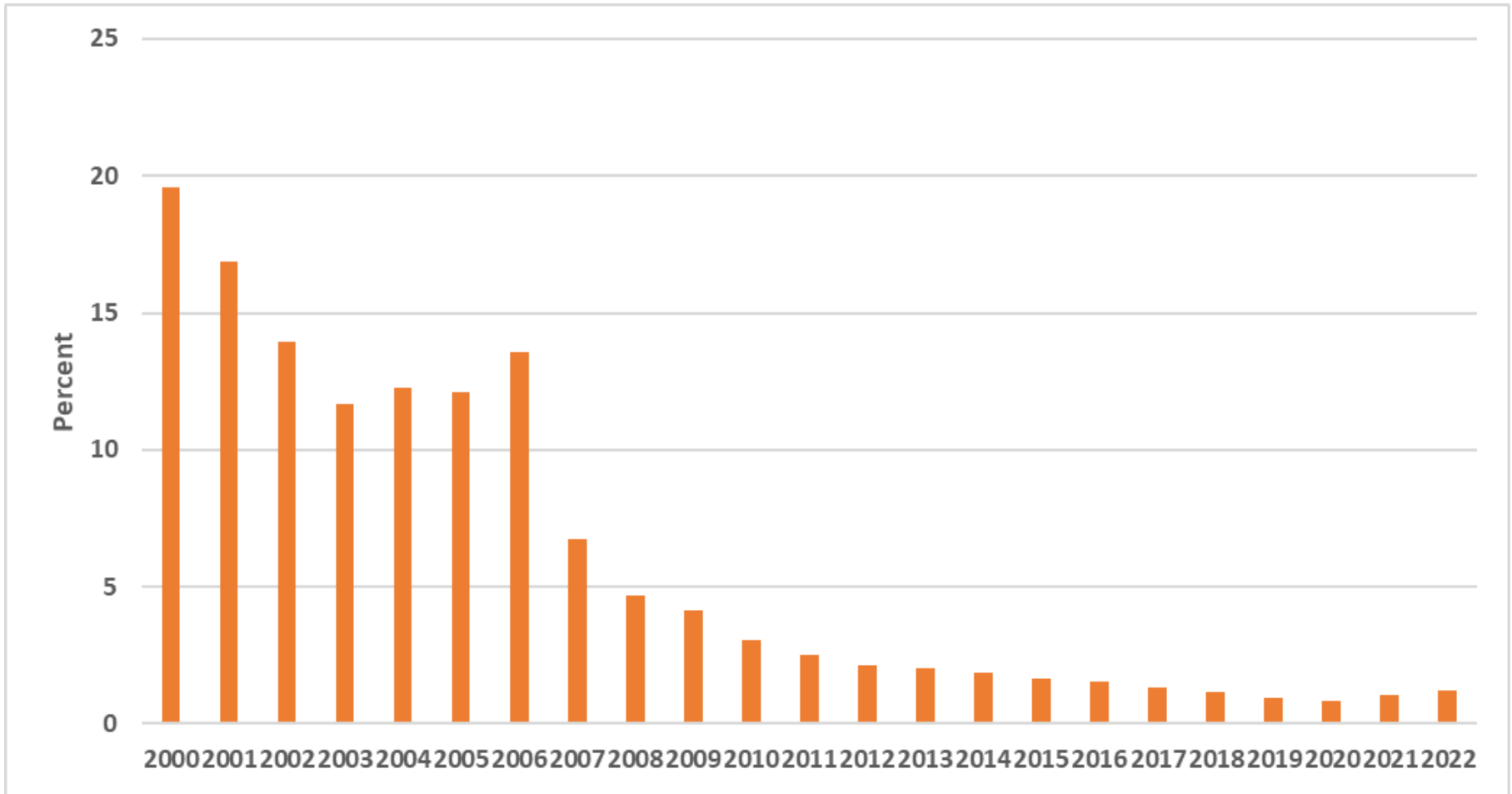
Number of Children 0-72 Months Tested for Lead and the Number Reported to Have Blood Lead Level $\geq 10 \mu\text{g}/\text{dL}$: CY 2000-2022





Percent of Children 0-72 Months of Age Lead Tested and Identified with a Blood Lead Level of 5-9 $\mu\text{g}/\text{dL}$

Years 2000-2022





Percent of Children 0-72 Months of Age Lead Tested and Identified with a Blood Lead Level of 5-9 $\mu\text{g}/\text{dL}$

Years 2019-2022

