

Interagency Committee on Chemical Management
ICCM Meeting
Meeting Minutes: September 26, 2018
Montpelier Room, 1 National Life Drive, Montpelier, VT 05620
Facilitated by Peter Walke, ANR

1. Welcome and Agenda review

2. Review and approval of September 12, 2018 Meeting Minutes

No proposed edits to the September 12, 2018 Meeting Minutes. Motion to approve September 12, 2018 Meeting Minutes by Meyer, seconded by Giguere. The Committee members voted to approve the minutes.

3. Discussion of Executive Order Section III.B.(1) and (2) tasks (Schwer/Herrick/Vose/Meyer)

The subgroup continued to look at existing chemical inventories and is in the process of compiling that information into an excel spreadsheet. Tier II data is the best existing chemical inventory. Each department is looking at their respective list to determine if the chemical is a risk to human health or the environment. Their respective lists will then be merged together. They anticipate it will be ready for the October meeting.

4. Discussion of Executive Order Section III.B.(3) tasks (Gonda)

Gonda provided a summary of work to date. For the December 15 report, it is recommended that we lay out a summary of the federal chemical regulatory landscape and describe the ways that federal laws and regs can legally affect states' ability to regulate chemicals independently. The report can also include recommendations for how the ICCM can keep on top of proposed federal changes to track any potential preemption or other consequences on state programs. Discussion about how that fits in with the EO's charge, and whether it is a duplication of existing tasks. This aspect to be reviewed for the report. Further updates are anticipated at the ICCM's October meeting.

5. Discussion of Executive Order Section III.B.(4) tasks (Committee at-large)

Initial observation that the recommendations will flow from the summary and analysis of federal regulatory impacts or gaps from the report addressing Section II.B.(3). The Committee discussed collaborative opportunities to combine rules, create a comprehensive rule, and use existing state resources to inform legislative and regulatory action. A desire for a transparent, defensible process under any of these avenues was expressed. Members will continue to talk to their respective teams and report back at the ICCM's October meeting.

6. Discussion of Executive Order Section III.A.(3) Next Steps (Vose/Kamman)

Metcalf discussed the process for TURA, taken from the ICCM's July Report as a model for the larger process contemplated in the Section III.A.(3) recommendation. Kamman

discussed potential criteria/thresholds to trigger moving a chemical into the process. Utilizing a model from another context, potential criteria could include knowledge of sources, how elevated is the contamination, fate and transport, are standards available, who are affected parties, who is regulated, cost, and cost of alternatives. An urgency level (low, medium, high) could also be established to determine what to do in response (monitor, rulemaking, emergency rulemaking). Potential criteria and how to fit them into the process will continue to be examined. Further updates to be provided at the next meeting.

7. Agency/Department Updates and discussion of the process and timeline for drafting the December 15 Report

The Committee discussed a timeline for drafting its report and CAP involvement. The Committee will use the October meeting to work further towards recommendations to include in the December 15 report. A draft report would be provided to the CAP at the November 14 meeting and discussed. Comments on the draft report would be due by December 5. The Committee would then meet at its next scheduled meeting on December 12 to review the comments and finalize the report.

Committee Members in attendance:

Peter Walke, *Agency of Natural Resources*
Cary Giguere, *Agency of Agriculture, Food and Markets*
Scott Meyer, *Department of Labor*
Sarah Vose, *Department of Health*
Ken Jones, *Agency of Commerce and Community Development*

Agency Staff in attendance:

Chuck Schwer, *Agency of Natural Resources*
Jessie Motard-Côté, *Agency of Natural Resources*
Mary Clark, *Agency of Natural Resources*
Lynn Metcalf, *Agency of Natural Resources*
Neil Kamman, *Agency of Natural Resources*
Eamon Twohig, *Agency of Natural Resources*
Tami Wuestenberg, *Agency of Natural Resources*
John Zaikowski, *Agency of Natural Resources*
Jordan Gonda, *Agency of Natural Resources*
Doug Elliott, *Agency of Natural Resources*