

Administrative Procedures – Proposed Rule Filing

Instructions:

In accordance with Title 3 Chapter 25 of the Vermont Statutes Annotated and the “Rule on Rulemaking” ([CVR 04-000-001](#)) adopted by the Office of the Secretary of State, this filing will be considered complete upon filing and acceptance of these forms with the Office of the Secretary of State, and the Legislative Committee on Administrative Rules.

All forms requiring a signature shall be original signatures of the appropriate adopting authority or authorized person, and all filings are to be submitted at the Office of the Secretary of State, no later than 3:30 pm on the last scheduled day of the work week.

The data provided in text areas of these forms will be used to generate a notice of rulemaking in the portal of “Proposed Rule Postings” online, and the newspapers of record if the rule is marked for publication. Publication of notices will be charged back to the promulgating agency.

PLEASE REMOVE ANY COVERSHEET OR FORM NOT REQUIRED WITH THE CURRENT FILING BEFORE DELIVERY!

Certification Statement: As the adopting Authority of this rule (see 3 V.S.A. § 801 (b) (11) for a definition), I approve the contents of this filing entitled:

Chemicals of High Concern in Children's Products Rule

 _____, on 12/17/19.
(signature) (date)

Printed Name and Title:
Monica Hutt
Acting Deputy Secretary
Agency of Human Services

RECEIVED BY: _____

- ☐ Coversheet
- ☐ Adopting Page
- ☐ Economic Impact Analysis
- ☐ Environmental Impact Analysis
- ☐ Strategy for Maximizing Public Input
- ☐ Scientific Information Statement (if applicable)
- ☐ Incorporated by Reference Statement (if applicable)
- ☐ Clean text of the rule (Amended text without annotation)
- ☐ Annotated text (Clearly marking changes from previous rule)
- ☐ ICAR Filing Confirmed

1. TITLE OF RULE FILING:

Chemicals of High Concern in Children's Products Rule

2. ADOPTING AGENCY:

Department of Health

3. PRIMARY CONTACT PERSON:

(A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE).

Name: David Englander

Agency: Department of Health

Mailing Address: 108 Cherry Street, Burlington VT 05401

Telephone: 802 863 - 7280 Fax: 802 951 - 1275

E-Mail: ahs.vdhrules@vermont.gov

Web URL *(WHERE THE RULE WILL BE POSTED)*:

<http://www.healthvermont.gov/about-us/laws-regulations/rules-and-regulations>

4. SECONDARY CONTACT PERSON:

(A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON).

Name: Brendan Atwood

Agency: Department of Health

Mailing Address: 108 Cherry Street, Burlington VT 05401

Telephone: 802 863 - 7280 Fax: 802 951 - 1275

E-Mail: ahs.vdhrules@vermont.gov

5. RECORDS EXEMPTION INCLUDED WITHIN RULE:

(DOES THE RULE CONTAIN ANY PROVISION DESIGNATING INFORMATION AS CONFIDENTIAL; LIMITING ITS PUBLIC RELEASE; OR OTHERWISE EXEMPTING IT FROM INSPECTION AND COPYING?) **No**

IF YES, CITE THE STATUTORY AUTHORITY FOR THE EXEMPTION:

PLEASE SUMMARIZE THE REASON FOR THE EXEMPTION:

6. LEGAL AUTHORITY / ENABLING LEGISLATION:

(THE SPECIFIC STATUTORY OR LEGAL CITATION FROM SESSION LAW INDICATING WHO THE ADOPTING ENTITY IS AND THUS WHO THE SIGNATORY SHOULD BE. THIS SHOULD BE A SPECIFIC CITATION NOT A CHAPTER CITATION).

3 V.S.A. §801(b)(11), 18 V.S.A. §1776

7. EXPLANATION OF HOW THE RULE IS WITHIN THE AUTHORITY OF THE AGENCY:

3 V.S.A. § 801(b)(11) states, "'Adopting authority' means, for agencies that are attached to the Agenc[y] of...Human Services...the commissioner of [that] department."

18 V.S.A. § 1776(a) states, "The Commissioner shall, after consultation with the Secretary of Natural Resources, adopt rules as necessary for the purposes of implementing, administering, or enforcing the requirements of this chapter."

18 V.S.A. § 1776 (f)(1)(D) – per Act 75 (2019)§5 – states, "The Commissioner of Health shall adopt by rule the process and procedure to be required when the Commissioner of Health adopts a rule under subsection (b), (c), or (d) of this section. The rule shall provide:...(D)requirements for when and how a manufacturer of a children's product that contains a chemical of high concern to children provides the notice required under subsection 1775(a) of this title when the manufacturer intends to introduce the children's product for sale between the required dates for reporting;"

8. CONCISE SUMMARY (150 WORDS OR LESS):

This proposal expands the definition of formaldehyde to include "formaldehyde donors", which are the substances that are intentionally added to a product to degrade to and release formaldehyde as a preservative. Per Act 75 (2019)§5, this proposal also establishes the requirements for when and how a manufacturer of a children's product provides the notice required under subsection 1775(a) of this title when the manufacturer intends to introduce the children's product for sale between the required dates for reporting.

9. EXPLANATION OF WHY THE RULE IS NECESSARY:

The rulemaking is necessary in order to satisfy the requirements of 18 V.S.A. § 1776(f)(1)(D), per Act 75 (2019) §5, regarding when and how a manufacturer of a children's product provides the notice required under subsection 1775(a) of this title when the manufacturer intends to introduce the children's product for sale

between the required dates for reporting. Additionally, this rule is necessary to ensure that chemicals that are intentionally added to a children's product in order to degrade to the listed chemical formaldehyde be reported on behalf of consumers and the public.

10. EXPLANATION OF HOW THE RULE IS NOT ARBITRARY:

18 V.S.A. § 1776(f)(1)(D), per Act 75 (2019) §5, requires the Department to establish the requirements for providing notice required under subsection 1775(a) of this title when the manufacturer intends to introduce the children's product for sale between the required dates for reporting.

Additionally, formaldehyde donors are intentionally added to a product to release formaldehyde, which is a listed chemical of high concern to children. This amendment clarifies the requirement to report these "formaldehyde donor" substances that will degrade to formaldehyde.

11. LIST OF PEOPLE, ENTERPRISES AND GOVERNMENT ENTITIES AFFECTED BY THIS RULE:

Manufacturers of children's products, Department of Health, children's product retailers, and consumers and users of children's products.

12. BRIEF SUMMARY OF ECONOMIC IMPACT (150 WORDS OR LESS):

This rule imposes no economic burden to the regulated community beyond the existing statutory requirements and legislative directive. There is a de minimis cost associated with the reporting fee required by statute when a listed chemical is used in children's products. (As of October 2019, the fee is \$200 per listed chemical, per manufacturer.) If a manufacturer introduces for sale between reporting periods a product which contains a chemical of high concern to children that has not already been reported by the manufacturer, the cost would be an additional \$200 (in total, not annually).

13. A HEARING IS SCHEDULED .

14. HEARING INFORMATION

(THE FIRST HEARING SHALL BE NO SOONER THAN 30 DAYS FOLLOWING THE POSTING OF NOTICES ONLINE).

IF THIS FORM IS INSUFFICIENT TO LIST THE INFORMATION FOR EACH HEARING PLEASE ATTACH A SEPARATE SHEET TO COMPLETE THE HEARING INFORMATION NEEDED FOR THE NOTICE OF RULEMAKING.

Date: 12/4/2019

Time: 01:00 PM

Street Address: 108 Cherry Street, Rm 3B, Burlington, VT

Zip Code: 05401

Date:

Time: AM

Street Address:

Zip Code:

Date:

Time: AM

Street Address:

Zip Code:

Date:

Time: AM

Street Address:

Zip Code:

15. DEADLINE FOR COMMENT (NO EARLIER THAN 7 DAYS FOLLOWING LAST HEARING): 12/11/2019

16. KEYWORDS (PLEASE PROVIDE AT LEAST 3 KEYWORDS OR PHRASES TO AID IN THE SEARCHABILITY OF THE RULE NOTICE ONLINE).

Toxics

Toxic substances in children's products

Children's products

Chemicals of high concern

Formaldehyde

Formaldehyde donors

Administrative Procedures – Adopting Page

Instructions:

This form must accompany each filing made during the rulemaking process:

Note: To satisfy the requirement for an annotated text, an agency must submit the entire rule in annotated form with proposed and final proposed filings. Filing an annotated paragraph or page of a larger rule is not sufficient. Annotation must clearly show the changes to the rule.

When possible, the agency shall file the annotated text, using the appropriate page or pages from the Code of Vermont Rules as a basis for the annotated version. New rules need not be accompanied by an annotated text.

1. TITLE OF RULE FILING:

Chemicals of High Concern in Children's Products Rule

2. ADOPTING AGENCY:

Department of Health

3. TYPE OF FILING (*PLEASE CHOOSE THE TYPE OF FILING FROM THE DROPDOWN MENU BASED ON THE DEFINITIONS PROVIDED BELOW*):

- **AMENDMENT** - Any change to an already existing rule, even if it is a complete rewrite of the rule, it is considered an amendment as long as the rule is replaced with other text.
- **NEW RULE** - A rule that did not previously exist even under a different name.
- **REPEAL** - The removal of a rule in its entirety, without replacing it with other text.

This filing is **AN AMENDMENT OF AN EXISTING RULE** .

4. LAST ADOPTED (*PLEASE PROVIDE THE SOS LOG#, TITLE AND EFFECTIVE DATE OF THE LAST ADOPTION FOR THE EXISTING RULE*):

Chemicals of High Concern in Children's Products Rule,
August 15, 2019, Secretary of State Rule Log #19-032.

Administrative Procedures – Economic Impact Analysis

Instructions:

In completing the economic impact analysis, an agency analyzes and evaluates the anticipated costs and benefits to be expected from adoption of the rule; estimates the costs and benefits for each category of people enterprises and government entities affected by the rule; compares alternatives to adopting the rule; and explains their analysis concluding that rulemaking is the most appropriate method of achieving the regulatory purpose.

Rules affecting or regulating schools or school districts must include cost implications to local school districts and taxpayers in the impact statement, a clear statement of associated costs, and consideration of alternatives to the rule to reduce or ameliorate costs to local school districts while still achieving the objectives of the rule (see 3 V.S.A. § 832b for details).

Rules affecting small businesses (excluding impacts incidental to the purchase and payment of goods and services by the State or an agency thereof), must include ways that a business can reduce the cost or burden of compliance or an explanation of why the agency determines that such evaluation isn't appropriate, and an evaluation of creative, innovative or flexible methods of compliance that would not significantly impair the effectiveness of the rule or increase the risk to the health, safety, or welfare of the public or those affected by the rule.

1. TITLE OF RULE FILING:

Chemicals of High Concern in Children's Products Rule

2. ADOPTING AGENCY:

Department of Health

3. CATEGORY OF AFFECTED PARTIES:

LIST CATEGORIES OF PEOPLE, ENTERPRISES, AND GOVERNMENTAL ENTITIES POTENTIALLY AFFECTED BY THE ADOPTION OF THIS RULE AND THE ESTIMATED COSTS AND BENEFITS ANTICIPATED:

Children's product manufacturers: This rule imposes no increase to the economic burden on the regulated community beyond the existing statutory requirements and legislative directives regarding reporting.

Children's product retailers: Same as above.

Consumers and users of children's products: Consumers and users of products may use disclosed information to

Economic Impact Analysis

make purchasing and usage decisions in order to protect their health.

4. IMPACT ON SCHOOLS:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON PUBLIC EDUCATION, PUBLIC SCHOOLS, LOCAL SCHOOL DISTRICTS AND/OR TAXPAYERS CLEARLY STATING ANY ASSOCIATED COSTS:

None.

5. ALTERNATIVES: *CONSIDERATION OF ALTERNATIVES TO THE RULE TO REDUCE OR AMELIORATE COSTS TO LOCAL SCHOOL DISTRICTS WHILE STILL ACHIEVING THE OBJECTIVE OF THE RULE.*

None.

6. IMPACT ON SMALL BUSINESSES:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON SMALL BUSINESSES (EXCLUDING IMPACTS INCIDENTAL TO THE PURCHASE AND PAYMENT OF GOODS AND SERVICES BY THE STATE OR AN AGENCY THEREOF):

None.

7. SMALL BUSINESS COMPLIANCE: *EXPLAIN WAYS A BUSINESS CAN REDUCE THE COST/BURDEN OF COMPLIANCE OR AN EXPLANATION OF WHY THE AGENCY DETERMINES THAT SUCH EVALUATION ISN'T APPROPRIATE.*

Any business may be exempt from reporting requirements by adopting a chemical control program.

8. COMPARISON:

COMPARE THE IMPACT OF THE RULE WITH THE ECONOMIC IMPACT OF OTHER ALTERNATIVES TO THE RULE, INCLUDING NO RULE ON THE SUBJECT OR A RULE HAVING SEPARATE REQUIREMENTS FOR SMALL BUSINESS:

No rule would be contrary to the requirements of statute.

9. SUFFICIENCY: *EXPLAIN THE SUFFICIENCY OF THIS ECONOMIC IMPACT ANALYSIS.*

Act 75 (2019) mandates that the rule include requirements for when a manufacturer shall submit notice when intending to introduce a product for sale between the required reporting dates. If a product which contains a chemical of high concern to children is introduced for sale between the required dates of reporting, which has not already been reported by the manufacturer, the cost would be an additional \$200 (in total, not annually) to the manufacturer. This cost is weighted against a consumer's ability to avoid

Economic Impact Analysis

purchasing children's products whose use may result in substantial health care costs (e.g. lessening exposure to a carcinogen).

Administrative Procedures – Environmental Impact Analysis

Instructions:

In completing the environmental impact analysis, an agency analyzes and evaluates the anticipated environmental impacts (positive or negative) to be expected from adoption of the rule; compares alternatives to adopting the rule; explains the sufficiency of the environmental impact analysis.

Examples of Environmental Impacts include but are not limited to:

- Impacts on the emission of greenhouse gases
- Impacts on the discharge of pollutants to water
- Impacts on the arability of land
- Impacts on the climate
- Impacts on the flow of water
- Impacts on recreation
- Or other environmental impacts

1. TITLE OF RULE FILING:

Chemicals of High Concern in Children's Products Rule

2. ADOPTING AGENCY:

Department of Health

3. GREENHOUSE GAS: *EXPLAIN HOW THE RULE IMPACTS THE EMISSION OF GREENHOUSE GASES (E.G. TRANSPORTATION OF PEOPLE OR GOODS; BUILDING INFRASTRUCTURE; LAND USE AND DEVELOPMENT, WASTE GENERATION, ETC.):*

None .

4. WATER: *EXPLAIN HOW THE RULE IMPACTS WATER (E.G. DISCHARGE / ELIMINATION OF POLLUTION INTO VERMONT WATERS, THE FLOW OF WATER IN THE STATE, WATER QUALITY ETC.):*

None .

5. LAND: *EXPLAIN HOW THE RULE IMPACTS LAND (E.G. IMPACTS ON FORESTRY, AGRICULTURE ETC.):*

None .

6. RECREATION: *EXPLAIN HOW THE RULE IMPACT RECREATION IN THE STATE:*

None .

7. CLIMATE: *EXPLAIN HOW THE RULE IMPACTS THE CLIMATE IN THE STATE:*

None .

8. **OTHER:** *EXPLAIN HOW THE RULE IMPACT OTHER ASPECTS OF VERMONT'S ENVIRONMENT:*

The intention of the rule is to require that manufacturers of children's products disclose the use of chemicals of high concern to children. In addition, such disclosure may move manufacturers to safer alternatives. If that latter objective is successful, there will be fewer carcinogens, endocrine-disrupting, and otherwise harmful chemicals in the hands of Vermont consumers, in the waste stream and in the environment generally.

9. **SUFFICIENCY:** *EXPLAIN THE SUFFICIENCY OF THIS ENVIRONMENTAL IMPACT ANALYSIS.*

The analysis provides what information is available.

Administrative Procedures – Public Input

Instructions:

In completing the public input statement, an agency describes the strategy prescribed by ICAR to maximize public input, what it did do, or will do to comply with that plan to maximize the involvement of the public in the development of the rule.

This form must accompany each filing made during the rulemaking process:

1. TITLE OF RULE FILING:

Chemicals of High Concern in Children's Products Rule

2. ADOPTING AGENCY:

Department of Health

3. PLEASE DESCRIBE THE STRATEGY PRESCRIBED BY ICAR TO MAXIMIZE PUBLIC INVOLVEMENT IN THE DEVELOPMENT OF THE PROPOSED RULE:

Prior to filing with ICAR, the Department convened the CHCCP Working Group and hosted a public Workshop on September 5, 2019, per 18 V.S.A. § 1776(g), and accepted written comments through September 20th, 2019. The Department also consulted with the Secretary of Natural Resources, as required by 18 V.S.A. §1776(a). The Department will continue to involve stakeholders to seek input on the rule, post the rule on the website and hold a public hearing.

4. PLEASE LIST THE STEPS THAT HAVE BEEN OR WILL BE TAKEN TO COMPLY WITH THAT STRATEGY:

Per 18 V.S.A. § 1776(g), that requires additional consultation with stakeholders prior to filing a rule, the Department held a workshop on September 5, 2019.

A public workshop was held on September 5, 2019, per 18 V.S.A. § 1776(g).

The Department also consulted with the Secretary of Natural Resources, as required by 18 V.S.A. §1776(a).

Department's website will also host the proposal throughout the rulemaking process until adoption:

Public Input

<http://www.healthvermont.gov/about-us/laws-regulations/public-comment>

Hard copies of the rule were provided to any requestor by calling 802-863-7280.

5. BEYOND GENERAL ADVERTISEMENTS, PLEASE LIST THE PEOPLE AND ORGANIZATIONS THAT HAVE BEEN OR WILL BE INVOLVED IN THE DEVELOPMENT OF THE PROPOSED RULE:

- Seventh Generation
- Global Foundries
- American Chemistry Council
- Consumer Specialty Products Association
- Wal-Mart Corporation
- Vermont Conservation Voters
- Vermont Teddy Bear
- Associated Industries of Vermont
- Cradle to Cradle Products Innovation Institute
- Toy Industry Association
- Consumer Specialty Products Association
- Vermont Public Interest Group
- Chemicals of High Concern Working Group
- Vermont Agency of Natural Resources

Chapter 6 – Environmental Health Rules

Subchapter 7

CHEMICALS OF HIGH CONCERN IN CHILDREN’S PRODUCTS RULE

1.0 Authority

This rule is adopted pursuant to 18 V.S.A § 1776.

2.0 Purpose

This rule provides the requirements for the disclosure and reporting of toxic substances that are intentionally added to a children’s product at a level above the PQL produced by the manufacturer or are present in a children’s product produced by the manufacturer as a contaminant at concentrations of 100 parts per million or greater. This rule also establishes the process by which a chemical may be added or removed from the list of Chemicals of High Concern to Children and the process by which a chemical might be banned for sale or distribution.

3.0 Scope

This rule applies to manufacturers of children products as defined by 18 V.S.A. § 1772(7) offered for sale in the State of Vermont.

4.0 Definitions

Any terms used in this rule but not defined in this section shall have the meaning found in 18 V.S.A. §1772. Whenever used in this rule, the following terms shall be construed as follows:

4.1 “Department” means the Vermont Department of Health.

4.2 “Commissioner” means the Commissioner of Health.

4.3 “Chemical of high concern to children” means a chemical listed under section 18 V.S.A. §1773 or designated by the Department as a chemical of high concern by this rule.

4.4 “Manufacturer” means any person who manufactures a children's product or whose name is affixed to a children's product or its packaging or advertising, and the children's product is sold or offered for sale in Vermont; or any person who sells a children's product to a retailer in Vermont when the person who manufactures the children's product or whose name is affixed to the children's product or its packaging or advertising does not have a presence in the United States other than the sale or offer for sale of the manufacturer's products.

4.5 “Practical quantification limit (PQL)” means the lowest concentration that can be

reliably measured within specified limits of precision, accuracy, representativeness, completeness, and comparability during routine laboratory operating conditions.

- 4.6** “Product component” means the uniquely identifiable material or coating (including ink or dye) that is intended to be included as part of a finished children’s product.
- 4.7** “Product model” means the specific product name used by the retailer or assembler to place the product into the stream of commerce.
- 4.8** “Contaminant” means a trace amount of a chemical or chemicals that is incidental to manufacturing and serves no intended function in the children's product or component of the children's product, including an unintended by-product of chemical reactions during the manufacture of the children's product, a trace impurity in feed-stock, an incompletely reacted chemical mixture, and a degradation product.

5.0 Chemicals of High Concern to Children

The following chemicals are designated as chemicals of high concern to children:

- (1) Formaldehyde and substances that are intentionally added to release formaldehyde, including but not limited to, DMDM hydantoin, imidazolidinyl urea, diazolidinyl urea, and quaternium-15.
- (2) Aniline
- (3) N-Nitrosodimethylamine
- (4) Benzene
- (5) Vinyl chloride
- (6) Acetaldehyde
- (7) Methylene chloride
- (8) Carbon disulfide
- (9) Methyl ethyl ketone
- (10) 1,1,2,2-Tetrachloroethane
- (11) Tetrabromobisphenol A
- (12) Bisphenol A
- (13) Diethyl phthalate
- (14) Dibutyl phthalate
- (15) Di-n-hexyl phthalate
- (16) Phthalic anhydride
- (17) Butyl benzyl phthalate (BBP)
- (18) N-Nitrosodiphenylamine

- (19) Hexachlorobutadiene
- (20) Propyl paraben
- (21) Butyl paraben
- (22) 2-Aminotoluene
- (23) 2,4-Diaminotoluene
- (24) Methyl paraben
- (25) p-Hydroxybenzoic acid
- (26) Ethylbenzene
- (27) Styrene
- (28) 4-Nonylphenol; 4-NP and its isomer mixtures including CAS 84852-15-3 and CAS 25154-52-3
- (29) para-Chloroaniline
- (30) Acrylonitrile
- (31) Ethylene glycol
- (32) Toluene
- (33) Phenol
- (34) 2-Methoxyethanol
- (35) Ethylene glycol monoethyl ether
- (36) Tris (2-chloroethyl) phosphate
- (37) Di-2-ethylhexyl phthalate
- (38) Di-n-octyl phthalate (DnOP)
- (39) Hexachlorobenzene
- (40) 3,3'-Dimethylbenzidine and Dyes Metabolized to 3,3'-Dimethylbenzidine
- (41) Ethyl paraben
- (42) 1,4-Dioxane
- (43) Perchloroethylene
- (44) Benzophenone-2 (Bp-2); 2,2',4,4'-Tetrahydroxybenzophenone
- (45) 4-tert-Octylphenol; 4 (1,1,3,3-Tetramethylbutyl) phenol
- (46) Estragole
- (47) 2-Ethylhexanoic acid
- (48) Octamethylcyclotetrasiloxane
- (49) Benzene, Pentachloro
- (50) C.I. Solvent yellow 14

- (51) N-Methylpyrrolidone
- (52) 2,2',3,3',4,4',5,5',6,6'-Decabromodiphenyl ether; BDE-209
- (53) Perfluorooctanyl sulphonic acid and its salts; PFOS
- (54) Phenol, 4-octyl
- (55) 2-Ethyl-hexyl-4-methoxycinnamate
- (56) Mercury and mercury compounds including methyl mercury (22967-92-6)
- (57) Molybdenum and molybdenum compounds
- (58) Antimony and Antimony compounds
- (59) Arsenic and Arsenic compounds, including arsenic trioxide (1327-53-3) and dimethyl arsenic (75-60-5)
- (60) Cadmium and cadmium compounds
- (61) Cobalt and cobalt compounds
- (62) Tris (1,3-dichloro-2-propyl) phosphate
- (63) Butylated hydroxyanisole; BHA
- (64) Hexabromocyclododecane
- (65) Diisodecyl phthalate (DIDP)
- (66) Diisononyl phthalate (DINP)
- (67) Bisphenol S
- (68) Dicyclohexyl phthalate
- (69) Diisobutyl phthalate
- (70) Triphenyl phosphate
- (71) Tris (2,3-dibromopropyl) phosphate
- (72) Tri-n-butyl phosphate
- (73) Dipentyl phthalate
- (74) Perfluorooctanoic acid
- (75) Bisphenol F
- (76) Ethylhexyl diphenyl phosphate
- (77) Tricresyl phosphate
- (78) Tris (1-chloro-2-propyl) phosphate
- (79) Bis (2-ethylhexyl) tetrabromophthalate
- (80) Bis (chloromethyl) propane-1,3-diyl tetrakis-(2-chloroethyl) bis (phosphate)
- (81) Isopropylated triphenyl phosphate
- (82) Decabromodiphenyl ethane

- (83) Short-chain chlorinated paraffins; Chlorinated paraffins
- (84) 2-ethylhexyl-2,3,4,5-tetrabromobenzoate
- (85) Lead and lead compounds
- (86) Di-(2-methoxyethyl) phthalate

6.0 Disclosure Notice

- 6.1** Any notice submitted under 18 V.S.A. § 1775 shall contain the following information:
 - 6.1.1** The name of the chemical used or produced and its chemical abstracts service registry number (18 V.S.A. § 1775(b)(1));
 - 6.1.2** A description of the product or product component containing the chemical. This description must include Global Product Classification (GPC) product brick description;
 - 6.1.3** The brand name, product model, and the universal product code (UPC) if the product has such a code (18 V.S.A. § 1775(b)(2));
 - 6.1.4** The amount of the chemical contained in each unit of the product or product component, reported by weight or parts per million as authorized by the Commissioner (18 V.S.A. § 1775(b)(3));
 - 6.1.5** The name and address of the manufacturer of the children's product and the name, address, and telephone number of a contact person for the manufacturer (18 V.S.A. § 1775(b)(4));
 - 6.1.6** Any other information the manufacturer deems relevant to the appropriate use of the product (18 V.S.A. § 1775(b)(5));
 - 6.1.7** The function of the chemical in the product;

7.0 Reporting Ranges

- 7.1** A manufacturer may report ranges of the amount of a chemical in a children's product, rather than the exact amount, provided that if there are multiple chemical values for a given component in a particular product category, the manufacturer shall use the largest value for reporting.
- 7.2** The ranges are as follows:
 - 7.2.1** Equal to or more than the PQL but less than 100 ppm (0.01%).
 - 7.2.2** Equal to or more than 100 ppm (0.01%) but less than 500 ppm (0.05%).
 - 7.2.3** Equal to or more than 500 ppm (0.05%) but less than 1,000 ppm (0.1%).
 - 7.2.4** Equal to or more than 1,000 (0.1%) ppm but less than 5,000 ppm (0.5%).
 - 7.2.5** Equal to or more than 5,000 ppm (0.5%) but less than 10,000 ppm (1.0%).
 - 7.2.6** Equal to or more than 10,000 ppm (1.0%).

8.0 Reporting Years and Periods

- 8.1** On or before August 31, 2020 and annually thereafter, a manufacturer of a children's product or a trade association representing a manufacturer of children's products, shall submit to the Department the notice described in Section 6.0 of this rule. The submission schedule is:
- 8.1.1** Submission on or prior to August 31, 2020 for products offered for sale between September 1, 2018 and August 31, 2020;
 - 8.1.3** Submissions shall continue annually thereafter.
- 8.2** Any manufacturer required to submit notices to the Department pursuant to 18 V.S.A. § 1775, must provide notices prior to August 31 of each year.

9.0 Reporting Between Annual Reporting Periods

- 9.1** After August 31, 2020, submissions shall be made no later than 30 days from the time the product is offered for sale or distribution in Vermont.
- 9.2** Submissions shall continue annually thereafter, in accordance with Section 8.0 of this rule.

10.0 Evaluation of Chemicals for Listing as a Chemical of High Concern to Children

9.1 Adding a Chemical

The Commissioner may by rule add additional chemicals to the list of chemicals of high concern to children, provided that the Commissioner of Health, on the basis of credible, scientific evidence, including peer-reviewed studies, has determined that a chemical proposed for addition to the list meets both of the following:

- 9.1.1** An authoritative governmental entity or accredited research university has demonstrated that the chemical:
- 9.1.1.1** Harms the normal development of a fetus or child or causes other developmental toxicity;
 - 9.1.1.2** Causes cancer, genetic damage, or reproductive harm;
 - 9.1.1.3** Disrupts the endocrine system;
 - 9.1.1.4** Damages the nervous system, immune system, or organs or causes other systemic toxicity; or
 - 9.1.1.5** Is a persistent bioaccumulative toxic as defined in 18 V.S.A. § 1772 (14).
- 9.1.2** The chemical has been found through:
- 9.1.2.1** Biomonitoring to be present in human blood, umbilical cord blood, breast milk, urine, or other bodily tissues or fluids;

- 9.1.2.2 Sampling and analysis to be present in household dust, indoor air, drinking water, or elsewhere in the home environment; or
- 9.1.2.3 Monitoring to be present in fish, wildlife, or the natural environment.

9.2 Removing a Chemical

The Commissioner may by rule remove a chemical from the list of chemicals of high concern to children established under 18 V.S.A. § 1773 and this rule if the Commissioner determines that the chemical no longer meets the criteria found therein.

9.3 Process and Procedure to Add or Remove a Chemical

The Commissioner shall prepare a summary of evidence on the basis of credible, scientific evidence, including peer-reviewed studies. The summary shall reference all sources and shall be available to the public. The Commissioner may consult with the Chemicals of High Concern to Children Working Group for feedback on the summary of evidence.

10.0 Prioritization for Chemical Review

10.1 Beginning on July 1, 2017 and biennially thereafter, the Commissioner of Health shall recommend at least two chemicals of high concern to children in children's products for review by the working group.

10.2 The Commissioner may recommend chemicals for review based on the degree of human health risks, exposure pathways, and impact on sensitive populations presented by a chemical of high concern to children, including but not limited to the following criteria:

10.2.1 Whether the chemical has been listed as a chemical of concern in statute or regulation or otherwise restricted by other states, the federal government, other countries, or other governmental bodies;

10.2.2 The disclosure data submitted to the Department of Health for the chemical.

11.0 Regulation of Sale or Distribution

11.1 The Commissioner, after consultation with the Chemicals of High Concern to Children Working Group, may adopt a rule to regulate the sale or distribution of a children's product containing a chemical of high concern to children upon a determination that:

11.1.1 Children may be exposed to a chemical of high concern to children in the children's product; and

- 11.1.2** There is a possibility that, due to the degree of exposure or frequency of exposure of a child to a chemical of high concern to children in a children's product, exposure could cause or contribute to one or more of the adverse health impacts listed under subsection 9.1.1.
- 11.2** In determining whether children may be exposed to a chemical of high concern in a children's product, the Commissioner shall review available, credible information regarding:
- 11.2.1** The market presence of the children's product in the State;
 - 11.2.2** The type or occurrence of exposures to the relevant chemical of high concern to children in the children's product;
 - 11.2.3** The household and workplace presence of the children's product; or
 - 11.2.4** The potential and likelihood of exposure of children to the chemical of high concern to children in the children's product.
- 11.3** A rule adopted under this section may:
- 11.3.1** Prohibit the children's product containing the chemical of high concern to children from sale, offer for sale, or distribution in the State; or
 - 11.3.2** Require that the children's product containing the chemical of high concern to children be labeled prior to sale, offer for sale, or distribution in the State.
- 11.4** In any rule adopted under this subsection, the Commissioner shall adopt reasonable time frames for manufacturers, distributors, and retailers to comply with the requirements of the rules. No prohibition on sale or manufacture of a children's product in the State shall take effect sooner than two years after the adoption of a rule adopted under this section unless the Commissioner determines that an earlier effective date is required to protect human health and the new effective date is established by rule.

12.0 Notice of Removal of Chemical

A manufacturer that submitted the notice required by law may at any time submit to the Department notice that a chemical of high concern to children has been removed from the manufacturer's children's product or that the manufacturer no longer sells, offers for sale, or distributes in the State the children's product containing the chemical of high concern to children. Upon verification of a manufacturer's notice, the Commissioner shall promptly remove from the Department website any reference to the relevant children's product of the manufacturer, for data that is reported prior to the offer for sale.

13.0 Disclosure of Information on Chemicals of High Concern

Notice of chemical of high concern to children. A manufacturer of a children's product or a trade association representing a manufacturer of children's products shall submit notice

to the Department for each chemical of high concern to children in a children's product if a chemical of high concern to children is:

(1) intentionally added to a children's product at a level above the PQL produced by the manufacturer; or

(2) present in a children's product produced by the manufacturer as a contaminant at a concentration of 100 parts per million or greater.

Chapter 6 – Environmental Health Rules

Subchapter 7

CHEMICALS OF HIGH CONCERN IN CHILDREN’S PRODUCTS RULE

1.0 Authority

This rule is adopted pursuant to 18 V.S.A § 1776.

2.0 Purpose

This rule provides the requirements for the disclosure and reporting of toxic substances that are intentionally added to a children’s product at a level above the PQL produced by the manufacturer or are present in a children’s product produced by the manufacturer as a contaminant at concentrations of 100 parts per million or greater. This rule also establishes the process by which a chemical may be added or removed from the list of Chemicals of High Concern to Children and the process by which a chemical might be banned for sale or distribution.

3.0 Scope

This rule applies to manufacturers of children products as defined by 18 V.S.A. § 1772(7) offered for sale in the State of Vermont.

4.0 Definitions

Any terms used in this rule but not defined in this section shall have the meaning found in 18 V.S.A. §1772. Whenever used in this rule, the following terms shall be construed as follows:

4.1 “Department” means the Vermont Department of Health.

4.2 “Commissioner” means the Commissioner of Health.

4.3 “Chemical of high concern to children” means a chemical listed under section 18 V.S.A. §1773 or designated by the Department as a chemical of high concern by this rule.

4.4 “Manufacturer” means any person who manufactures a children's product or whose name is affixed to a children's product or its packaging or advertising, and the children's product is sold or offered for sale in Vermont; or any person who sells a children's product to a retailer in Vermont when the person who manufactures the children's product or whose name is affixed to the children's product or its packaging or advertising does not have a presence in the United States other than the sale or offer for sale of the manufacturer's products.

4.5 “Practical quantification limit (PQL)” means the lowest concentration that can be

reliably measured within specified limits of precision, accuracy, representativeness, completeness, and comparability during routine laboratory operating conditions.

- 4.6 “Product component” means the uniquely identifiable material or coating (including ink or dye) that is intended to be included as part of a finished children’s product.
- 4.7 “Product model” means the specific product name used by the retailer or assembler to place the product into the stream of commerce.
- 4.8 “Contaminant” means a trace amount of a chemical or chemicals that is incidental to manufacturing and serves no intended function in the children's product or component of the children's product, including an unintended by-product of chemical reactions during the manufacture of the children's product, a trace impurity in feed-stock, an incompletely reacted chemical mixture, and a degradation product.

5.0 Chemicals of High Concern to Children

The following chemicals are designated as chemicals of high concern to children:

- (1) Formaldehyde and substances that are intentionally added to release formaldehyde, including but not limited to, DMDM hydantoin, imidazolidinyl urea, diazolidinyl urea, and quaternium-15.
- (2) Aniline
- (3) N-Nitrosodimethylamine
- (4) Benzene
- (5) Vinyl chloride
- (6) Acetaldehyde
- (7) Methylene chloride
- (8) Carbon disulfide
- (9) Methyl ethyl ketone
- (10) 1,1,2,2-Tetrachloroethane
- (11) Tetrabromobisphenol A
- (12) Bisphenol A
- (13) Diethyl phthalate
- (14) Dibutyl phthalate
- (15) Di-n-hexyl phthalate
- (16) Phthalic anhydride
- (17) Butyl benzyl phthalate (BBP)
- (18) N-Nitrosodiphenylamine

- (19) Hexachlorobutadiene
- (20) Propyl paraben
- (21) Butyl paraben
- (22) 2-Aminotoluene
- (23) 2,4-Diaminotoluene
- (24) Methyl paraben
- (25) p-Hydroxybenzoic acid
- (26) Ethylbenzene
- (27) Styrene
- (28) 4-Nonylphenol; 4-NP and its isomer mixtures including CAS 84852-15-3 and CAS 25154-52-3
- (29) para-Chloroaniline
- (30) Acrylonitrile
- (31) Ethylene glycol
- (32) Toluene
- (33) Phenol
- (34) 2-Methoxyethanol
- (35) Ethylene glycol monoethyl ether
- (36) Tris (2-chloroethyl) phosphate
- (37) Di-2-ethylhexyl phthalate
- (38) Di-n-octyl phthalate (DnOP)
- (39) Hexachlorobenzene
- (40) 3,3'-Dimethylbenzidine and Dyes Metabolized to 3,3'-Dimethylbenzidine
- (41) Ethyl paraben
- (42) 1,4-Dioxane
- (43) Perchloroethylene
- (44) Benzophenone-2 (Bp-2); 2,2',4,4'-Tetrahydroxybenzophenone
- (45) 4-tert-Octylphenol; 4 (1,1,3,3-Tetramethylbutyl) phenol
- (46) Estragole
- (47) 2-Ethylhexanoic acid
- (48) Octamethylcyclotetrasiloxane
- (49) Benzene, Pentachloro
- (50) C.I. Solvent yellow 14

- (51) N-Methylpyrrolidone
- (52) 2,2',3,3',4,4',5,5',6,6'-Decabromodiphenyl ether; BDE-209
- (53) Perfluorooctanyl sulphonic acid and its salts; PFOS
- (54) Phenol, 4-octyl
- (55) 2-Ethyl-hexyl-4-methoxycinnamate
- (56) Mercury and mercury compounds including methyl mercury (22967-92-6)
- (57) Molybdenum and molybdenum compounds
- (58) Antimony and Antimony compounds
- (59) Arsenic and Arsenic compounds, including arsenic trioxide (1327-53-3) and dimethyl arsenic (75-60-5)
- (60) Cadmium and cadmium compounds
- (61) Cobalt and cobalt compounds
- (62) Tris (1,3-dichloro-2-propyl) phosphate
- (63) Butylated hydroxyanisole; BHA
- (64) Hexabromocyclododecane
- (65) Diisodecyl phthalate (DIDP)
- (66) Diisononyl phthalate (DINP)
- (67) Bisphenol S
- (68) Dicyclohexyl phthalate
- (69) Diisobutyl phthalate
- (70) Triphenyl phosphate
- (71) Tris (2,3-dibromopropyl) phosphate
- (72) Tri-n-butyl phosphate
- (73) Dipentyl phthalate
- (74) Perfluorooctanoic acid
- (75) Bisphenol F
- (76) Ethylhexyl diphenyl phosphate
- (77) Tricresyl phosphate
- (78) Tris (1-chloro-2-propyl) phosphate
- (79) Bis (2-ethylhexyl) tetrabromophthalate
- (80) Bis (chloromethyl) propane-1,3-diyl tetrakis-(2-chloroethyl) bis (phosphate)
- (81) Isopropylated triphenyl phosphate
- (82) Decabromodiphenyl ethane

- (83) Short-chain chlorinated paraffins; Chlorinated paraffins
- (84) 2-ethylhexyl-2,3,4,5-tetrabromobenzoate
- (85) Lead and lead compounds
- (86) Di-(2-methoxyethyl) phthalate

6.0 Disclosure Notice

- 6.1** Any notice submitted under 18 V.S.A. § 1775 shall contain the following information:
 - 6.1.1** The name of the chemical used or produced and its chemical abstracts service registry number (18 V.S.A. § 1775(b)(1));
 - 6.1.2** A description of the product or product component containing the chemical. This description must include Global Product Classification (GPC) product brick description;
 - 6.1.3** The brand name, product model, and the universal product code (UPC) if the product has such a code (18 V.S.A. § 1775(b)(2));
 - 6.1.4** The amount of the chemical contained in each unit of the product or product component, reported by weight or parts per million as authorized by the Commissioner (18 V.S.A. § 1775(b)(3));
 - 6.1.5** The name and address of the manufacturer of the children's product and the name, address, and telephone number of a contact person for the manufacturer (18 V.S.A. § 1775(b)(4));
 - 6.1.6** Any other information the manufacturer deems relevant to the appropriate use of the product (18 V.S.A. § 1775(b)(5));
 - 6.1.7** The function of the chemical in the product;

7.0 Reporting Ranges

- 7.1** A manufacturer may report ranges of the amount of a chemical in a children's product, rather than the exact amount, provided that if there are multiple chemical values for a given component in a particular product category, the manufacturer shall use the largest value for reporting.
- 7.2** The ranges are as follows:
 - 7.2.1** Equal to or more than the PQL but less than 100 ppm (0.01%).
 - 7.2.2** Equal to or more than 100 ppm (0.01%) but less than 500 ppm (0.05%).
 - 7.2.3** Equal to or more than 500 ppm (0.05%) but less than 1,000 ppm (0.1%).
 - 7.2.4** Equal to or more than 1,000 (0.1%) ppm but less than 5,000 ppm (0.5%).
 - 7.2.5** Equal to or more than 5,000 ppm (0.5%) but less than 10,000 ppm (1.0%).
 - 7.2.6** Equal to or more than 10,000 ppm (1.0%).

8.0 Reporting Years and Periods

- 8.1** On or before August 31, 2020 and annually thereafter, a manufacturer of a children's product or a trade association representing a manufacturer of children's products, shall submit to the Department the notice described in Section 6.0 of this rule. The submission schedule is:
- 8.1.1** Submission on or prior to August 31, 2020 for products offered for sale between September 1, 2018 and August 31, 2020;
 - 8.1.3** Submissions shall continue annually thereafter.
- 8.2** Any manufacturer required to submit notices to the Department pursuant to 18 V.S.A. § 1775, must provide notices prior to August 31 of each year.

9.0 Reporting Between Annual Reporting Periods

- 9.1** After August 31, 2020, submissions shall be made no later than 30 days from the time the product is offered for sale or distribution in Vermont.
- 9.2** Submissions shall continue annually thereafter, in accordance with Section 8.0 of this rule.

10.0 Evaluation of Chemicals for Listing as a Chemical of High Concern to Children

9.1 Adding a Chemical

The Commissioner may by rule add additional chemicals to the list of chemicals of high concern to children, provided that the Commissioner of Health, on the basis of credible, scientific evidence, including peer-reviewed studies, has determined that a chemical proposed for addition to the list meets both of the following:

- 9.1.1** An authoritative governmental entity or accredited research university has demonstrated that the chemical:
- 9.1.1.1** Harms the normal development of a fetus or child or causes other developmental toxicity;
 - 9.1.1.2** Causes cancer, genetic damage, or reproductive harm;
 - 9.1.1.3** Disrupts the endocrine system;
 - 9.1.1.4** Damages the nervous system, immune system, or organs or causes other systemic toxicity; or
 - 9.1.1.5** Is a persistent bioaccumulative toxic as defined in 18 V.S.A. § 1772 (14).
- 9.1.2** The chemical has been found through:
- 9.1.2.1** Biomonitoring to be present in human blood, umbilical cord blood, breast milk, urine, or other bodily tissues or fluids;

- 9.1.2.2 Sampling and analysis to be present in household dust, indoor air, drinking water, or elsewhere in the home environment; or
- 9.1.2.3 Monitoring to be present in fish, wildlife, or the natural environment.

9.2 Removing a Chemical

The Commissioner may by rule remove a chemical from the list of chemicals of high concern to children established under 18 V.S.A. § 1773 and this rule if the Commissioner determines that the chemical no longer meets the criteria found therein.

9.3 Process and Procedure to Add or Remove a Chemical

The Commissioner shall prepare a summary of evidence on the basis of credible, scientific evidence, including peer-reviewed studies. The summary shall reference all sources and shall be available to the public. The Commissioner may consult with the Chemicals of High Concern to Children Working Group for feedback on the summary of evidence.

10.0 Prioritization for Chemical Review

10.1 Beginning on July 1, 2017 and biennially thereafter, the Commissioner of Health shall recommend at least two chemicals of high concern to children in children's products for review by the working group.

10.2 The Commissioner may recommend chemicals for review based on the degree of human health risks, exposure pathways, and impact on sensitive populations presented by a chemical of high concern to children, including but not limited to the following criteria:

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- 11.1.2** There is a possibility that, due to the degree of exposure or frequency of exposure of a child to a chemical of high concern to children in a children's product, exposure could cause or contribute to one or more of the adverse health impacts listed under subsection 9.1.1.
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MARTHA MAKSYM, ACTING SECRETARY
MONICA HUTT, ACTING DEPUTY SECRETARY

STATE OF VERMONT
AGENCY OF HUMAN SERVICES

MEMORANDUM

TO: Jim Condos, Secretary of State

FROM: Martha Maksym, Acting Secretary, Agency of Human Services

DATE: Tuesday, August 13, 2019

SUBJECT: Signatory Authority for Purposes of Authorizing Administrative Rules

I hereby designate Acting Deputy Secretary of Human Services Monica Hutt as signatory to fulfill the duties of the Secretary of the Agency of Human Services as the adopting authority for administrative rules as required by Vermont's Administrative Procedure Act, 3 V.S.A. § 801 et seq.

Cc: Monica Hutt



INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: October 14, 2019, Pavilion Building, 5th floor conference room, 109 State Street, Montpelier, VT 05609

Members Present: Chair Brad Ferland, Dirk Anderson, Diane Bothfeld, John Kessler, Matt Langham, Steve Knudson, Clare O'Shaughnessy and (via phone) Jennifer Mojo

Members Absent: Ashley Berliner

Minutes By: Melissa Mazza-Paquette

- 2:00 p.m. meeting called to order.
- Review and approval of minutes from the September 9, 2019 meeting.
- Added notes:
 - Louise Corliss in the Secretary of State's office will be out of the office from October 17-22 and on the 28th, therefore there will be limited coverage during that time. Please plan accordingly and contact Louise with any concerns.
 - Shayla Livingston from the Agency of Human Services will be serving as an active committee member in Ashley Berliner's absence from November through February.
- Agenda approved as drafted.
- No public comments made.
- Presentation of Proposed Rules on pages 2-6 to follow.
 1. Chemicals of High Concern in Children's Products Rule, Agency of Human Services, Department of Health, page 2
 2. Medical Necessity for Covered Services, Agency of Human Services, page 3
 3. Early and Periodic Screening, Diagnostic and Treatment (EPSDT), Agency of Human Services, page 4
 4. Non-Emergency Medical Transportation, Agency of Human Services, page 5
 5. Ambulance Services, Agency of Human Services, page 6
- Next scheduled meeting is Wednesday, November 13, 2019 at 2:00 p.m.
- 2:40 p.m. meeting adjourned.

**Proposed Rule: Chemicals of High Concern in Children's Products Rule, Agency of Human Services,
Department of Health**

Presented by David Englander

Motion made to accept the rule by Steve Knudson, seconded by Diane Bothfeld, and passed unanimously with the following recommendations.

1. Proposed Rule Coversheet, page 4, #12 and Economic Impact Analysis, page 1, #3: Explain that the minimal increase is tied to reporting.
2. Proposed Rule Coversheet, page 5, #16: Add 'Formaldehyde' and 'Formaldehyde donors'.
3. Environmental Impact Analysis, page 2, #8: Reword to clarify 'Vermonters' children and parents'.
4. Public Input, page 1, #3, #4 and anywhere else stated incorrectly: Change 'Commissioner' to 'Secretary'.
5. Public Input, page 1, #4: Include information about the meeting that was held if appropriate.

DRAFT

Proposed Rule: Medical Necessity for Covered Services, Agency of Human Services
Presented by Linda McLemore

Motion made to accept the rule by Dirk Anderson, seconded by Diane Bothfeld, and passed unanimously with the following recommendations:

1. Proposed Rule Coversheet, page 4, #12: Remove 'in fiscal year 2019'.
2. Proposed Rule Coversheet, page 4, #14: Clarify room location by including the word 'conference room' and be consistent with all proposed rules submitted at this hearing.
3. Public Input, page 1, #3: Update.

DRAFT

**Proposed Rule: Early and Periodic Screening, Diagnostic and Treatment (EPSDT), Agency of
Human Services
Presented by Linda McLemore**

Motion made to accept the rule by Matt Langham, seconded by Dirk Anderson, and passed unanimously with the following recommendations:

1. Proposed Rule Coversheet, page 4, #12: Remove 'in fiscal year 2019'.
2. Proposed Rule Coversheet, page 4, #14: Clarify room location by including the word 'conference room' and be consistent with all proposed rules submitted at this hearing.
3. Adopting Page, page 1, #4: Update if necessary.
4. Public Input, page 1, #3: Update.

DRAFT

Proposed Rule: Non-Emergency Medical Transportation, Agency of Human Services
Presented by Linda McLemore

Motion made to accept the rule by, seconded by, and passed unanimously with the following recommendations:

1. Proposed Rule Coversheet, page 4, #14: Clarify room location by including the word ‘conference room’ and be consistent with all proposed rules submitted at this hearing.
2. Public Input, page 1, #3: Update.

DRAFT

Proposed Rule: Ambulance Services, Agency of Human Services
Presented by Linda McLemore

Motion made to accept the rule by Diane Bothfeld, seconded by Matt Langham, and passed unanimously with the following recommendations:

1. Proposed Rule Coversheet, page 3, #9: Correct 'non-emergent' to 'non-emergency' if appropriate.
2. Proposed Rule Coversheet, page 4, #14: Clarify room location by including the word 'conference room' and be consistent with all proposed rules submitted at this hearing.
3. Public Input, page 1, #3: Update.

DRAFT