

CONNECTICUT ENVIRONMENTAL LABORATORY ADVISORY COMMITTEE

MEETING MINUTES

February 26, 2014

Attendees:	Dermot Jones	Dept. of Public Health
	Phil Schlossberg	Dept. of Public Health
	Barbara Obert	Baron Consulting
	Bert Geuser	Analytical Consulting
	Kim Maloney	Town of Wallingford
	Kathy Shaw	Conestoga-Rovers & Associates
	Greg Lawrence	Phoenix Laboratories
	Bob Rostkowski	MDC
	Robert Bradley	York Analytical Laboratory
	Steve Franco	CT Testing
	Lisa Montgomery	Premier Laboratories

Administrative:

1. The meeting was called to order at **9:00 AM**.
2. Motion to accept minutes from November 18, 2013. Minutes were accepted.
3. Discussion ensued regarding committee officers. Greg and Kim volunteered to continue on as Chair and Vice-Chair and Bob Rostkowski volunteered to be the Secretary.
4. Motion was made to nominate respective members to Chair, Vice-Chair and Secretary. Motion seconded and approved.

State Update:

1. Dermot handed out State Statutes for review as DPH realized that when the State Regulations were updated, statutes needed updates too.
2. Discussion: Page 3 Section (a)
 - a. definitions: definitions of environmental lab were changed, matrix and analyte definitions added
 - b. Air matrix removed, testing for asbestos fibers and lead dust wipes for some reason not related to industrial hygiene lab monitoring or stack testing
 - c. Radon (radiological) for water but not in air, DPH has separate radon in air program.

3. Greg interjected questions about Reasonable Confidence Protocols (RCPs) and ACH testing
4. Handout – DPH list of certified analytes
 - a. Some labs (e.g. Clean Harbors) have dropped certification
 - b. Discussion – solid waste certification covers analysis of hazardous waste
5. Discussion: Section (b)
 - a. Civil penalty added to statutes as enforcement for Certified Labs who are not following regulations and statutes (e.g. doing analysis that the lab is not certified for; or, a license is removed yet the lab continues to do work as a certified lab)
 - i. Also allows DPH to evaluate old data that may cause re-testing if they see fit (e.g. old data generated after lab lost license causing re-test)
 - ii. Attorney general would need to get involved to issue this civil penalty
 - iii. Penalty is a maximum of \$5,000 per analyte per day
 - iv. Example was given of past enforcement on a lab when the ability to do so was not established in the regulations. In that case, DPH “interpreted” regulations to issue enforcement
 - b. Vigorous discussion amongst committee members ensued about revised statute
6. Discussion: Section (c)
 - a. Exclusionary Clause
 - i. Old language stated that if a lab wants to test environmental samples that they must be registered with DPH
 - ii. New language stated that analysis must be done by a certified lab
7. Discussion: Section (d)
 - a. This section lists matrices and analytes for which a certification is required
8. Discussion: Section (e) & (g)
 - a. DPH will not certify state agencies so other certification programs would apply
9. Discussion: Section (h)
 - a. penalties
10. DPH stated that they have a list of certified labs (all are out-of-state) that are able to provide *Cryptosporidium* analysis for state water utilities

Trip Blanks Draft Letter:

1. Greg requested that the committee formalize trip blank guidance (items from last set of minutes) and have them issued by DPH

Adjournment:

1. Meeting adjourned **11:00 AM**
2. Next meeting June 2