

STATE HEALTH COUNCIL

October 14, 2014

A meeting of the State Health Council was called to order by Chairman Gordon Myerchin at 9:15 a.m. on Tuesday, October 14, 2014 in AV Room 212 of the Judicial Wing, State Capitol, Bismarck, ND.

Members present:

Gordon Myerchin, Grand Forks, Chairman
Wade Peterson, Mandan, Vice Chairman
Mike Jones, Bismarck, Secretary (*phone*)
Howard Anderson, Turtle Lake
Jerry Jurena, Bismarck
Leona Koch, Raleigh
Duane Pool, Bismarck
Jennifer Schaeffer, Medora

Members absent:

Greg Allen, Jamestown
Genny Dienstmann, Bismarck
Dennis Wolf, MD, Dickinson

Staff members present:

Terry Dwelle, MD, State Health Officer
Arvy Smith, Deputy State Health Officer
Tammy Gallup-Millner, Community Health Section
Dave Glatt, Environmental Health Section
Karol Riedman, Internal Auditor
Londa Rodahl, Recording Secretary
Brenda Weisz, Division of Accounting
Tim Wiedrich, Emergency Preparedness & Response Section

Others present:

See ATTACHMENT A

Jennifer Schaeffer was welcomed as a new consumer member of the State Health Council.

Minutes

JERRY JURENA MOVED APPROVAL OF THE JULY 15, 2014 MINUTES AS DISTRIBUTED. SECOND AND CARRIED.

Internal Audit Report

Karol Riedman reiterated what the Council requested at the July meeting regarding the internal audit report (dated 2-20-14) of the Division of Waste Management financial assurance accounts. She introduced Steve Tillotson, assistant director of the Division of Waste Management, who presented ATTACHMENT B that answered the Council's questions.

Department Budget Update

Arvy Smith and Brenda Weisz presented ATTACHMENT C, the proposed 2015-2017 budget and the optional budget package. Arvy asked Dave Glatt to present ATTACHMENT D.

The Council decided to schedule a December 10, 2014 meeting with the budget/optional package as the only agenda item.

Section Updates

Tammy Gallup-Millner, Tim Wiedrich and Dave Glatt gave the updates for the Community Health Section, the Emergency Preparedness & Response Section, and the Environmental Health Section, respectively.

Other Business

The meeting adjourned at 1:30 p.m.

Submitted,

Mike Jones, Secretary



NORTH DAKOTA
DEPARTMENT of HEALTH

ENVIRONMENTAL HEALTH SECTION
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To: State Health Council
From: Division of Waste Management
Subject: Financial Assurance Audit
Date: October 10, 2014

Responses and Resolution of Issues

Subject	Condition	Final Resolution/Response
Dishon Disposal	No authority to access funds in reserve accounts	Company has been sold; New company is using a trust
H & J	Estate	In process of settling with Estate.
Noonan	Insufficient funding, no authority to access funds in reserve accts	Owner is in process of adopting a trust fund for financial assurance.
Prairie Disposal	Unclear ownership	Ownership clarified the ownership hierarchy and the error on the Performance Bond has been corrected.
City of Williston	Insufficient funding level; no approved funding mechanism	Financial test mechanism received and accepted.
City of Dickinson	No response; no approved funding mechanism.	Financial test mechanism received and accepted.
Question of reserve accounts continuing to be allowed	SHC requested response whether to allow, disallow or grandfather in but not allow further use of reserve accounts	Continue to allow, make greater efforts to keep in compliance, noting that fewer reserve accounts are in use due to increases in capacity.
Question of whether requirement of fully funding reserve accounts per Guideline 18 should be changed or enforced.	Guidelines are created and enforced by Waste Mgmt division. If a change is desired, it is easier to make a change to these Guidelines than to Century Code.	Continue to allow, make greater efforts to enforce.
Question of requiring annual audits	Annual audits will be costly and are unlikely to address financial assurance mechanism compliance.	Require alternate compliance procedures, considering requesting a revision of Administrative Rule for this issue.
Question of which signatures should be required on deposit accounts	Suggestion was that 2 should be required, one from Waste Management and the other from Admin. Also provide for ease of updating if a change in personnel.	Will require Waste Mgmt division director AND the State Health Officer OR HIS DESIGNEE.

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Attachments C and D are large. If you would like a copy sent by regular mail, please call 701-328-2372 or email at lrodahl@nd.gov and give me your mailing address.

Londa