

**POWTS CODE ADVISORY COMMITTEE
MEETING MINUTES
March 28, 2017**

PRESENT: Thomas Birrittieri (*arrived at 9:41 a.m.;*) Steven Crosby (*arrived at 9:08 a.m.;*) Dale Dimond; Alan Kaddatz; Robert Schmidt

EXCUSED: Bryon Wooten

STAFF: Jim Bouillon, Division Administrator; Brittany Lewin, Executive Director; Dale Kleven, Administrative Rules Coordinator; Bradley Johnson, Section Chief; Nifty Lynn Dio, Bureau Assistant

Dale Dimond, Vice Chair, called the meeting to order at 9:05 a.m. A quorum of three (3) members was present.

ADOPTION OF AGENDA

MOTION: Robert Schmidt moved, seconded by Alan Kaddatz, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Robert Schmidt moved, seconded by Alan Kaddatz, to approve the minutes from September 23, 2016 as published. Motion carried unanimously.

(Steven Crosby arrived at the meeting at 9:08 a.m.)

(Thomas Birrittieri arrived at the meeting at 9:41 a.m.)

**REVIEW DEPARTMENT CHANGES AND RECOMMENDATIONS TO SPS 381 TO 387M 391
PROPOSED RULES**

MOTION: Dale Dimond moved, seconded by Alan Kaddatz, to request the department review the need to renumber SPS 383.54(2)(b). Motion carried unanimously.

MOTION: Dale Dimond moved, seconded by Steven Crosby, to not change the reference in SPS 384.10(3)(d)2 to paragraph (a). Motion carried unanimously.

MOTION: Dale Dimond moved, seconded by Thomas Birrittieri, to change SPS 384.10(3)(d)2.b to read "A governmental unit responsible for the regulation of POWTS." Motion carried unanimously.

MOTION: Dale Dimond moved, seconded by Robert Schmidt, to revise the heading in the far right column SPS Table 387.30-3 to read "601+ GPD." Motion carried unanimously.

MOTION: Steven Crosby moved, seconded by Robert Schmidt, to revise the fourth column and fourth line in SPS Table 387.30-3 to read "\$7,000" rather than \$7,200. Motion carried unanimously.

MOTION: Dale Dimond moved, seconded by Thomas Birrittieri, to change "meet" to "comply with" in SPS 384.25(7)(h). Motion carried unanimously.

- MOTION:** Steven Crosby moved, to strike “and with a secondary safety apparatus” from SPS 384.25(7)(h)(2). Motion fails for lack of a second.
- MOTION:** Alan Kaddatz moved, seconded by Steven Crosby, to accept the proposed draft language of SPS 384.25 (7)(h) 1 and 2 included in today’s agenda packet, with the revision above. Motion failed. Opposed: Schmidt, Birrittieri, Dimond,
- MOTION:** Steven Crosby moved, seconded by Alan Kaddatz, to keep the current language of SPS 384.25(7)(h). Motion carried. Opposed: Schmidt, Abstained: Birrittieri
- MOTION:** Thomas Birrittieri moved, seconded by Alan Kaddatz, to request that within 60 days, the committee is provided with a comprehensive list which includes the committee’s recommended code revisions, all of the departments proposed code revisions and language, along with explanation as to why the department did not agree with any of the committee’s proposed code language. Motion carried unanimously.
- MOTION:** Thomas Birrittieri moved, seconded by Robert Schmidt, to record that the committee has discussed Subchapter VII and has no changes in response to the State’s statement that they plan to actively administer Subchapter VII. Motion carried unanimously.
- MOTION:** Robert Schmidt moved, seconded by Steven Crosby, to request another meeting after the committee has received the requested documentation from the department. Motion carried unanimously.

**COMMITTEE TRAINING REVIEW – PUBLIC RECORDS AND ETHICS AND LOBBYING –
DISCUSSION AND CONSIDERATION**

The Committee reviewed training information relating to Public Records and Ethic and Lobbying requirements at this meeting.

ADJOURNMENT

- MOTION:** Steven Crosby moved, seconded by Alan Kaddatz, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:09 p.m.