



Mark R. Elam, Chairman
Jim P. Creel, Jr., Vice-Chairman
Charles M. Joye, II, P.E., Secretary
J.B. (Sonny) Kinney

Board:
Seema Shrivastava-Patel
Richard V. Lee, Jr.
Alex A. Singleton

Minutes of the June 11, 2020, meeting of the South Carolina Board of Health and Environmental Control

The South Carolina Board of Health and Environmental Control met on Thursday, June 11, 2020, at 10:00 a.m. in the Boardroom (#3420) at the South Carolina Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina. (Attachment 0-1)

The following members were in attendance:

Mark Elam, Chairman
J.B. (Sonny) Kinney, 1st District

In attendance via telephone
Jim P. Creel, Jr., Vice-Chairman
Seema Shrivastava-Patel, 2nd District
Charles M. Joye, II, P.E., 3rd District
Richard V. Lee, Jr., 5th District
Alex A. Singleton, 6th District

The 4th Congressional District seat is currently vacant.

Also, in attendance were W. Marshall Taylor, Acting Director, Rupinderjit S. Grewal, Legal Counsel; M. Denise Crawford, Clerk; and Department staff. The meeting was also available via Livestream.

Chairman Elam called the meeting to order and stated notice of this meeting had been provided to all persons, organizations and news media, which have requested notification, as required by Section 30-4-80(e) of the South Carolina Code of Laws.

Item 1: Minutes of May 7, 2020 meeting (Attachment 1-1)

Mr. Joye moved, seconded by Mr. Creel, to approve the minutes as presented. The Board voted and Motion carried.

Item 2: Minutes of May 27, 2020 meeting (Attachment 2-1)

Mr. Joye moved, seconded by Mr. Kinney, to approve the minutes as presented. The Board voted and Motion carried.

Item 3: Administrative Orders and Consent Orders issued by Environmental Affairs (Attachment 3-1)

Ms. Rebecca Sproles, Liaison, Environmental Affairs, stated that for this reporting period one hundred and thirty-nine (139) Consent Orders with assessed civil penalties totaling \$259,019.00 and thirty (30) Administrative Orders with assessed civil penalties totaling \$76,612.00 have been issued.

After discussion, ***the Board accepted this item as information.***

Item 4: Request for approval of Chapter 3 of the 2020 South Carolina Health Plan (Attachment 4-1)

Mr. Kinney made a motion that the Board go into Executive Session pursuant to SC Code Section 30-4-70(A)(1) and (A)(2) to obtain legal advice concerning the South Carolina Health Plan. Mr. Singleton seconded the motion and the motion carried unanimously.

Chairman Elam stated the Board was back in public session and while in Executive Session no actions were taken.

Ms. Maggie Murdock, Director, Certificate of Need Program, Health Regulations, presented this item to the Board.

At the March 12, 2020 Board of Health and Environment Control ("Board") meeting, the Board approved the draft of the 2020 South Carolina Health Plan ("Plan" or "SHP") developed by the South Carolina State Health Planning Committee ("Committee"), with the exception of Chapter 3. The Board asked the Committee to further invite public comments regarding proposed changes to the Standards for Neonatal Services within Chapter 3 of the 2020 South Carolina Health Plan. The proposed draft language regarding Standards of Neonatal Services within Chapter 3 of the 2020 South Carolina Health Plan were made fully accessible to the public via the South Carolina Department of Health and Environment Control (DHEC) website. DHEC accepted written comments via email or by mail until 5:00 PM on April 11, 2020. DHEC received twenty-one (21) comments. The Committee met on May 28, 2020 to review the Plan, discuss public comments received, and submit a final version to the Board for approval.

Language regarding the general bed need projections and standards has been updated for grammatical changes. General bed standards have been revised to provide the methodology for calculating bed need in counties without existing hospitals. Subsequent standards have been renumbered for continuity.

Neonatal services standards were revised to allow Level II neonatal facilities to add up to eight (8) intensive care bassinets, even in the absence of a projected need in the Plan, provided that the facility can demonstrate that it has met certain threshold requirements.

A Scrivener's error in the Glossary regarding requirements for Freestanding Medical Detoxification Facilities was corrected.

The State Health Planning Committee recommended that the Board approve the draft of the 2020 South Carolina Health Plan – Chapter 3 for use in the Certificate of Need (CON) Program, and that all applications received after the effective date of the Plan be reviewed under this new version of the Plan.

After discussion, **Mr. Kinney moved, seconded by Mr. Singleton, to adopt Chapter 3 of the 2020 South Carolina Health Plan as presented by the State Health Planning Committee. The Board voted and Motion carried.**

Item 5: Agency Affairs

Marcus Robinson, Chief Human Resource Officer, presented the Department of Health and Environmental Control's Staff Re-Entry Plan. (Attachment 5-1)

After discussion, **the Board accepted this as information.**

W. Marshall Taylor, Jr., Acting Director, recognized Robin Mack, Assistant Bureau Chief, Compliance Management, for her work to ensure that staff can do their work from home during the COVID-19 pandemic to for continuous operations of the agency.

After discussion, **the Board accepted this as information.**

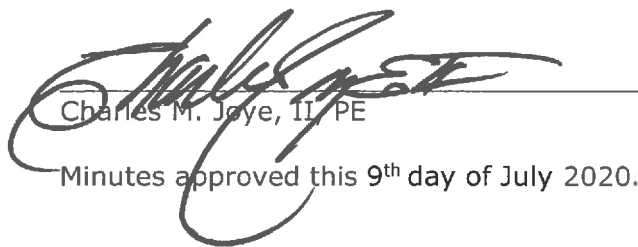
Dr. Joan Duwve, Director of Public Health, provided an update on the COVID 19 (Coronavirus).

After discussion, **the Board accepted this as information.**

Being no further business, the Chairman adjourned the meeting.

All referenced attachments are made a permanent part of these minutes.

Respectfully submitted,


Charles M. Joye, II, PE

Minutes approved this 9th day of July 2020.

ATTEST:


Mark R. Elam, Chairman

Attachments

- 0-1 Agenda
- 0-2 Sign in Sheet
- 1-1 May 7, 2020 Minutes
- 2-1 May 27, 2020 Minutes
- 3-1 Administrative Orders and Consent Orders issued by Environmental Affairs
- 4-1 Request for approval of Chapter 3 of the 2020 South Carolina Health Plan
- 5-1 Re-Entry Plan