UTAH COUNTY BOARD OF HEALTH

151 SOUTH UNIVERSITY AVENUE
PROVO, UTAH 84601

MINUTES

March 25, 2013

Members Present:

Name		Name	
Gaye L. Ray, RN	X	Viola Ramos, MRC	X
Clyde Nielsen, PPh	X	Mayor Jim Dain	excused
Supt. Vernon Henshaw	excused	Diane Lohner	X
Dianne C. Carr	X	Cmsr. Doug Witney, Chair	X
Henry M. Yeates, M.D.	X		

Others present from Utah County Health Department: Dr. Joseph Miner, Ralph Clegg, Debbi Solen, Charity Parish, Janae Letterman, Terry Beebe, Andrea Jensen, Steve Alder, Steve Mickelson, Paul Jones, Eric Edwards, Carrie Bennett, Sarah Simons, Lance Madigan

1. Welcome by Commissioner Witney

2. Approval of the Minutes from the January 28, 2013 meeting.

MOTION: Diane Lohner made the motion to approve the minutes, which was seconded by Viola Ramos and passed by unanimous vote.

3. Public Hearing for Proposed Updates of Several Environmental Health Regulations:
Dry Subdivisions, Hog Farms, No Bare-Hand Contact, Food Service Sanitation, Food Service Fee Standards, Septic Tank & Cesspool Cleaners, and Holding Tanks.

Terry Beebe explained that 5 of the above mentioned regulations (Dry Subdivisions, No Bare-Hand Contact, Food Service Sanitation, Holding Tanks, and Septic Tank & Cesspool Cleaners) are recommended to be discontinued because they are duplicating State rules and our regulations are not necessary when we have nothing to add to the State rule. The Food Service Fee Regulation is recommended to be discontinued because fees are addressed annually when the Board approves the fee schedule for the Utah County Health Dept. The Hog Farms regulation should be discontinued because this is primarily a Department of Agriculture responsibility.

There were no other comments regarding these proposed regulation changes.

MOTION: Dianne Carr made the motion to close the public hearing, which was seconded by Viola Ramos and passed by unanimous vote.

4. Action on Proposed Updates of Several Environmental Health Regulations

MOTION: Gaye Ray made the motion the Board discontinue or retire the above listed regulations, which was seconded by Viola Ramos and passed by unanimous vote.

5. Health Department Adjudicative Procedures Regulation to review and consider adopting for public hearing at the next Board of Health meeting.

There are a lot of obligations we could have with the adjudicative procedure requirements in the State code. However in Title 26A-1-120 and 121 of the State code, local health departments make it a little simpler than the State which should help the clients through the process. Utah County attorney, Paul Jones, would like to continue to review a proposed Adjudicative Procedure Regulation and will come to our next Board of Health meeting with his recommendation.

MOTION: Dianne Carr made the motion to continue this item until our next Board of Health meeting which was seconded by Diane Lohner and passed by unanimous vote.

6. Recognition of Harmon's Grocery Stores for discontinuing sales of all tobacco products - Janae Letterman

Cigarette smoking is the leading cause of preventable death in America and even in Utah County. Smoking causes more than 443,000 deaths each year nationally. In Utah, more than 1,150 Utahans die every year due to tobacco-related illnesses. Harmon's grocery stores have showed bold leadership and commitment to Public Health by discontinuing the sale of tobacco products in all sixteen of their stores.

7. Youth Outrage Anti-Tobacco Groups "Kick Butts Day" - Sarah Simons

On March 20th at the Provo Towne Center, "Outrage", Utah County Health Department's anti-tobacco youth group, joined forces with Island Teens Against Tobacco (ITAT) and presented "The Sweeter Side of Life". "Kick Butts Day" is a nationally recognized day designated to empower youth to stand up against Big Tobacco. Sarah Simons presented a short video showing the activities and explained that they have a goal to collect 35,000 paper links with each link having a signature of someone who has pledged to be tobacco free. They currently have 127 links. They plan to present the chain at the 2014 State Legislature.

8. Recognition of Tobacco Retailers' Compliance - Sarah Simons

The staff perform tobacco sales compliance checks on local retailers three times a year. It is the retailers responsibility to train their employees to check IDs and not to sell tobacco to under-aged buyers. The following Utah County retailers were recognized for having no violations over several years.

For 5 yrs: Arnie BS Inc/Payson, Center Street Food & Gas/Provo, Combos Provo Inc/Provo, Gini's Corner Mart/Payson, Holiday Oil #15/Orem, Kohlers Food Store/Lehi, Quik Fix Inc/Pleasant Grove, Walkers #14/Lehi
For 6 yrs: Chevron Extra Mart #40/Provo, Crest General Store, Mtn View/Orem, Johnny's Drive Up/Spanish Fork, Payson Market/Payson, Texaco/Orem, Smith's Food & Drug #107/Saratoga Springs, Sunroc Corp/Springville, Walgreen's #09192/Orem, Walgreen's #09681/Lehi, Wal-Mart #1768/Orem
For 7 yrs: Lees Roundup Chevron #2/American Fork, Sag Shortstop/Spannish Fork, Smith's Fuel Center #75/Payson, Wal-Mart Supercenter #3208/Springville, Wal-Mart Supercenter #5270/Lindon
For 8 yrs: Lees Roundup Chevron (now Tesoro)/Lehi, Quigleys/Payson, Reams #4/Springville, Timp Chevron/Provo, Walkers #08/Orem, Walkers Chevron #07/American Fork, Wal-Mart Supercenter #5167/Payson
For 9 yrs: Kohlers Food Store/Highland, Rite Aid #6126/Orem, Smith's Food & Drug #73/Pleasant Grove
For 10 yrs: Wal-Mart #2511/American Fork
For 11 yrs: Crest General Store - 7th East/Provo, Harts/Lehi, Maverik Store #314/Orem, Walkers #15/Orem

9. Commercial "Jump Gyms" Trampoline Injuries - Adam Phillips, PA-C

Adam Phillips works in trauma care at Utah Valley Regional Medical Center's (UVRMC) ER. He is requesting our health department take measures to address commercial "Jump Gyms" which are responsible for many severe injuries. Trampolines have existed since the mid-1930's. Commercial outdoor trampoline parks were popular in the late 1950's/early 60's, but fell out of favor due to high injury rates. Home trampoline use has the following US Consumer Product Safety Commission recommendations: One person on the trampoline at a time, no somersaults or flips, full safety pad coverage, place the trampoline away from other structures, no child under 6 should be allowed to use, no ladders allowing access, and adult supervision at all times. Some experts disagree with the recommendation to enclose the trampoline to prevent falls.

Over the past decade there have been several "Jump Gym" businesses started. It is relatively easy to start one of these. All you need is a warehouse full of interconnected competition grade trampolines that allow high intensity jumping and tumbling. These are not the "bounce houses" for toddlers. There are no safety regulations or tracking of safety data from the "Jump Gyms".

Both the American Academy of Orthopaedic Surgeons and the American Academy of Pediatrics have issued position statements unequivocally discouraging the home use of trampolines. Both also say that safety measures have not significantly reduced injury rates. Their formal recommendations include:

- Only a single jumper at any given time.
- Kids under 6 are felt to be at increased risk.
- Active supervision from adults is required.

- Somersaults and flips should not be performed.
- Trampolines should be regularly inspected, have proper padding, and be at ground level.
- There is insufficient data regarding the safety of trampoline parks and injury rates at the parks should be monitored.

Trampolines are not a recommended form of exercise. There have been 57 major injuries seen at UVRMC's ER since June 2009 through November 2012 and most were to young men with an average age of 19. Fifty-two of these injuries have occurred in the last 18 months, demonstrating a startling increase in the rate of injury. All of the spine injuries are from flips. There have surely been other injuries that were cared for at other facilities or who did not seek care.

The trampoline park industry frequently quotes a paper published in 2002 which quotes an injury rate of 0.2%, but that same paper quotes rates of 1% for softball, 1.5% for football, 1.7% for baseball and 2.1% for soccer which are all inaccurate. Nationally, there are hundreds of thousands of trampoline related injuries every year, but the actual number is unknown as not all states require these to be reported. It is estimated that the medical, legal, insurance and disability expenses exceed 4 billion dollars a year. There are only 2 "Jump Gyms" in Salt Lake County, but Utah County has six. They are very popular in Phoenix, Chicago, Los Angeles, as well as Utah County. Some areas of the country have already set regulations; for example, homeowners with a trampoline in Atlanta, GA are not able to get homeowners insurance. The liability waiver you sign at the commercial "Jump Gyms" waives all liability of the business accept for negligence.

ACTION: Board members requested staff draft a proposed regulation for them to consider at the next meeting and then consider taking it to a public hearing at the following Board meeting.

10. Air Quality Issues in the State and County - Bryce Bird and Dave McNeill

Over the entire year the air quality in Utah County is generally good, but during atmospheric inversions it is very bad. We have tall mountains that trap stagnant air in the valleys. If Utah Lake freezes, it and the valley floor are white with snow which reflects sunlight making the air even more cold and stagnant.

The federal EPA sets the air quality standards, and the State reviews the monitoring data and proposes strategies. The air quality standards measure particulate matter (PM10 and PM 2.5), ozone, sulfur dioxide, nitrogen dioxide, and lead. The State is currently writing a SIP (state implementation plan) that will identify areas not meeting or are impacting areas not meeting the standards and identify the sources of pollution.

There are almost no major industrial sources of pollution in Utah County. When Geneva Steel closed the emissions in Utah County were reduced by about half. Utah County has about half of the total emissions of Salt Lake County. Utah County's 2013 PM2.5 concentrations exceeded two times the current standard. Utah County needs to reduce its particulate matter by another 20% and it is becoming more difficult to find solutions. After reviewing the following ideas the State will submit the SIP to the EPA by August 2013.

We need to keep the traffic moving as idling and slower speeds contribute pollutants. Employers should encourage their employees to car pool or ride bikes to work. Public transportation needs to be more

assessable. Parking your car in the garage or using oil warmers help as it takes less time for your car to warm up. Requiring wood stoves to be replaced when a house sells and more restrictions for burn days. Diesel engines should be regulated for the lower sulfur fuel. In some counties law enforcement gives a ticket to smoking vehicles. Dry cleaners, paint booths, and restaurants are still big polluters. Garbage trucks, delivery vehicles, construction equipment, snow plows are all being considered. Perhaps the government could give preference to bidders who guarantee the use of Tier 4 heavy duty diesel engines on all their off-road equipment. More support could be given for the implementation of improved efficiency building codes.

11. Temporary Food Permit Fee Recommendations for charity fund raiser booths - Terry Beebe

It has been suggested to add fund raiser, charity or non-profit group events to the 2013 Temporary Food Permit Fee Schedule. These events would have to post a disclaimer stating that the food was prepared in a non-commercial kitchen and has not been inspected and may contain nuts or other ingredients that may cause an allergic reaction. The fee for the bake sale fund raiser for a charity event would be $10 and the fee for the low risk (non-baked goods) would be $25 per event.

MOTION: Diane Lohner made a motion to accept the change to the fee schedule which was seconded by Viola Ramos and passed by unanimous vote.

12. 2013 Legislature Follow-Up - Joseph Miner, MD

HCR02 sponsored by Rep. Barlow recognizes obesity as a serious public health and economic issue and requested funding to support initiatives that educate the Utah public. Funding was denied. There was some concern that this could force people into eating disorders.

HB269 sponsored by Rep. Ray was a bill permitting a school nurse to remove a child who sustains a concussion or traumatic head injury from school activities during school hours on school property but prohibits them from providing a written statement permitting the child to return to physical activity.

HB372 sponsored by Rep. Ray adds e-cigarettes, nicotine candy and nicotine products definitions to the existing code. There was some controversy as some people think e-cigarettes help you quit smoking, but this is not true.

13. Board Member Feedback from Constituents

No feedback from the public at this time.

14. New Employees

Dr. Miner reviewed the list of employees hired and those who left.

15. Other Business:

Part time nurses are going to schools and offering vaccines for anyone in the community. The hope is this will be self sustaining as we are billing clients insurances for the vaccines.

The Festival of Colors is this weekend in Spanish Fork. There will be more garbage cans and bathroom facilities than last year. There will also be a place so participants can rinse off the colors before going home. There will be busing provided from the parking areas to the temple. Environmental Health has granted them a mass gathering permit for about 30,000 people.

Our next meeting will be May 20, 2013.

MOTION: Dianne Carr made the motion to adjourn the meeting which was seconded by Diane Lohner and passed by unanimous vote.

Meeting adjourned at 6 pm.

Joseph K Miner MD

Joseph. Miner, M.D.
Executive Director
Utah County Health Department

Commissioner Doug Witney
Chair
Utah County Board of Health