

2/21/14

**Minutes**  
**Environmental Management Commission Meeting**  
**Alabama Department of Environmental Management Building**  
**1400 Coliseum Boulevard**  
**Montgomery, Alabama 36110-2400**  
**December 13, 2013**

This is to certify that the Minutes contained herein are a true and accurate account of actions taken by the Alabama Environmental Management Commission on December 13, 2013.

  
\_\_\_\_\_  
W. Scott Phillips  
Vice Chair  
Alabama Environmental Management Commission

Certified this 21st day of February 2014.

**Minutes**  
**Environmental Management Commission Meeting**  
**Alabama Department of Environmental Management Building**  
**1400 Coliseum Boulevard**  
**Montgomery, Alabama 36110-2400**  
**December 13, 2013**

**Convened: 11:00 a.m.**  
**Adjourned: 11:26 a.m.**

**Part A**

**Transcript**  
**Word Index**

**Part B**

**Attachment Index**  
**Attachments 1 - 2**

**Part A**

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ALABAMA ENVIRONMENTAL MANAGEMENT  
COMMISSION MEETING

ALABAMA DEPARTMENT OF ENVIRONMENTAL  
MANAGEMENT  
Alabama Room  
1400 Coliseum Boulevard  
Montgomery, Alabama 36110-2400

DECEMBER 13, 2013  
11:00 a.m.

\* \* \* \* \*

Taken by: Cornelia J. Baker, ACCR 290

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1 MR. CHAIRMAN: We will call  
2 to order the December 13, 2013,  
3 meeting of the Environmental  
4 Management Commission. The Chair  
5 notes we have a quorum present  
6 today.  
7 The first item on the  
8 agenda is consideration of the  
9 meeting held on October 18, 2013.  
10 The minutes have been forwarded to  
11 all Commissioners previously for  
12 review, and I will entertain a  
13 motion at this time.  
14 MR. MILLER: So moved.  
15 MS. MERRITT: Seconded.  
16 MR. CHAIRMAN: All in favor  
17 say aye.  
18 (Unanimous.)  
19 MR. CHAIRMAN: Motion  
20 passes.  
21 Second item on the  
22 agenda is committee elections and  
23 establishment of a Strategic

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1 \* \* \* \* \*

2 APPEARANCES

3

4 COMMISSION MEMBERS PRESENT:

5 H. Lanier Brown, II, Esquire, Chair  
6 W. Scott Phillips, Vice Chair  
7 Robert L. Carson, Jr., D.V.M.  
8 Mary J. Merritt  
9 Samuel L. Miller, M.D.

10

11 COMMISSION MEMBERS NOT PRESENT:

12 James E. Laier, Ph.D., P.E.  
13 Terry D. Richardson, Ph.D.

14

15 ALSO PRESENT:

16 Robert Tambling, EMC Legal Counsel  
17 Debi Thomas, EMC Executive Assistant  
18 Lance R. LeFleur, ADEM Director  
19 Marilyn G. Elliott, ADEM Deputy  
20 Director

21  
22  
23

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1 Planning Ad Hoc Committee. We will  
2 consider the election of the Chairs  
3 and Members to the Personnel and  
4 Rulemaking Standing Committees and  
5 the establishment of a special  
6 Strategic Planning Ad Hoc Committee  
7 and the election of the Chair and  
8 Members to that committee.  
9 The Ad Hoc Committee for  
10 Strategic Planning is to update the  
11 Unified Strategic Plan between the  
12 Commission and the Department.  
13 That was last updated in 2009, and  
14 it's due to be updated in 2014. A  
15 list of proposed Committee Members  
16 and Chairs was circulated to the  
17 Commissioners for the Personnel  
18 Committee. Jim Laier is Chair.  
19 Robert Carson and Sam Miller as  
20 Members. For the Rulemaking  
21 Committee, Scott Phillips is Chair,  
22 and Mary Merritt and Terry  
23 Richardson as Members. For the

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1 Strategic Planning Ad Hoc  
2 Committee, Scott Phillips as Chair,  
3 Jim Laier and Mary Merritt as  
4 Members.  
5 And I will entertain any  
6 motions.  
7 MR. MILLER: Mr. Chairman, I  
8 move that we accept the nominations  
9 as you just recited them.  
10 MR. CHAIRMAN: Is there a  
11 second?  
12 MR. BROWN: I second it.  
13 MR. CHAIRMAN: All in favor?  
14 (Unanimous.)  
15 MR. CHAIRMAN: Motion  
16 passes.  
17 Next up is our report  
18 from the director.  
19 MR. LeFLEUR: Thank you,  
20 Mr. Chairman.  
21 Dr. Carson, on behalf of  
22 the Department, I'd like to welcome  
23 you to the Commission meeting.

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1 Budget items first. We  
2 are now two months into FY 2014,  
3 and except for federal  
4 sequestration-related shortfalls,  
5 we anticipate our current budget  
6 will allow the Department to carry  
7 on at the minimum level necessary  
8 to meet all federal grant  
9 obligations.  
10 For FY 2015, the  
11 Department has requested that the  
12 Governor's Office include a \$2.9  
13 million appropriation in its  
14 general fund budget request. This  
15 would be a \$2-million increase over  
16 the Department's appropriation for  
17 FY 2014. The additional \$2 million  
18 is necessary to cover anticipated  
19 increases to personnel costs,  
20 including fringe benefits for our  
21 employees, and to cover the costs  
22 associated with needed upgrades to  
23 laboratory equipment.

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1 This is your first Commission  
2 meeting, and I look forward to  
3 working with you.  
4 Good morning and welcome  
5 to all of you present for the  
6 second of the six scheduled  
7 meetings of the Alabama  
8 Environmental Management Commission  
9 for Fiscal Year 2014.  
10 In today's report, I'll  
11 update you on the budget, continue  
12 the Departmental performance review  
13 begun at the August Commission  
14 meeting by presenting the Air media  
15 dashboards, notify you of some  
16 proposed EPA actions related to  
17 Greenhouse Gas emissions that could  
18 have potentially dramatic impact on  
19 Alabama, and, finally, give you a  
20 brief summary of the second and  
21 final phase of the Auburn Solid  
22 Waste Study commissioned by the  
23 Department.

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1 In previous meetings, we  
2 began an analysis of Departmental  
3 performance using Interactive  
4 Visual Compliance and Enforcement  
5 Metrics, commonly referred to as  
6 "dashboards," which are generated  
7 by EPA. These dashboards are a  
8 means to visually show how the  
9 Department performs in key areas by  
10 looking at various compliance and  
11 enforcement metrics over time and  
12 in comparison to other states and  
13 EPA standards. Not only is this  
14 tool useful in helping the public  
15 gauge the performance of the  
16 Department, it also provides the  
17 Department a means to identify  
18 areas where improvement may be  
19 possible.  
20 The metrics displayed in  
21 the dashboards are impartial,  
22 verifiable, objective measures.  
23 The information presented provides

<p style="text-align: right;">Page 9</p> <p>1 a common standard of information 2 which can then be interpreted to 3 arrive at informed analysis. This 4 approach can reduce the need to 5 rely solely on small sample 6 observations, anecdotal accounts, 7 or sometimes conflicting opinions. 8 As discussed in our last meeting, 9 individual observations, anecdotal 10 accounts, and opinions will 11 continue to provide valuable input 12 through the eComplaint system and 13 face-to-face meetings with various 14 interest groups, but the data 15 provided by the dashboards means 16 all parties can now work from a 17 common objective dataset. 18 As I have also mentioned 19 previously, the launch of this new 20 system has not been without 21 glitches. There are instances 22 where this federal system has data 23 gaps, reporting delays, incorrectly</p>	<p style="text-align: right;">Page 11</p> <p>1 for these facilities, the results 2 of those inspections, and, finally, 3 the enforcement activities related 4 to those facilities found to be in 5 noncompliance. Each of the areas 6 addressed was compared to either 7 national averages or EPA national 8 standards. 9 Today we will continue 10 with examination of the Air media 11 using similar analysis of the Air 12 Pollution Control Program under the 13 Clean Air Act. As was the case in 14 looking at dashboards at prior 15 meetings, we will use these 16 dashboards to answer such questions 17 as: How many and what type of 18 regulated facilities are there? 19 How many have been inspected? How 20 many have violations? And what 21 enforcement actions have been 22 taken? 23 Before I begin, there</p>
<p style="text-align: right;">Page 10</p> <p>1 classified data, incorrectly pulled 2 data, and so on, which means, 3 currently, careful interpretation 4 of the results displayed is 5 required. While clearly not 6 perfect, the dashboards are the 7 best system currently available to 8 obtain objective comparative 9 analysis among the states, and the 10 system can be expected to improve 11 over time. For these reasons, we 12 will continue to present this 13 information to inform the public 14 and to use it as an important tool 15 to improve Departmental 16 performance. 17 As you will recall, at 18 prior Commission meetings, we have 19 focused on dashboards for the Land 20 and Water media. The presentations 21 highlighted the number of 22 facilities permitted, the types of 23 facilities, the inspection rates</p>	<p style="text-align: right;">Page 12</p> <p>1 are two important details to point 2 out. First, in the Air Pollution 3 Control Program in Alabama, the 4 Jefferson County Department of 5 Health and the City of Huntsville 6 exclusively implement the Clean Air 7 Act in their respective 8 jurisdictions. The Air dashboards 9 being presented today combine the 10 data from these local programs with 11 that of the Department. These 12 dashboards do not, therefore, 13 solely reflect the Department's 14 universe of regulated facilities or 15 its activities. Second, the 16 dashboards I will present only 17 reflect information for federally 18 reportable facilities. Each media 19 (Land, Water, and Air) uses its own 20 vernacular, because each is 21 governed by its own federal 22 enabling legislation such as the 23 Resource Conservation and Recovery</p>

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1 Act (in Land), the Clean Water Act  
2 (in Water) and in this case, the  
3 Clean Air Act. In the Air arena,  
4 the term used is "federally  
5 reportable facilities." To be  
6 federally reportable, a regulated  
7 facility must be a major source, a  
8 synthetic minor source (which is a  
9 facility that is capable of being a  
10 major source, but which has elected  
11 to restrict its emissions to a  
12 level below that which would put it  
13 in the category of a major source),  
14 or any minor source that had a  
15 federally reportable violation  
16 during the most recent fiscal year.  
17 The Department actually reports  
18 compliance and enforcement data for  
19 approximately 1,300 of its  
20 regulated facilities, but all of  
21 these activities are not classified  
22 as federally reportable, and,  
23 therefore, not reflected in these

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1 expected to logically fall into the  
2 top category rather than the second  
3 category that they are currently  
4 shown in.  
5 This second slide is  
6 EPA's representation of Alabama's  
7 total universe of federally  
8 reportable facilities under the  
9 Clean Air Act. Those facilities  
10 are classified as Major sources  
11 shown in dark blue (362); Synthetic  
12 Minor sources shown in yellow  
13 (367); and Minor or Other sources  
14 shown in light blue (15). These  
15 numbers do not include facilities  
16 exclusively regulated by EPA.  
17 In this third slide, you  
18 will see an analysis of the  
19 percentage of full compliance  
20 evaluations (or FCEs) conducted on  
21 federally reportable facilities in  
22 Alabama for the period from 2009  
23 through 2013. Full compliance

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1 dashboards.  
2 So with that, please  
3 turn your attention to the screen  
4 where I will walk you through a few  
5 of the Air dashboards available for  
6 analysis of the Air Pollution  
7 Control Program.  
8 This first slide is  
9 EPA's representation of the total  
10 number of federally reportable  
11 facilities under the Clean Air Act  
12 in each of the states for 2013. As  
13 you can see on this map, Alabama  
14 falls into the group of states with  
15 the third largest number of  
16 federally reportable regulated  
17 facilities with 744 federally  
18 reportable facilities currently in  
19 our state. As was the case with  
20 Water media dashboards, there  
21 appears to be some incomplete  
22 reporting in that California,  
23 Texas, and other states would be

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1 evaluations (FCEs) are analogous to  
2 inspections for the Land and Water  
3 media. Please note that EPA does  
4 not require that federally  
5 reportable facilities receive an  
6 FCE each year. EPA requires an FCE  
7 for major sources once every two  
8 fiscal years and an FCE for  
9 synthetic minor sources once every  
10 five fiscal years. However, the  
11 Department's self-imposed goal is  
12 to conduct an FCE on each of these  
13 sources every fiscal year. The  
14 reason the bars on the graph are  
15 less than that 100 percent goal is  
16 that the local programs in  
17 Jefferson County and Huntsville do  
18 not seek to operate with the same  
19 self-imposed goal to conduct  
20 compliance evaluations for  
21 100 percent of the federally  
22 reportable facilities each year.  
23 As you can see, Alabama, as a



<p style="text-align: right;">Page 17</p> <p>1 whole, has consistently exceeded 2 EPA's requirement, which is, at 3 most, once every two years or 4 50 percent, as well as the FCE 5 national average across all states 6 shown as the dashed blue line on 7 the graph. 8       The dashboard shown on 9 this fourth slide reflects the 10 percentage of federally reportable 11 facilities that were found to have 12 violated an applicable federal 13 requirement and received either a 14 Notice of Violation and/or an 15 Administrative Order with monetary 16 penalty. There are expected 17 year-to-year fluctuations in 18 violation rates that relate to the 19 effective dates of new Air 20 regulations, which we will see more 21 dramatically displayed on the next 22 slide. The data indicates that the 23 violation rate in Alabama is lower</p>	<p style="text-align: right;">Page 19</p> <p>1 Department is about half the 2 national average for those other 3 states. Likewise, the percentage 4 of alleged violations in Alabama 5 where EPA does the compliance 6 evaluation, shown in red on this 7 slide, is about half the rate EPA 8 finds alleged violations on the 9 national average, the red-dashed 10 line. As just mentioned, a 11 reasonable explanation for this 12 lower alleged violation rate, or, 13 stated another way, the higher 14 compliance rate in Alabama, is that 15 the high compliance evaluation and 16 compliance assistance rate 17 discourages violations much like 18 the inspections and informal 19 enforcement actions (a form of 20 education) work to reduce 21 violations in the water program. 22       The Department operates 23 with the understanding that there</p>
<p style="text-align: right;">Page 18</p> <p>1 than the national average across 2 the states, which is the dashed 3 green line at the top of the graph 4 that ranges from about 14 percent 5 down to about 11 percent. As you 6 see, Alabama ranges from about 7 8 percent down to about 5 percent. 8 We believe the Department's more 9 frequent FCE rate increases the 10 opportunities for compliance 11 assistance, thereby promoting 12 greater compliance. 13       This belief is supported 14 by comparing this dashboard to the 15 prior dashboard where you can see 16 that even though the Department 17 does compliance evaluations on 18 100 percent of the federally 19 reportable facilities over which it 20 has control versus other states' 21 rate of compliance evaluation of 22 less than 50 percent, the rate of 23 alleged violations for the</p>	<p style="text-align: right;">Page 20</p> <p>1 are three primary methods of 2 achieving compliance, namely 3 inspections, education, and 4 penalties. Inspections, along with 5 education, are far and away the 6 biggest contributors to compliance. 7 Though penalties play a lesser 8 role, they, too, are clearly 9 necessary. 10       On this fifth slide, you 11 see displayed the total number of 12 enforcement actions taken against 13 federally reportable facilities in 14 the Air program for the period 2009 15 through 2013. State Formal Actions 16 are shown in the light blue, EPA 17 Formal Actions are shown in dark 18 blue, and State Informal Actions 19 are shown in yellow. Informal 20 actions are Notices of Violation, 21 while Formal Actions are 22 Administrative Orders with or 23 without monetary penalty. All of</p>

<p style="text-align: right;">Page 21</p> <p>1 the State Administrative Orders did 2 include a monetary penalty. As you 3 can see, the number of facilities 4 subject to State enforcement has 5 been trending downward since 2009, 6 once again, in part, because of the 7 informal actions which serve as a 8 form of education or training. 9       The increasing dark blue 10 spikes from 2010 to 2012 reflect 11 the implementation of new federal 12 regulations for paint and body 13 shops. When new regulations are 14 implemented, especially those 15 affecting small operations like 16 paint and body shops, there is an 17 initial spike of violations 18 primarily because the newly 19 regulated entities are not fully 20 aware of their obligations under 21 the new regulations. The majority 22 of EPA Formal Actions, reflected in 23 dark blue on this graph, were</p>	<p style="text-align: right;">Page 23</p> <p>1 in this federally operated system 2 must be interpreted with care, 3 because flaws in the data metrics 4 continue to be found and are often 5 slow to be corrected. In addition, 6 the system is not fully functional. 7 Over time, the reliability and the 8 utility of the information 9 presented will improve. 10       Let me now report to you 11 some recent important federal 12 announcements related to the Air 13 media. In June of this year, the 14 President of the United States 15 directed the Environmental 16 Protection Agency to promulgate new 17 rules to reduce the amount of 18 carbon dioxide emissions by 19 electric generating units or power 20 plants. The new regulations will 21 have dramatic impacts on industry 22 and other energy consumers. In 23 September of this year, EPA</p>
<p style="text-align: right;">Page 22</p> <p>1 Orders without penalties for 2 administrative violations for these 3 new regulations that only EPA 4 implements. 5       The five dashboards I 6 presented here today are part of 7 the 51 Air dashboards that can be 8 displayed. The entire Interactive 9 Visual Compliance and Enforcement 10 Metrics Program, commonly referred 11 to as dashboards, is, as the name 12 implies, designed to be interactive 13 where one display may lead to 14 questions that can be answered by 15 going to another dashboard display. 16 I encourage anyone interested to go 17 to the EPA website directly or 18 through the link on the ADEM 19 website and give the interactive 20 system a try. 21       In closing out the Air 22 media dashboards, I will once again 23 remind you that the data presented</p>	<p style="text-align: right;">Page 24</p> <p>1 repropoed New Source Performance 2 Standards for emissions of CO2 from 3 new power plants. The new rules 4 are anticipated to be final by some 5 point during 2014. It is widely 6 anticipated that no new coal-fired 7 power plants will be built in the 8 United States in the future. More 9 problematically, the directive 10 further requires that rules to 11 regulate CO2 emissions from 12 existing power plants be proposed 13 by June 30, 2014, and finalized by 14 June 30, 2015. 15       It is anticipated that 16 many coal-fired power plants will 17 be decommissioned as a result of 18 the new rules and, consequently, 19 electric energy costs will increase 20 dramatically. It is also 21 anticipated that there will be 22 considerable litigation regarding 23 the new rules which may delay</p>

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1 implementation. Alabama is heavily  
2 dependent on coal-fired electric  
3 generation, and the new rules can  
4 be expected to materially impact  
5 all users of electricity in  
6 Alabama. The Department will  
7 closely monitor EPA activities in  
8 this area and will be providing  
9 input to advance the State's  
10 interest.

11 On now to the Auburn  
12 Solid Waste Study. As you may  
13 recall, in May of 2011, the Alabama  
14 Legislature adopted legislation  
15 placing a moratorium on the  
16 permitting of new municipal solid  
17 waste landfills and instructing the  
18 Department to review the State's  
19 Solid Waste Management Plan. In  
20 response to that directive, the  
21 Department initiated a competitive  
22 bid process to engage an  
23 independent, qualified third party

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1 November of this year and has also  
2 been posted by ADEM website.  
3 During the coming months, the  
4 information provided in this  
5 portion of the study will be  
6 analyzed with a view toward  
7 possible programmatic, rulemaking,  
8 and legislative initiatives to move  
9 the State forward in this important  
10 environmental area.

11 Once again, let me close  
12 with my thanks to you for serving  
13 the State of Alabama as  
14 Commissioners on the Alabama  
15 Environmental Management Commission  
16 and for allowing me to serve in  
17 this capacity.

18 If there are any  
19 questions, I would be pleased to  
20 address them now.

21 MR. CHAIRMAN: Thank you.  
22 Does anyone have any questions of  
23 the Director?

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1 to undertake a study of various  
2 stakeholder views on the need for  
3 landfill capacity, the approval  
4 process for siting landfills, and  
5 the permitting process for  
6 landfills. Additionally, the  
7 Department also sought to obtain  
8 information on how to improve  
9 materials management, i.e.,  
10 recycling and reuse, in Alabama.

11 Phase 1 of the study,  
12 which focused on the landfill  
13 issues, was completed in June of  
14 this year and has been posted on  
15 the ADEM website. The Department  
16 has reviewed the report with the  
17 legislative leadership and the  
18 Governor's office, and they are  
19 considering if legislative action  
20 is necessary.

21 Phase 2 of the study,  
22 which focused on materials  
23 management issues, was completed in

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1 MR. PHILLIPS: I have a  
2 question, Mr. Chairman.  
3 Mr. Director, you  
4 mentioned early in your  
5 presentation that your graph didn't  
6 include those facilities completely  
7 regulated by EPA?

8 MR. LeFLEUR: Correct.

9 MR. PHILLIPS: How many of  
10 those did we have?

11 MR. LeFLEUR: The number of  
12 EPA facilities in the Air program  
13 the EPA has direct control over --  
14 Where's Ron?

15 MS. ELLIOTT: He's not here.

16 I don't know exactly,  
17 but a lot of them have to do with  
18 the small facilities, like paint  
19 and body shops and those MACT  
20 standards types of air pollution  
21 when they're really, really small  
22 facilities. All of the large  
23 facilities are regulated by us.

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1 It's just those very, very small  
 2 ones, like the small paint and body  
 3 shops, those.  
 4 MR. PHILLIPS: Can you get  
 5 us a number on those?  
 6 MS. ELLIOTT: Yeah, we'll  
 7 get you a number.  
 8 MR. PHILLIPS: Thanks.  
 9 That's all I have.  
 10 MR. CHAIRMAN: Anybody else?  
 11 (No response.)  
 12 MR. CHAIRMAN: Thank you,  
 13 Director.  
 14 The next item on the  
 15 agenda is the report from the  
 16 Commission Chair. I have nothing  
 17 to report other than to welcome to  
 18 the Commission Robert Carson, who  
 19 is taking the veterinarian slot on  
 20 the Commission, and thank him for  
 21 his willingness to serve his fellow  
 22 citizens.  
 23 Next on the agenda is

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1 MR. CHAIRMAN: Motion  
 2 passes. We are adjourned.  
 3  
 4 (The hearing proceedings  
 5 concluded at approximately  
 6 11:26 a.m.)  
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1 any other business. Then we will  
 2 set our future business sessions.  
 3 The Commission has proposed having  
 4 our meetings at 11:00 a.m. right  
 5 here in the year 2014 on the dates  
 6 of February 21, April 11, June 20,  
 7 August 15, October 17, and  
 8 December 12. And the Chair will  
 9 entertain a motion.  
 10 MR. PHILLIPS: So moved.  
 11 MS. MERRITT: Seconded.  
 12 MR. CHAIRMAN: All in favor?  
 13 (Unanimous.)  
 14 MR. CHAIRMAN: Motion  
 15 passes.  
 16 There being no further  
 17 business, the Chair will entertain  
 18 a motion to adjourn.  
 19 MR. CARSON: I move we  
 20 adjourn.  
 21 MR. PHILLIPS: Seconded.  
 22 MR. CHAIRMAN: All in favor?  
 23 (Unanimous.)

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1 \* \* \* \* \*  
 2 REPORTER'S CERTIFICATE  
 3 \* \* \* \* \*  
 4 OF ALABAMA)  
 5 Y OF MONTGOMERY)  
 6 I, Cornelia J. Baker, Certified Court  
 7 ter, Certified Shorthand Reporter, and  
 8 y Public in and for the State of  
 9 ma at Large, do hereby certify that on  
 10 ber 13, 2013, I reported the  
 11 mentioned proceedings, and that the  
 12 herein contain a true and accurate  
 13 cription of the said proceedings.  
 14 I further certify that I am neither of  
 15 or of counsel to the parties to said  
 16 , nor in any manner interested in the  
 17 ts thereof.  
 18 This the 13th day of December, 2013.  
 19  
 20  
 21 Cornelia J. Baker, ACCR 290  
 22 Certified Shorthand Reporter,  
 23 Certified Court Reporter and  
 Notary Public for the  
 State of Alabama  
 My Commission expires 6/6/16.

\* \* \* \* \*

REPORTER'S CERTIFICATE

\* \* \* \* \*

STATE OF ALABAMA)  
COUNTY OF MONTGOMERY)

I, Cornelia J. Baker, Certified Court Reporter, Certified Shorthand Reporter, and Notary Public in and for the State of Alabama at Large, do hereby certify that on December 13, 2013, I reported the aforementioned proceedings, and that the pages herein contain a true and accurate transcription of the said proceedings.

I further certify that I am neither of kin nor of counsel to the parties to said cause, nor in any manner interested in the results thereof.

This the 13th day of December, 2013.



Cornelia J. Baker, ACCR 290  
Certified Shorthand Reporter,  
Certified Court Reporter and  
Notary Public for the  
State of Alabama  
My Commission expires 6/6/16.

	<b>against (1)</b> 20:12	30:6	<b>BROWN (1)</b> 5:12	<b>closely (1)</b> 25:7
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**Part B**

## **Attachment Index**

**Attachment 1**

**Agenda**

**Attachment 2**

**Order to adopt motion to accept nominations to committees  
as cited by Chair  
(Agenda Item 2)**

**Attachment 1**

Amended 12/4/13

AGENDA\*  
MEETING OF THE  
ALABAMA ENVIRONMENTAL MANAGEMENT COMMISSION

DATE: December 13, 2013

TIME: 11:00 a.m.

LOCATION: Alabama Department of Environmental Management (ADEM) Building  
Alabama Room (Main Conference Room)  
1400 Coliseum Boulevard  
Montgomery, Alabama 36110-2400

<u>ITEM</u>	<u>PAGE</u>
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2. Commission Committee elections and establishment of a Strategic Planning Ad Hoc Committee	2
3. Report from the Director	2
4. Report from the Commission Chair	2
5. Other business	2
6. Future business sessions	2

\* The Agenda for this meeting will be available on the ADEM website, [www.adem.alabama.gov](http://www.adem.alabama.gov), under Environmental Management Commission.

\*\* The Minutes for this meeting will be available on the ADEM website under Environmental Management Commission.

1. CONSIDERATION OF MINUTES OF MEETING HELD ON OCTOBER 18, 2013
2. COMMISSION COMMITTEE ELECTIONS AND ESTABLISHMENT OF A STRATEGIC PLANNING AD HOC COMMITTEE

The Commission will consider the election of the Chairs and Members to the Commission's Personnel and Rulemaking Standing Committees, the establishment of a special Strategic Planning Ad Hoc Committee, and the election of the Chair and Members to the special Strategic Planning Ad Hoc Committee.

3. REPORT FROM THE DIRECTOR
4. REPORT FROM THE COMMISSION CHAIR
5. OTHER BUSINESS
6. FUTURE BUSINESS SESSIONS



**Attachment 2**

BEFORE THE  
ENVIRONMENTAL MANAGEMENT COMMISSION  
OF THE  
ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

MOTION

Accept nominations to committees as cited by Chair

ORDER

This cause having come before the Environmental Management Commission pursuant to the above motion, and having considered the same, the Commission hereby ORDERS, ADJUDGES, and DECREES as follows:

1. That the above motion is hereby adopted; and
2. That a copy of the list of committees is attached and made a part hereof; and
3. That this action has been taken and this Order shall be deemed rendered effective

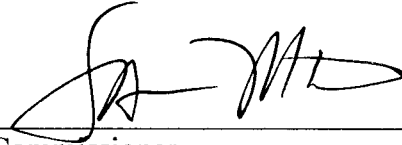
as of the date shown below.

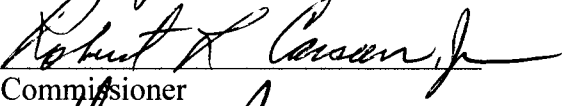
Environmental Management Commission Order  
Page 2

ISSUED this 13th day of December 2013.

APPROVED:

  
\_\_\_\_\_  
Commissioner

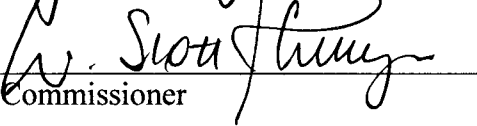
  
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DISAPPROVED:

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Commissioner

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Commissioner

\_\_\_\_\_  
Commissioner

This is to certify that this Order is a true and accurate account of the actions taken by the Environmental Management Commission on this 13th day of December 2013.

  
\_\_\_\_\_  
H. Lanier Brown, II, Chair  
Environmental Management Commission  
Certified this 13th day of December 2013

12/13/13

## Alabama Environmental Management Commission 2014 Committees

### Personnel Committee

Chair: Jim Laier  
Members: Robert Carson  
Sam Miller

### Rulemaking Committee

Chair: Scott Phillips  
Members: Mary Merritt  
Terry Richardson

### Strategic Planning Ad Hoc Committee

Chair: Scott Phillips  
Members: Jim Laier  
Mary Merritt