Message

From: Crumlish, Karen [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=45E3E1D7C4534F10B2F31D660567E92C-KCRUMLIS]
Sent: 11/3/2022 6:37:45 PM
To: Klein Kimberly [Kimberly.Klein@doe.k12.de.us]; Mack Jamie [Jamie.Mack@doe.k12.de.us]; Hanes, James (DHSS) [James.Hanes@delaware.gov]; heather.warren [heather.warren@delaware.gov]; Stephen Mann [stephen.mann@delaware.gov]; Carlson Jennifer [Jennifer.Carlson@doe.k12.de.us]
CC: Gillespie-Marthaler, Leslie [GillespieMarthaler.Leslie@epa.gov]; Richardson, William [Richardson.William@epa.gov]
Subject: DE Lead Sampling in Schools/WIIN 2107

Good afternoon, all. As discussed during our November 2 call, DE has not implemented the WIIN 2107 grant in accordance with required terms and conditions with emphasis on the requirements included in EPA's 3Ts guidance. EPA requests that actions associated with the grant, including additional lead testing, in Delaware schools be paused until EPA can ensure compliance with all grant terms and conditions and 3Ts. The following items are requested in order to make this determination:

1. Information about WIIN 2107 samples collected to date, including:
    a. Original results
    b. Follow-up results (linked to original results, where applicable), including documentation about how follow-up sampling adhered to grant terms and conditions
2. Description of mitigative steps taken for each outlet testing red or yellow, per Delaware's designation (e.g., removing taps from service, installing bottle filling stations, providing bottled water, and any retesting prior to the "pause in activity" issued on 11/2/22), and the dates mitigation occurred.
    a. Detailed information about consumptive taps removed from service.
    b. Where schools have consumptive taps that are comparable (similar model, date of installation, etc.) to taps that have been tested in the same building with elevated results: remove those taps from service until future testing can occur.
    c. If removing consumptive taps from service results in lack of available consumptive taps within a school, bottled water should be provided. Include information about how this process will occur.
    d. Where schools have consumptive taps that are comparable to sampled taps that do not have elevated results, provide details about sampling processes for evaluation of compliance with 3Ts and continue to use those taps.
3. Explanation of processes for future follow-up and new sampling (e.g., prioritization processes for resampling consumptive locations with previously elevated results, sample location selection, ensuring appropriate stagnation time, etc.).
4. For consumption points where filters are used, describe the process to ensure that filters are certified to remove lead and are replaced appropriately.
5. Document changes to sampling and communication processes related to grant terms and conditions and 3Ts guidance (e.g., who will conduct sampling, where and when samples will be collected, how stagnation times will be recorded).
6. Clarification of lead levels at which mitigative action will be taken
7. MOU between DOE and DHSS
8. Communication plan, including any material to be shared with schools and planned process to ensure timely communication.
9. Proposed revisions to QAPP that outline specific steps that will be taken to ensure compliance with 3Ts guidance, if applicable.
10. Proposed revisions to grant workplan, if applicable (e.g. remediation costs, contractual costs, etc.).
11. Any additional documentation regarding compliance with grant terms and conditions.

EPA looks forward to ongoing discussion and review of the items listed above. We offer our assistance on any items as needed. We appreciate the cooperation and steps DE has already taken to improve WIIN 2107 processes.

Thank you,
Karrie

Karrie Crumlish *(she/her)*
Chief, Drinking Water & Source Water Protection Branch (3WD20)
US EPA Mid-Atlantic Region
Four Penn Center
1600 John F. Kennedy Boulevard
Philadelphia, PA 19103-2852
Phone 215-814-3398
Email crumlish.karen@epa.gov