



STATE OF CONNECTICUT

Board of Examiners of Environmental Professionals

Board Members:
Denise Ruzicka, PE, Chairman
John Adams, LEP
Michelle Gamache
Robert F. Good, Jr., LEP
Stephen Holtman PE, LEP
Jeffrey Loureiro, PE, LEP
Kelly Meloy, LEP
Elsie Patton
Alisa Phillips-Griggs
Carol Violette, PhD, CHMM

MINUTES

State Board of Examiners of Environmental Professionals

Regular Meeting – June 8, 2017

A. Call to Order and Sign-In

A regular meeting of the State Board of Examiners of Environmental Professionals (“the Board”) was called to order on Wednesday, June 8, 2017 at 9:36 AM in the Russell Hearing Room on the 3rd floor, 79 Elm Street, Hartford, by Chair D. Ruzicka. Board members J. Adams, A. Phillips-Griggs, K. Meloy, J. Loureiro, R. Good, E. Patton and M. Gamache were present. Board Administrator K. Maiorano, David Wrinn from the Attorneys General Office, Nelson Walter representing the EPOC and Jacques Gilbert of DEEP were present.

B. Reading and Approval of the Minutes

The draft minutes of the Regular Board meeting of May 17, 2017 were read and approved with minor corrections; motion by A. Phillips-Griggs, seconded by R. Good, passed unanimously.

C. Public Participation

Nelson Walter reported that the EPOC Board is working on a position paper regarding the request for Declaratory Ruling.

D. Unfinished Business and General Orders

Update on complaint #15-101

J. Adams reported the Board members and Attorney Wrinn had met with the LEP and his counsel, a consent order and letter of reprimand have been prepared and are being considered by the LEP.

Item Development and Test Assembly Workshops

Chair Ruzicka stressed the importance of having a good representation of LEPs at these workshops to ensure a fair and positive outcome. K. Meloy indicated that Gordon Binkhorst for item development.

E. New Business

Course Approvals

Course approval request from Midwest Geosciences for course titled *“Managing the Complexities and Uncertainties of Soil Sequences: for Hydrogeological and Geotechnical Investigations – Part 1, Principles”* for 16.0 CECs. Motion to approve for 17.5 CECs by K. Meloy, seconded by J. Adams, passed unanimously.

Course approval request from UCONN for course titled *“Remediation Methods for 1,4-Dioxane”* for 3.0 CECs. Motion to approve for 3.0 CECs by K. Meloy, seconded by J. Loureiro, passed unanimously.

Course approval request from LSPA for course titled *“Sediment, Surface Water and Biota Sampling Methods to Support MCP Assessments”* for 8.0 CECs. Motion to approve for 8.0 CECs by K. Meloy, seconded by J. Loureiro, passed unanimously.

Course approval request from LSPA for course titled *“MCP Audit/Enforcement 2016 – Case Studies”* for 4.0 CECs. Motion to deny credit by K. Meloy, seconded by R. Good, passed unanimously.

Course approval request from LEP for Battelle’s conference titled *“10th International Conference on Remediation of Chlorinated and Recalcitrant Compounds”* for CECs. Motion to approve as a conference by K. Meloy, seconded by J. Loureiro. The attendee is reminded that they must submit their diary indicating attendance at workshops and presentations to successfully be awarded credit.

Course approval request from LEP for conference titled *“Sediment Management Working Group”* for 5.0 CECs. Motion to approve for 5.0 CECs by K. Meloy, seconded by J. Loureiro, passed unanimously.

Item Development September 27th and Test Assembly November 1st. J. Loureiro volunteered for the Test Assembly workshop. E. Patton had previously volunteered.

LEP License Renewals

Motion to authorize Commissioner to issue licenses to those who filed timely and sufficient renewal applications by J. Adams, second by R. Good; approved unanimously.

Motion to authorize Commissioner to waive the deadline and issue licenses to those who requested a waiver of the deadline and filed a sufficient renewal application after June 1, 2017 but before June 14, 2017 by J. Adams, second J. Loureiro; approved unanimously.

Motion to authorize Commissioner to waive the deadline to those who requested a waiver, apply a 10% late fee, and issue licenses to those who filed a sufficient renewal

application on or after June 14, 2017 but before July 1, 2017 by J. Adams, second J. Loureiro; approved unanimously.

Any renewal applications submitted untimely and insufficient expire as a matter of law on July 1st.

Motion to authorize Commissioner to issue licenses to those who filed renewal applications pursuant to RCSA 22a-3(a)(5)(C)(3)(b) by J. Loureiro, second by R. Good; approved unanimously.

K. Maiorano indicated that there may be a few applications still being processed by the CPP Unit. It can take longer for applications to be delivered to Ms. Maiorano when other program applications are also due.

Issuance of New Licenses

Motion to authorize the Commissioner to issue licenses to those individuals that receive a passing score on the 2017 LEP Exam, by J. Adams, seconded by M. Gamache, passed unanimously.

New Complaint 17-101

Chair Ruzicka assigned the complaint to R. Good and K. Meloy to step down and evaluate the complaint.

J. Adams made a motion to add an item to the agenda to discuss penalties and consent orders to the agenda, seconded by E. Patton, passed unanimously.

The consent order uses the language that the failures in the LEP's duties were "alleged" to have occurred. The Letter of Reprimand language that has been used in the past indicates that the LEP "failed" to perform the activities identified in the consent order.

A discussion by the Board followed. E. Patton clarified the issues presented the inconsistencies between the Consent Order and the Letter of Reprimand. E. Patton and J. Adams were seeking the guidance of the Board with the issue to minimize a possibility that the Board would not approve a negotiated settlement that included both a Consent Order and a Letter of Reprimand. The Board consensus was to accept the change in language to the Letter of Reprimand and take this issue into consideration during future settlement negotiations. The Board does have the ability to issue either a Consent Order or a Letter of Reprimand or both in future disciplinary matter. There was consensus that the Letter of Reprimand was a valuable tool in advising the public of disciplinary actions and should continue to be used as needed.

Review of Test Questions

Move into executive session to review test questions, inviting K. Maiorano, motion by A. Phillips-Griggs and seconded by M. Gamache, passed unanimously. Entered executive session at 10:30 AM and came out of executive session at 10:50 AM. No votes or actions were taken during the executive session.

Next meeting is July 13, 2017 at 9:30AM.

F. Adjournment

Chair Ruzicka declared the meeting adjourned at 10:51 AM.

Minutes were approved on July 13, 2017.

Respectfully submitted,



John E. Adams
Board Secretary