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MIKE KENNEALY
SECRETARY OF HOUSING AND
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Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF CERTIFICATION OF OPERATORS OF
DRINKING WATER SUPPLY FACILITIES

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EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS REGULATION

DIANE M. SYMONDS
COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

SEPTEMBER 6, 2019 BOARD MINUTES

(Approved: 3/12/20)

MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Michael Maynard	Chairman	✓	
Mr. William Salomaa	Secretary	✓	
Mr. Blake Lukis	Member	✓	
Mr. Dave Coppes	Member		✓
Mr. Andrew Reid	Member	✓	
MA Labor Representative	Vacant		
MA Dept. of Public Health Representative	Vacant		
STAFF	POSITION		
Mr. James O'Connor	Board Counsel	✓	
Larry Lemieux	Executive Director	✓	
Leija Meadows	Associate Executive Director	✓	
DPL - Administrative Assistant	Vacant		

MEETING CALL TO ORDER: at 9:09 A.M.

APPROVAL OF PREVIOUS MEETING MINUTES:

Motion was made to accept the June 7, 2019 & July 12, 2019 May 3, 2019 Board Meeting Minutes (with amendments) by Member Reid, and 2nd by Member Lukis. Board Vote: – Unanimous.

TCH APPLICATIONS

EFCN	Workforce Planning and Collaboration	DWT-2019-41	5.5 TCHs
AWWA	2019 Water Quality Technology Conference	DWT-2019-42	36 TCHs
AWWA	Water Audit Analysis Seminar	DWT-2019-43	14 TCHs
BCWUA	Asset Management Technologies	DWT-2019-44	2TCHs

DISCUSSION

Based on question from AWWA. AWWA must continue to submit all training classes for approval until they receive IACET approval.

TEC APPLICATIONS/PROVISIONAL CERTIFICATES

TEC: Temporary Emergency Certificate for Chicopee Water Dept. PWS ID# 1190000– D4 & T2 system. Requesting D4 (Primary Operator) for James M Deni who currently holds a D3 with an effective date: 10/19/18. Operator meet requirements outlined in 236:CMR 4.05 (3). **Request for TEC approved by Board Chairman.**



WAIVER REQUESTS

Luke White: – Submitted “Application for Waiver from Training Requirement to Sit for Exams” (T2). Mr. White is currently employed at Centerville-Osterville – Marston Mills Water Department. PWS ID #4020002 (D3/T1) and currently holds T1/D2- (BS): Operator failed to meet requirements outlined in Policy DWB - Policy 2010-01 Section (IX) WAIVERS 2(a): which states the operator needs (2) years of fulltime experience in a system with a classification equal to or greater than the Grade of the license which the applicant is seeking; **Motion was made to deny Waiver Request by Member Lukis and 2nd by Member Salomaa. Board Vote: – Unanimous.**

DISCUSSION: RECIPROCITY: There has been an increase in reciprocity applications. The Board discussed the following issues:

- Applicant must meet the same standard as Massachusetts applicant.
- Does the applicant’s state offer ABC exams?
- Does the applicant’s state require sequential ABC exams for licensing?
- Has the applicant ever taken MA Training Requirement (DWB Policy 2010-01) Basic Distribution, Basic and Advanced Treatment courses?

RECIPROCITY REVIEW

Lutz, Bolte - Currently has (2) active licenses from CT; T2- License #DWTO.204461 & D2- License #DWDO.204454-C2. Applicant has passed the CT: D1& D2 and T1 & T2 ABC exams. Work experience is included in application package.

-The Applicant doesn’t meet the experience requirements of 236 CMR 4.01 (5) Grade 2 Distribution and 236 CMR 4.01 (6) Grade 2 Treatment.

-Applicant also has not met the requirements of DWB POLICY 2010-01 “Training Requirement to sit for Exam” as he hasn’t taken the Basic Distribution and Basic Treatment Course.

Motion was made to deny D2/T2 reciprocity application by Member Salomaa and 2nd by Member Reid. Board Vote: – Unanimous.

St. Pierre, Michael - Currently has a RI license – F400551T- Class 4 – Full (Issued 11/16/2018). Applicant did not demonstrate that he adhered to Board Policy

- DWB Policy 2010-02 POLICY FOR DRINKING WATER EXAMS - (III) Use of Sequential Examination - (2) “On and After January 1, 2012 - All applicants shall complete the exams sequentially”.

- DWB Policy 2010-02 POLICY FOR DRINKING WATER EXAMS And (IV) RECIPROCITY (1) (c) The applicant must meet all education and experience requirements for the grade of license being applied for in Massachusetts.

-Applicant also has not meet the requirements of DWB POLICY 2010-01 “Training Requirement to sit for Exam” as he hasn’t taken the Basic Distribution and Basic Treatment Course.

Motion was made to deny T4 reciprocity application by Member Salomaa and 2nd by Member Reid. Board Vote: – Unanimous.

DISCUSSION: DPL UPDATE

DPL: Executive Director Larry Lemieux & Associate Executive Director Leija Meadows gave a PowerPoint presentation concerning e-licensing renewals which will take place between 10/1/19 – 12/31/19. Also discussed the upcoming change that all license applications will be submitted online effective 1/1/2020.

DPL has prepared e-licensing instructions, a power point presentation, and handouts, which are on their website. DPL also sent documentation to state drinking water associations and DEP for distribution to drinking water operators.

DPL is working with the Board Chairman to identify outreach opportunities to explain e-licensing to the operator community.

PUBLIC PARTICIPATION:

Brief discussion about pass/fail rates. Data will continue to be tracked by Chairman.

	2017	2018
License Type	% Pass	% Pass
<i>VSS</i>	91%	100%
<i>D1</i>	58%	66%
<i>D2</i>	70%	70%
<i>D3</i>	74%	52%
<i>D4</i>	35%	74%
<i>T1</i>	60%	46%
<i>T2</i>	55%	85%
<i>T3</i>	65%	80%
<i>T4</i>	31%	38%

MWWA requested the specific exam codes in order to track how applicants of the new online training (prerequisite for exam) perform on exams.

REGULATION REVIEW

Counsel James O'Connor distributed updated copies of DRAFT regulations. He will update the regulations, notify DPL management, and begin the process of DPL review

INVESTIGATIVE CONFERENCE:

Motion to move into Investigative Conference was made by Member Lukis and 2nd by Member Reid; Board Vote: – Unanimous.

Docket # - DW-2019-0502 – Discussed “Summary of Investigations” - tabled for next meeting.

Docket # - DW-2019-0501 – Discussed “Summary of Investigations” - tabled for next meeting.

Docket # - DW-2019-0295 – Discussed “Summary of Investigations” - tabled for next meeting

Docket # - DW-2019-0305 – Discussed “Summary of Investigations” -

Findings: Board identified the following issues;

- (4) Violation of 5.01 (4), 5.01 (5), 5.01 (7), and Chapter 112 (611)
- \$400 fine and a reprimand

Motion to level \$400 fine and a reprimand was made by Member Reid and 2nd by Member Lukis. Board Vote: – Unanimous.

Motion to move out of investigative conference was made by Member Lukis and 2nd by Member Salomaa. Board Vote: – Unanimous.

APPLICATION REVIEW:

Licensee	Applied	License Approved or Other Action Taken on 9/6/19
Initial License		
Michaels, Kevin	T2-Full	T2-Full
Root, David	D2-Full	Held for next meeting
Sudanowicz, Richard	D1-Full	Held for next meeting
Boudreau, Peter	D3-Full	D3-Full
McConarty, Peter	D4-Full	D4-OIT
Wheeler, Richard	D3-Full	D3-Full
D'Innocenzo, David	T1-Full	T1-OIT Needs Treatment Experience
Woitowicz, Allan	D2-Full	Held for next meeting
Garland, Brian	D1-Full	D1-OIT Additional Experience Needed
Fitzgerald, Scott	T2-Full	T2-Full
Casey, Brian	T2-Full	T2-Full
Robert, Kyle	D3-Full	D3-Full
West, Robert	D3-Full	D3-Full
Lanen, Matthew	D2-Full	Held for next meeting
Lanen, Matthew	D3-Full	Held for next meeting
Gardiner, Brian	D2-Full	Held for next meeting
Fitzgerald, Brett	D4-Full	D3-Full Eligible for D3 Full Needs D4-OIT App
Costello, James	D2-Full	D2-Full
O'Neil, Philip	D1-Full	Held. Needs proof of experience
Costa, Martin	Vss-Full	VSS-Full
Glosson, Chris	D1-Full	D1-Full

Rivera, Mario	D1-Full	D1-OIT Needs additional experience
Neal, Stephen	D3-Full	Held for next meeting
Garvin, Christopher	D2-Full	D2-Full
Kelley, Katherine	T4-Full	Held for next meeting
Casey, Gerard	D1-Full	Held for next meeting
Pellitteri, Chris	D1-Full	D1-OIT Needs additional experience
Ferrara, Anthony	D1-Full	D1-OIT Submit proof of experience and job description
Powers,Greg	D4-Full	Held for next meeting
Morrisette, Ronald	T3-Full	Held for next meeting
Morcos, Kyle	D1-Full	D1-OIT Needs experience
DeMartino,Christopher	D2-Full	D2-Full
Lowe, James	D1-Full	D1-Full
License Up-Grade		
Keller, Michael	T2-Full	Held for next meeting
Howland, Sandra	T3-Full	Denied. Needs additional experience
Cloud, Mark	D4-Full	Held for next meeting
Kaiser, Colby	D1-Full	Additional information requested
Kaiser, Colby	T1-Full	T1-Full
Evans,Steven	T1-Full	T1-Full
Brousseau, Jason	D2-Full	D2-Full
Lonczak, Timothy	T2-Full	Held for next meeting
Harris,Jonathan	T3-Full	Held for next meeting
Ferland,Paul	D4-Full	D4-Full
Cotta, Brooke	D4-Full	D4-Full
Olson, Stephen	T3-Full	Held for next meeting
Olson, Stephen	D2-Full	Held for next meeting
Cheney, Steven	T3-Full	T3-Full
Powers, Nikolas	T2-Full	T2-Full
Gallagher, James	D1-Full	D1-Full
Gallager, James	T1-Full	T1-Full
Lucido, Joseph		Held : Additional information needed
Kathleen Pearson	D4- Full	D4- Full
Waiver		
White, Luke	T2-Full	Denied

At 11:40 AM, a motion was made to adjourn the meeting by Member Lukis and 2nd by Member Salomaa: Board Vote: Unanimous

Respectfully Submitted By:

Michael J. Maynard

Michael J. Maynard, Chairman
Board of Drinking Water & Supply Facility Operators

The Division will attempt to honor all requests those requests received after a week prior to the meeting may not be provided due to feasibility.