



COMMONWEALTH OF MASSACHUSETTS
Board of Registration
of
Hazardous Waste Site Cleanup Professionals

MINUTES
of
BOARD MEETING
Held on September 10, 2024
[Approved: October 8, 2024]

Meeting Location: **100 Cambridge Street, Boston, MA and remotely via ZOOM**

Prepared by: Terry Wood

List of Documents Used at the Meeting:

1. Board Meeting Agenda
2. Draft August 13, 2024 Board Meeting Minutes
3. Report from Recent Quasi-Judicial Session

1. **Call to Order:** Diane Baxter, Board Chair, called the meeting to order at 12:35 p.m. Present remotely via ZOOM: Gail Batchelder, Kathleen Campbell, Craig Ellis, Kirk Franklin, Patrick Herron, Gregg McBride, and Paul McKinlay. Board members present in the room: David Austin, Diane Baxter and Jamie Smith.

Staff members present in the room were: Matthew Lyne and Terry Wood.

Staff members present remotely via ZOOM: Christopher Borges and Notoshia Dix.

Also present remotely via ZOOM were: Wendy Rundle, LSPA Executive Director; Kristi Lefebvre, LSPA Communications Manager; and Nick Cappiello.

2. **Announcements:** None
3. **Agenda:** The Board members agreed to follow the agenda as written.
4. **Minutes:** The Board members reviewed the draft minutes of the meeting held on August 13, 2024 and approved by all members without changes by roll call vote with the exception of Jamie Smith who abstained.
5. **Old Business:** None.

6. Decisions Regarding Licensing of Applicants:

A. Vote on Application Review Panel Docket

There were no applications to vote on this month.

7. License Renewals

A. Renewal Dockets. No renewal dockets were presented.

B. Renewal Report. Matthew Lyne reported that 21 LSPs are up for renewal by October 30, 2024. He stated that no renewal paperwork has been received yet from any of the these LSPs.

8. Other Licensing Related Matters

A. Scheduling of Future Application Review Panels – Mr. Lyne stated that two applications have been received (from Lauren Brown, Cooperstown Environmental and Matthew Tate, Irwin Engineers/Pennoni) and he was seeking volunteers to serve on an Application Review Panel (ARP) to review them. Mr. Ellis, Mr. Franklin and Mr. McKinlay volunteered to serve on the ARP.

B. Inactive Status Report

Ms. Dix reported the Total Number of LSPs on Inactive Status: 2

LSP Number	License Status Date	License Status	Last Name	First Name
7303	July 25, 2023	INACTIVE	Charron	Steve
7416	January 4, 2024	INACTIVE	Connolly	James

C. Total Number of LSPs on Active Status: 415

9. Annual Fees Report: Ms. Dix reported that the licenses of 4 LSPs remain Revoked due to nonpayment of their 2024 annual fee.

10. Examinations

Examination Committee Report: Mr. Lyne reported that members of the exam committee met on August 21st and September 4th, are continuing to review existing questions for compliance with recent amendments to the MCP and are drafting new questions for a 4th version of the exam. The committee’s next meeting is on September 18th.

11. Continuing Education Committee Report:

A. Report from Today's Committee Meeting:

Mr. Austin reported that the Committee met earlier in the day and voted to approve six new courses and to reapprove two existing courses due to changes in presenters.

12. Professional Conduct Committee Report:

Mr. Franklin reported that the Committee met earlier in the day and reviewed the active case list and had approved the recommendation of the screening team in Complaint 23C-01 to dismiss the complaint because it is a contract dispute outside the Board's jurisdiction.

13. Other Business:

A. Personnel, Budget and the Board's Paper Files: Ms. Wood reported she had no new information regarding personnel or the Board budget. She add that the Board's final budget for fiscal year 2025 represented level funding from fiscal year 2024.

B. LSP Board Member Vacancies: Ms. Baxter stated an applicant for the open environmental slot has been interviewed and recommended for appointment and that the candidate's application was currently under review by the Governor's office.

14. Other Business

A. Regulations Revision Update/ Regulations Subcommittee Report: Ms. Wood reported that the regulations subcommittee met on September 5, 2024 and plan to meet next on October 1, 2024. She added that the subcommittee plans to review the amendments and related draft forms at the next meeting with a plan to move the proposed amendments and related documents to the full Board for review and approval for the October or November 2024 meeting.

15. Report from Recent Quasi-Judicial Session

Ms Baxter read the following report regarding a disciplinary matter that was resolved at a quasi-judicial session held on August 13, 2024:

Dismissal After Investigation: Complaint 21C-01

At a quasi-judicial session held on August 13, 2024, the CRT members for Complaint 21C-01 (Ms. Batchelder, Mr. McBride, and Ms. Wood) presented a report of their investigation of Complaint 21C-01 to the other members of the Board who were present: Mr. Austin and Ms. Baxter were present in person; Ms.

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Campbell, Mr. Ellis, Mr. Franklin, Mr. Herron, and Mr. McKinlay were present remotely. (Mr. Smith was absent.)

After presenting their report, the CRT members recommended that the Board find insufficient grounds to initiate disciplinary action. They then left the meeting and the remaining Board members discussed the report. At the conclusion of the discussion, a motion was made and seconded: (a) to find, based on the CRT's investigation, that insufficient grounds existed to take disciplinary action against the Respondent LSP and (b) that the Complaint be dismissed with a warning. The motion was approved unanimously.

Throughout this discussion, the Respondent LSP's name was kept confidential. Now that this matter has been closed, the LSP's name – Cole E. Worthy -- is being made public.

After Ms. Baxter read the preceding report, a motion was made and seconded to include the report in the minutes of today's Board meeting. The motion passed unanimously by roll-call vote.

15. **Future Meeting:** The next meeting will be hold on October 8, 2024, both in person at 100 Cambridge Street, Boston and remotely via ZOOM.
16. Ms. Baxter noted that, after the Board meeting, the Board would meet in quasi-judicial session and not return to public session.
17. **Adjournment:** Meeting adjourned at 12:46 p.m.