

**THE VIRGINIA BOARD FOR WASTE MANAGEMENT FACILITY OPERATORS
DRAFT MEETING MINUTES**

The Virginia Board for Waste Management Facility Operators met on Tuesday, April 1, 2014, at the offices of the Department of Professional and Occupational Regulation, Perimeter Center, 9960 Mayland Drive, Richmond, Virginia.

The following members of the Board were present:

Debra Harris
Joseph Levine
Maurice Witcher
Joyce Doughty

The following members of the Board were not present:

Danielle Davis and Peter Cao

The following members of DPOR staff were present during all or part of the meeting:

Mindy Spruill, Regulatory Board Administrator
Eric Olson, Executive Director
Sheila Watkins, Administrative Assistant
Elizabeth Peay, Legal Counsel - Office of the Attorney General

Mr. Levine, Chair, finding a quorum of the Board present, called the meeting to order at 10:10 a.m. **Call to Order**

All Board members, Staff and meeting attendees present at the meeting introduced themselves. **Introduction of Staff**

Mrs. Harris moved to approve the agenda. Mr. Witcher seconded the motion which was unanimously approved by members: Harris, Levine, Witcher, and Doughty. **Approval of Agenda**

The Board members reviewed the minutes of the last Board meeting. Mrs. Harris moved to approve the following minutes: **Approval of Minutes**

October 22, 2013 – Board Meeting

Mr. Witcher seconded the motion, which was unanimously approved by members: Harris, Levine, Witcher, and Doughty.

There was no public comment.

**Public Comment
Period**

Regulatory Update: Mindy Spruill, Regulatory Board Administrator shared with the Board members present that the Regulations are in NOIRA period in the Governor’s office for general review. There has been no movement as of the date of this meeting.

New Business

Regulatory Review: Mindy Spruill presented handouts regarding the Public Comment Summary, Project 3909 – NOIRA, PSI: Candidate Information Bulletin, and States US Composting Council Information. The Members took a few minutes to review and discuss this information.

Discussion

Discussion on Public Comment Summary options: Mindy Spruill asked the Board members if they think it will be necessary to have a separate license for composting. She stated for a new exam PSI would need to create one if composting is endorsed as a separate license and that will cost a lot of money. Mr. Witcher asked, “would it be possible to add more composting questions to the current exam that’s already in place– he suggested perhaps this would be a less costly option?” The Board members further reviewed the PSI WMFO candidate information bulletin and talked about it at length.

Board members also reviewed and considered the handout for the Public comment summary (that ended on January 15, 2014) for addition of license class NOIRA.

The members of the Board talked about the US Composting Council handout and noted the information on each state that was provided.

Board staff presented the following statistics on exams pass rate: Class I, 24 exams taken with a 62% pass rate; Class II, 45 exams taken a 60% pass rate; and Class IV had a 30% exams pass rate.

At the end of the discussion period it was suggested:

Option 1:
Create a Class IV license.

Option 2:
Move all composting from Class II to Class I.

Option 3:
Add composting endorsement.

Option 4:
Leave as is.

After much discussion Mr. Witcher offered a motion seconded by Mrs. Harris to have staff work with PSI to add more composting questions to the current exam for Class I license. The motion was unanimously approved by members: **Harris, Levine, Witcher, and Doughty.**

Mindy Spruill asked the Board if they wished to remove "receiving yard waste" from Class I license and end with "composting facility" for Class I under Definitions section; 18 VAC 155-20-10. Also in: Class II license: if they wish to delete "composts municipal solid waste".

Mrs. Harris offered a motion seconded by **Mr. Witcher** to adopt proposed regulation for definition, **18 VAC 155-20-10** as revised removing "receiving yard waste" for Class I license and removing "composts municipal solid waste" for Class II license for executive review and public comment. The motion was unanimously approved by members: **Harris, Levine, Witcher, and Doughty.**

After further discussion Mrs. Harris offered a motion seconded by Mr. Witcher to adopt proposed regulation for classification, **18 VAC 155-20-110** as revised for section A 1. To remove "receiving yard waste" and for section A 2. Remove "composts municipal solid waste, or" for executive review and public comment. The motion was unanimously approved by members: **Harris, Levine, Witcher, and Doughty.**

The Board agreed that the next meeting date will be **Thursday, July 17, 2014.** **Future Meeting Date**

Mr. Levine requested that the Board members complete their conflict of **interest** forms and travel vouchers and submit those to Sheila Watkins. **Conflict of Interest Forms and Travel Vouchers**

There being no further business to conduct and upon a motion from **Mrs. Doughty**, seconded by **Mrs. Harris**, the meeting adjourned at 10:15 a.m. **Adjournment**

Joseph R. Levine, Chair

Nick Christner, Acting Secretary