

**VIRGINIA BOARD FOR
ASBESTOS, LEAD, AND HOME INSPECTORS
MEETING MINUTES**

The Virginia Board for Asbestos, Lead, and Home Inspectors met on February 9, 2023, at the offices of the Department of Professional and Occupational Regulation (DPOR), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 2, Richmond, Virginia 23233.

The following members of the Board were present:

Stacy J. Armentrout	Patrick Studley
Sandra Baynes, Chair	Sharad Tandale
John E. Cranor, Vice-Chair	Paul D. Thomas
Gene Magruder	Louis Walker
Kevin Salva	

Board members James E. Haltigan and Chadwick Bowman were not present at the meeting.

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

Demetrios J. Melis, Director
Kishore Thota, Chief Deputy Director
Trisha L. Lindsey, Executive Director
Joseph C. Haughwout, Jr., Regulatory Administrator
Raven C. Custer, Administrative Coordinator

Joshua Laws from the Office of the Attorney General was present.

Ms. Baynes, finding a quorum of the Board present, called the meeting to order at 9:02 a.m. **Call to Order**

Ms. Lindsey advised the Board of the emergency evacuation procedures. **Emergency Evacuation Procedures**

Ms. Lindsey requested the Board amend the agenda to discuss item "Update on Asbestos Regulatory Review Committee" under Regulations. Mr. Magruder moved to approve the agenda as amended. Mr. Cranor seconded the motion which was unanimously approved by: Armentrout, Baynes, Cranor, Magruder, Salva, Studley, Tandale, Thomas, and Walker. **Approval of Agenda**

Mr. Magruder moved to approve the minutes of the November 10, 2023, Board meeting. Mr. Walker seconded the motion which was unanimously approved by: Armentrout, Baynes, Cranor, Magruder, Salva, Studley, Tandale, Thomas, and Walker. **Approval of Minutes**

There were no members of the public present for comment.

**Public Comment
Period**

Mr. Salva recused himself from the meeting for discussion and deliberation of File Number 2022-02306.

**Recusal of Board
Member**

In the matter of **File Number 2022-02306, Jamal Romales Hampton**, the Board members reviewed the Consent Order. Mr. Hampton admits to a violation of 18 VAC 15-40-155.9 as provided in Count 1, and a violation of 18 VAC 15-40-180.D as provided in Count 2. Mr. Hampton consents to the imposition of a monetary penalty of \$100.00 for violation of Count 1, and a monetary penalty of \$300.00 for violation of Count 2, for monetary penalties totaling \$400.00, in addition to Board costs in the amount of \$150.00. Mr. Magruder moved to approve the Consent Order as presented. Mr. Cranor seconded the motion which was unanimously approved by: Armentrout, Baynes, Cranor, Magruder, Salva, Studley, Tandale, Thomas, and Walker.

**File Number 2022-
02306, Jamal
Romales Hampton**

Mr. Salva returned to the meeting.

**Return of Board
Member**

In the matter of **File Number 2023-00085, Garrett Lewis Stewart**, the Board members reviewed the record which consisted of the application file, transcript and exhibits from the Informal Fact-Finding Conference, and the Presiding Officer's Summary and Recommendation.

**File Number 2023-
00085, Garrett Lewis
Stewart**

Mr. Tandale moved to accept the recommendation of the Presiding Officer to approve Mr. Stewart's application for a home inspector license. Mr. Walker seconded the motion.

After Discussion, the motion was unanimously approved by: Armentrout, Baynes, Cranor, Magruder, Salva, Studley, Tandale, Thomas, and Walker.

In the matter of **File Number 2023-00909, Yessica Yamileth Armijo Avila**, the Board members reviewed the record which consisted of the application file, transcript and exhibits from the Informal Fact-Finding Conference, and the Presiding Officer's Summary and Recommendation.

**File Number 2023-
00909, Yessica
Yamileth Armijo
Avila**

Mr. Cranor moved to accept the recommendation of the Presiding Officer to deny Ms. Armijo Avila's application for an asbestos worker license. Mr. Salva seconded the motion which was

unanimously approved by: Armentrout, Baynes, Cranor, Magruder, Salva, Studley, Tandale, Thomas, and Walker.

Mr. Haughwout provided an update on the status of the regulatory review processes for the Board's regulatory packages.

Regulatory Action Update

Amendments providing for a temporary fee reduction in the Virginia Asbestos Licensing Regulations and Virginia Lead-Based Paint Activities Regulations published on January 30, 2023, and will become effective on March 1, 2023.

The general review of the Home Inspector Licensing Regulations is at the proposed stage. The Board adopted proposed regulatory text at its meeting on November 4, 2021, and adopted revisions to proposed regulatory text at its meeting on May 12, 2022. Proposed amendments have been submitted for Executive Branch review. Executive Branch review is pending.

The Board authorized filing of a Notice of Intended Regulatory Action (NOIRA) and formation of a regulatory review committee at the Board meeting on May 12, 2022, to consider amendments to the Home Inspector Licensing Regulations as required by Senate Bill 607. The NOIRA was submitted for Executive Branch review on July 22, 2022. Executive Branch review was completed, and the NOIRA was published on September 12, 2022. The 30-day public comment period concluded on October 12, 2022. The Board met on November 10, 2022, and adopted proposed amendments to the regulations.

The Board authorized filing of a NOIRA for a general review of the Virginia Asbestos Licensing Regulations and formation of regulatory review committee. The committee has been formed and held its first meeting on February 6, 2023. The NOIRA was submitted for Executive Branch review on January 23, 2023. Executive Branch review is pending.

Final Lead-Based Paint Renovation, Repair, and Painting Program (RRP) Regulations (Initial Promulgation) were submitted for Executive Branch review on January 18, 2022. Executive Branch review is pending.

The Board authorized a fast-track action to amend the Virginia Lead-based Paint Activities Regulations to update 18 VAC 15-30-510 and documents incorporated by reference. The fast-track action was submitted for Executive Branch Review on February 6, 2023.

Executive Branch review is pending.

Ms. Lindsey informed the Board that the Asbestos Regulatory Review Committee had their first meeting on February 6, 2023.

**Update on Asbestos
Regulatory Review
Committee**

Ms. Lindsey provided an update of home inspector continuing professional education (CPE) audits conducted on twenty-five percent of eligible certified home inspectors beginning on September 21, 2022.

**Home Inspector CPE
Audit Report**

Ms. Lindsey provided the Board with the most recent financial statements for informational purposes.

**Board Financial
Statements**

Ms. Lindsey provided the Board with an update on bills being considered during the current legislative session that may impact the Board.

Legislative Update

Ms. Lindsey updated the Board on recent and upcoming outreach opportunities.

Outreach Update

Board members considered the following resolution for former staff member Shannon Webster, who recently left the Department:

**Consider Resolution
for Service**

Shannon Webster

WHEREAS, **Shannon Webster**, did faithfully and diligently serve the Board for Asbestos, Lead, and Home Inspectors from 2015 to 2023;

WHEREAS, **Shannon Webster**, did devote generously of her time, talent and leadership to the Board;

WHEREAS, **Shannon Webster**, did endeavor at all times to render decisions with fairness and good judgement in the best interest of the citizens of the Commonwealth and these professions; and

WHEREAS, the Board for Asbestos, Lead, and Home Inspectors wishes to acknowledge its gratitude for devoted service of a person who is held in high esteem by the members of the Board and the citizens of the Commonwealth;

NOW THEREFORE BE IT RESOLVED, by the Board for Asbestos, Lead, and Home Inspectors this Ninth day of February

2023, that **Shannon Webster** be given all honors and respect due her for her outstanding service to the Commonwealth and its citizens; and

BE IT FURTHER RESOLVED, that this Resolution be presented to her and be made a part of the official minutes of the Board so that all may know of the high regard in which she is held by this Board.

Mr. Magruder moved to adopt the resolution as written. Mr. Cranor seconded the motion which was unanimously approved by: Armentrout, Baynes, Cranor, Magruder, Salva, Studley, Tandale, Thomas, and Walker.

Ms. Lindsey reminded the Board that the next meeting date is May 11, 2023.

Future Meeting Dates

Ms. Baynes reminded Board members to complete their conflict of interest forms.

Conflict of Interest Forms and Travel Vouchers

There being no further business, the meeting adjourned at 9:53 a.m.

Adjourn



Sandra Baynes, Chair



Demetrios J. Melis, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Gene E. Magruder
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)

4. Meeting/IFF Date: 02/09/2023

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A.

(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

D. I am able to participate in this transaction fairly, objectively, and in the public interest. or

I did not participate in the transaction.

6. Signature of Board Member:

Gene E. Magruder
Signature

2/9/2023
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Louis Walker
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023
5. Do you have a personal interest in the following transaction?
 No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.
- A. _____
(Agenda Item)
- B. Nature of Personal Interest Affected by Transaction:
- C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.
6. Signature of Board Member:

Signature 

Date 2/09/23

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Patrick Studley
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023
5. Do you have a personal interest in the following transaction?
 No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.
- A. _____
(Agenda Item)
- B. Nature of Personal Interest Affected by Transaction:
- C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.
6. Signature of Board Member:


Signature

2/9/2023
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Kevin Salva
(Name of Board Member)

2. Title: Board Member

3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)

4. Meeting/IFF Date: 02/09/2023

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A.

(Agenda Item)


B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

D. I am able to participate in this transaction fairly, objectively, and in the public interest. or

I did not participate in the transaction.

6. Signature of Board Member:


Signature

2.9.2023
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Sharad Tandale
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023

5. Do you have a personal interest in the following transaction?
 No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.

- A. _____
(Agenda Item)
- B. Nature of Personal Interest Affected by Transaction:

- C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.

6. Signature of Board Member:

 02/9/23
Signature Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name John Cranor
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A.

(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

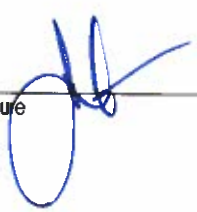
C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

D. I am able to participate in this transaction fairly, objectively, and in the public interest. or

I did not participate in the transaction.

6. Signature of Board Member:

Signature



Date

2-9-23

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Stacy J. Armentrout
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A. N/A
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

N/A

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

N/A

D. I am able to participate in this transaction fairly, objectively, and in the public interest. or

I did not participate in the transaction.

6. Signature of Board Member:


Signature

2/9/2023
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Paul D. Thomas
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023
5. Do you have a personal interest in the following transaction?
 No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.
- A. _____
(Agenda Item)
- B. Nature of Personal Interest Affected by Transaction:
- C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.
6. Signature of Board Member:

Paul D. Thomas
Signature

2/8/2023
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Sandra Baynes
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023
5. Do you have a personal interest in the following transaction?
 No; I **do not** have a personal interest in any transactions taken at this meeting.
 Yes - If yes, please answer the following questions.
- A. _____
(Agenda Item)
- B. Nature of Personal Interest Affected by Transaction:
- C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.
6. Signature of Board Member:


Signature

2.9.2023
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name James E. Haltigan
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023
5. Do you have a personal interest in the following transaction?
- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.
- A. _____
(Agenda Item)
- B. Nature of Personal Interest Affected by Transaction:
-
- C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:
- _____
- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
- I did not participate in the transaction.
6. Signature of Board Member:

Signature

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name Chadwick R. Bowman
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Asbestos, Lead and Home Inspectors
(Name of Board)
4. Meeting/IFF Date: 02/09/2023
5. Do you have a personal interest in the following transaction?
- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.
- A. _____
(Agenda Item)
- B. Nature of Personal Interest Affected by Transaction:
- C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
 I did not participate in the transaction.
6. Signature of Board Member:

Signature

Date

