

MINUTES
South Carolina Environmental Certification Board
April 21, 2022 Board Meeting
Synergy Business Park, Kingstree Building
110 Centerview Drive, Conference Room 204
Columbia, SC

Meeting Called to Order

Vice-Chairman Phillip A. Thompson-King, of Columbia, called the meeting of the South Carolina Environmental Certification Board to order at 10:00 a.m. Other members participating in the meeting included Douglas B. Kinard, of Columbia; James Rodgers, of Greenwood; Stacey K. Taylor, of Chapin, SC; and Sidney K. Tuck, of Spartanburg.

Staff members participating during the meeting included Hardwick Stuart, Esq., Office of Advice Counsel; Chris Elliott, Esq., Office of Disciplinary Counsel; Todd Bond, Office of Investigations and Enforcement; Pam Dunkin, Board Administrator and Johnnie Rose, Program Coordinator

Others participating included: Jill Miller, SC Rural Water Association; Jason Fell, SC Rural Water Association; Miran Tyrrell, Savannah River Site; Jim Matthews, OLE, Inc.; Jo Trueblood; John Young; Heather Lawson; Johnny Burton; Joshua Powers; Herschel Taylor; and Courtney Glover (Creel Court Reporting).

Others participating virtually by WebEx included: Terry Beyolette.

Statement of Public Notice

Mr. Thompson-King announced that public notice of this meeting was properly posted at the S.C. Environmental Certification Board Office, Synergy Business Park, Kingstree Building, and on the board website and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

Invocation

Mr. Tuck gave the Invocation.

Adoption of Agenda

MOTION: To approve the agenda of the April 21, 2022 meeting.
Kinard/Tuck/approved.

Introduction of Board Members and Others

Board members, Board staff, and visitors were introduced.

Approval of Excused Absences

MOTION: To excuse the absence of Ken Rentiers and Charles Cortez.
Kinard/Tuck/approved

Approval of the January 27, 2022 Minutes

MOTION: To approve the minutes of the January 27, 2022 meeting.
Taylor/Rodgers /approved.

Vice-Chairman's Remarks – Phillip A. Thompson-King

Mr. Thompson-King thanked everybody for attending the meeting.

Staff Reports

Mrs. Dunkin gave the Administrator's Report:

- Mrs. Dunkin welcomed everybody to the first in-person meeting since 2019.
- Requests for Board appointments and reappointments should be resent to the Governor's Office, with a carbon copy to Mr. Rose.
- Recommendations for Investigative Review Committee (IRC) members should be sent to Mrs. Dunkin or Mr. Rose. Nominees should be a licensee with no disciplinary action against their license.
- Mrs. Dunkin said S.295 passed the Senate on March 31, 2022. It was introduced in the House Labor, Commerce, and Industry Committee on April 5, 2022. If passed, it will take effect on January 1, 2024. This would result in changes in application processing because Boards would have to identify crimes that lead to immediate disqualification for licensure.
- License renewals opened on April 11, 2022 and will close on June 30, 2022.
- Please direct questions from licensees and applicants to Board staff.
- The next Board meeting will be July 21, 2022.

Finance Report

Mrs. Dunkin said the Board had a cash balance of \$603,506.22 as of February 28, 2022.

Advisory Opinions, Office of Advice Counsel

Mr. Stuart said there are no advisory opinions.

OIE Report-Office of Investigations and Enforcement

Mr. Bond said there are no cases in the Office of Investigations and Enforcement.

IRC Report- Office of Investigations and Enforcements

There was no Investigative Review Committee report.

ODC Report-Office of Disciplinary Counsel-Chris Elliot

Mr. Elliott said there are no cases in the Office of Disciplinary Counsel.

Disciplinary Hearing

a) Case No: 2019-6

MOTION: To enter Executive Session for Legal Advice.
Tuck/Kinard/approved

MOTION: To exit Executive Session.
Taylor/Kinard/approved

MOTION: To accept the Consent Agreement for this case.
Tuck/Taylor/approved

Old Business

a) SC Rural Water Association Apprenticeship Program

MOTION: To amend the agenda to move this item from “New Business” to “Old Business.”
Kinard/Tuck/approved

Jill Miller gave a presentation on the SC Rural Water Association Apprenticeship H2O Program. They are petitioning the Board to give graduates of this program an additional one year of time served toward licensure upgrades. The Board requested additional information on this program and tabled this item for the next Board meeting.

Application Hearings

- a) Ms. Andrea Dore’s application was presented to the Board for an Application Hearing. She was not represented by counsel. All persons testifying were sworn in by the court reporter. Application hearings are recorded by a certified court reporter in the event a verbatim transcript is necessary.
- b) Mr. Frank Stroehmer did not appear for his Application Hearing. It has been tabled until the next meeting.
- c) Mr. Johnny Burton appeared before the Board for an Application Hearing. He was not represented by counsel. All persons testifying were sworn in by the court reporter. Application hearings are recorded by a certified court reporter in the event a verbatim transcript is necessary.
- d) Mr. Joshua Powers appeared before the Board for an Application Hearing. He was not represented by counsel. All persons testifying were sworn in by the court reporter. Application hearings are recorded by a certified court reporter in the event a verbatim transcript is necessary.

- e) Mr. Herschel Taylor appeared before the Board for an Application Hearing. He was not represented by counsel. All persons testifying were sworn in by the court reporter. Application hearings are recorded by a certified court reporter in the event a verbatim transcript is necessary.
- f) Mr. Terry Beylotte appeared before the Board for an Application Hearing via WebEx. He was not represented by counsel. All persons testifying were sworn in by the court reporter. Application hearings are recorded by a certified court reporter in the event a verbatim transcript is necessary.

MOTION: To enter Executive Session for legal advice on the application hearings, with staff remaining.
Kinard/Stacy/approved.

MOTION: To exit Executive Session.
Stacy/Rodgers/approved.

MOTION: To approve Andrea Dore's education.
Stacy/Tuck/approved.

MOTION: To approve Johnny Burton's application and trainee license.
Kinard/Taylor/approved.

MOTION: To approve Joshua Powers application and trainee license.
Tuck/Kinard/approved.

MOTION: To approve Herschel Taylor's application and trainee license.
Kinard/Rodgers/approved.

MOTION: To approve Terry Beylotte's application and trainee license.
Kinard/Tuck/approved.

New Business

a) SC Rural Water Association Apprenticeship Program

This item was moved to "Old Business."

b) SC Code of Laws §40-23-230 and Regulation 51-5(B): Trainee Licensees Work Experience

MOTION: To enter executive session for legal advice.
Taylor/Tuck/approved

MOTION: To exit executive session.
Tuck/Rodgers/approved

MOTION: The Board determined that the statute is controlling work experience for trainee licenses.
Taylor/Rodgers/approved

c) Continuing Education Exemption/Waiver

MOTION: To table this item for the next Board meeting.
Tuck/Taylor/approved

d) 2022 Regulatory Review

The Board tabled this item until the next meeting.

e) 2022 Board Travel

The Board tabled this item until the next meeting.

Discussion Topics

The Board requested the addition of an agenda item to discuss forming an Ad Hoc Committee for the ABC Exams to the next agenda.

Public Comments

No Public Comments.

Executive Session

The Board did not go into Executive Session.

Adjournment

There being no further business:

MOTION: To adjourn.
Tuck/Taylor/approved

The meeting adjourned at 1:05 p.m.