



LSRPA.ORG



# Thank You to Our Meeting Sponsors





# Thank You to Our Meeting Sponsors





# Treasurer's Report

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Presented by Gregory Martin

January 10, 2012





# Summary of Year End Balance

2009	\$48,000
2010	\$70,000
2011 (Est.)	\$70,000



Final 1/10/12

# **SUMMARY 2011**

**(January to December\*)**

**Actual Income            \$67,300**

**Actual Expenses        \$43,200**

**Balance:        \$ 24,100**

- **\*December income and expenses projected.**



Final 1/10/12

# INCOME

	<b>2011 Budget</b>	<b>2011 Actual</b>	<b>2012 Proposed Budget</b>
<b>Dues</b>	<b>\$60,000</b>	<b>\$59,550</b>	<b>\$60,000</b>
<b>Sponsorship</b>	<b>\$10,000</b>	<b>\$7,750</b>	<b>\$10,000</b>
<b>Seminar Fees</b>	<b>\$5,000</b>	<b>\$0</b>	<b>\$5,000</b>
<b>Total</b>	<b>\$75,000</b>	<b>\$67,300</b>	<b>\$75,000</b>



# EXPENSES

Final 1/10/12

	2011 Budget	2011 Actual	2012 Proposed Budget
Accounting	\$5,000	\$1,800	\$4,000
Admin Assistance	\$6,000	\$7,100	\$7,500
Meetings/Seminars	\$20,000	\$11,600	\$12,000
Committee Costs	\$2,000	\$0	\$1,000
Credit Card Fees	\$2,000	\$1,700	\$2,000
Insurance	\$4,000	\$3,000	\$3,500
Legal	\$1,000	\$0	\$1,000
Office Expenses	\$2,000	\$1,700	\$2,000
Misc.	\$2,000	\$0	\$500
Monthly Meetings	\$2,000	\$0	\$500
Webmaster	\$5,000	\$16,300	\$15,000
Executive Director	\$0	\$0	\$26,000
<b>Total</b>	<b>\$51,000</b>	<b>\$43,200</b>	<b>\$75,000</b>





# **FUTURE OBJECTIVES**

## **(2012 AND BEYOND)**

- Reserves
- Executive Director
- Continued Seminar Program
- Initiation of Continuing Education Program
- Website/Newsletter Editor
- Accounting/Bookkeeping Support

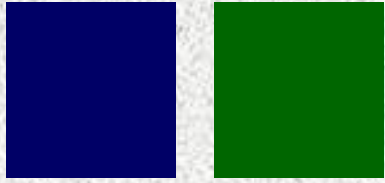


# Revised Bylaws

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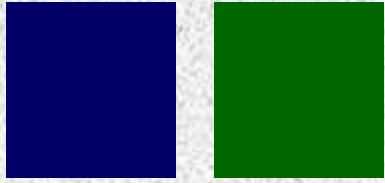
Presented by Joe Hochreiter, CGWP

January 10, 2012



# Bylaws

- Committee for 2011
- Key Objectives for Bylaws Modifications:
  - Section 2.06: Provide more flexibility in Annual Meeting date (60-days either side of 1/1)
  - Section 3.01: Remove some first-year language that was no longer needed
  - Section 3.17: New section allowing for retention of professional staff, including an ED



# Bylaws

- Key Objectives (continued):
  - Section 4.01: Clarify terms for EC members (one year vs. two) but allow for renewals if still on BOT; also remove some first-year language that was no longer needed
  - The Committee decided that a bylaws change was not needed to allow for the BOT to ask a retiring BOT President to remain on the BOT for an additional year (at their discretion)
- Motion and Second to Accept Bylaws
- Vote of Membership

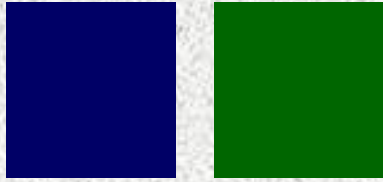




# 2012 BOT Nominations

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Presented by BV Rao  
January 10, 2012



# 2012 Board of Trustees

## **Slate of Nominees for 2012 Board of Trustees**

- William Call 2-year term
- Julian Davies 2-year term
- Kenneth Goldstein 2-year term – President-elect
- Greg Martin 2-year term
- Ted Toskos 2-year term
- Lisa Voyce 1-year term – Sue Boyle's term

## **Current Board Members**

- Mark Fisher Term expires 12/31/12
- John Oberer Term expires 12/31/12
- Stephen Posten Term expires 12/31/12
- Steven Senior Term expires 12/31/12
- Daniel Toder Term expires 12/31/12



# NJDEP SRP

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Presented by David Sweeney

Assistant Commissioner

January 10, 2012



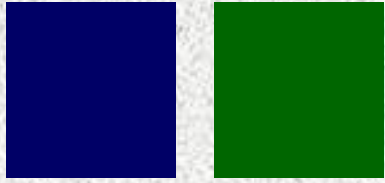
# SRPL Board

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Presented by Dr. Ira L. Whitman, P.E.

January 10, 2012





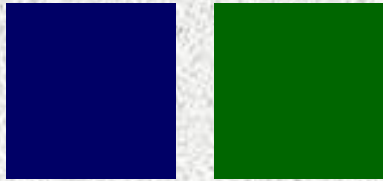
# Status

- December 2010

“The LSRP Board is alive and well...  
but one year behind schedule”

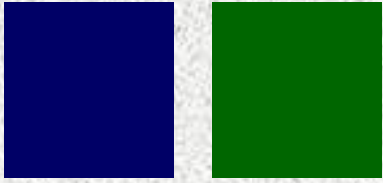
- January 2012

“But catching up quickly”



# Members

- David Sweeney, NJDEP Chair
- Karl Meussig, P.G. State Geologist
- Richard T. Dewling, P.E. Business
- Joann L. Held Environmental
- Michael L. Pisauero, Jr., Esq. Environmental
- Ben Alter, P.G. Environmental  
Appointed but not confirmed
- Dr. Robert Mutch Academic, Appointed  
but not confirmed



# LSRP Members

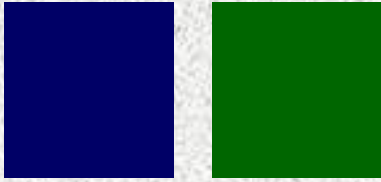
- Jorge H. Berkowitz, Ph.D.
- Phillip I. Brilliant, CHMM
- Lawra Dodge, P.G.
- Christopher J. Motta, P.G.
- Constantine Tsentas, P.G.
- Ira L. Whitman, P.E.



# Board Actions

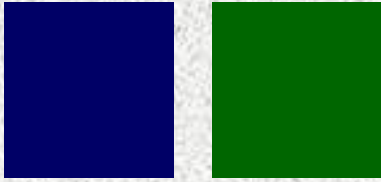
- By Laws
  - Adopted
- Rules
  - Drafting of rules initiated based upon Board actions on committee proposals
- Finance
  - Budget for 2012 adopted
- Outreach
  - [www.nj.gov/lsrpboard/](http://www.nj.gov/lsrpboard/)
  - working on on-line license renewal and C.E. tracking





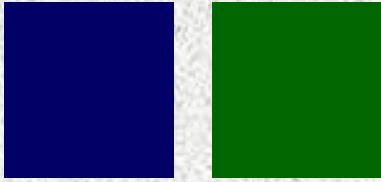
# Board Actions

- Audit
  - Law requires 10% of LSRPs audited per year
  - Audit process adopted
  - Audits to begin January 2012
- Professional Conduct
  - Process adopted
  - Process to be given further review
  - Open forum, public input
  - Two professional conduct actions taken



# Board Actions

- Continuing Education
  - Policy adopted
  - 36 Continuing Education Credits for 3 year licensing period
  - Credits needed in:
    - Ethics
    - Regulatory
    - Technical
    - Discretionary
  - Courses require Board approval
  - LSRP must track courses / maintain records



# Board Actions

- Licensure
  - Policy adopted
  - Examination is under development, JTA
  - Exam first given, Spring 2012
  - Four exams, 2012
  - Temporary LSRP – 3 opportunities to pass
  - Candidate handbook to be issued in advance of exam
  - Temporary LSRPs and Non-LSRPs must register for exam
  - Pass exam → Permanent LSRP



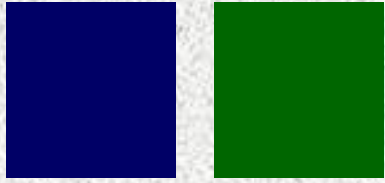
# **Risk Management & Loss Prevention (RM&LP) Committee: 2011 Wrap-up and Goals for 2012**

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Presented by Michael van der Heijden, John Oberer,  
Rodger Ferguson, John Scagnelli and William Call

January 10, 2012

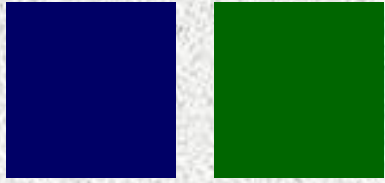




# **RM&LP Committee Functions**

*(Michael van der Heijden)*

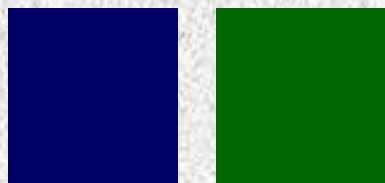
- Identify risk-related issues for LSRPs
- Bring to attention of LSRPA Members
- Monitor & Report on risk-related issues:
  - New Regulations, Guidance, Forms, Etc.
  - Licensing Board Audit Procedures & Outcomes
  - NJDEP Additional Review Outcomes
  - Case Law/Court Decisions
  - Insurance Developments
  - Contracting Developments
  - Facilitate Peer Reviews Meetings with Licensing Board and NJDEP



## RM&LP Committee in 2011

*(Michael van der Heijden)*

- LSRP Licensing Board processes
  - Disciplinary Process
  - Audit Process
- RM&LP Committee LSRP guidance documents
  - LSRP Frequently Asked Questions (FAQ)
  - LSRP *Thoughts to Consider – Contracts*
  - LSRP *Thoughts to Consider – Insurance*



## SRPLB Liaison Subcommittee

*(John Oberer)*

### ■ Active Members

- John Oberer, chair
- Mark Pietrucha
- Rodger Ferguson
- Andy Robins
- Nick DeRose
- Julian Davies
- Steven Senior
- Dan Toder
- Michael van der Heijden



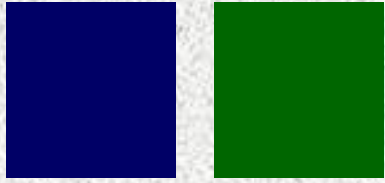
# SRPLB Liaison Subcommittee

*(John Oberer)*

- Activities

- SRPLB meetings
- Notes
- Comment to SRPLB
- Identify Issues for Membership
- Track Disciplinary Actions





# **SRPLB Liaison Subcommittee**

**Members Needed!**

**E-mail: [john.oberer@gza.com](mailto:john.oberer@gza.com)**



# SRPLB Liaison Subcommittee (Rodger Ferguson)

## ■ SPRLB Audit Process

- Policy adopted 11/11/11; revised 12/19/11
  - 10% of all LSRPs annually, ~5 monthly
  - Names of LSRPs with successful audits to be posted
  - An unsatisfactory audits referred to PCC
- LSRPA commented on the process
  - Comments available at: <http://www.lsrpa.org/rm-a-lp>
- The first LSRPs were selected **YESTERDAY**



## **SRPLB Liaison Subcommittee** *(Rodger Ferguson)*

- **SRPLB Disciplinary Process**
  - 4 Complaints received
  - 2 Adverse decisions rendered by the SRPLB
  - Policy/flow chart adopted 11/11/11, rev. 1/4/12
  - Additional Stakeholder Process Pending, 2/14/12

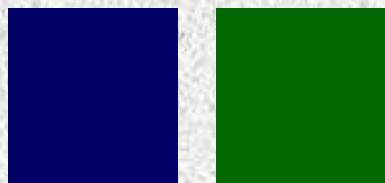


# SRPLB Liaison Subcommittee

*(Rodger Ferguson)*

- SRPLB Disciplinary Process
  - LSRPA concerned with the process itself, its implementation, & confidentiality of the LSRP
    - Confidentiality of the LSRP throughout the process
    - The release of case information
    - LSRPA provided comments to SRPLB
    - Comments available at: <http://www.lsrpa.org/rm-a-lp>

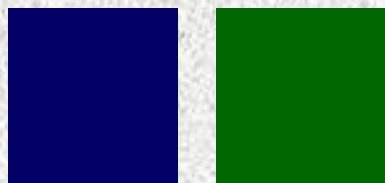




# LSRP Contracts/Insurance

*(William Call/John Scagnelli)*

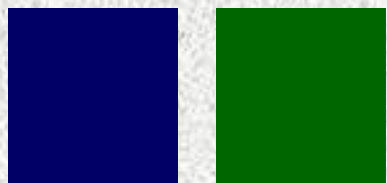
- RM&LP Committee has been reviewing common risk related issues for our Member LSRPs.
  - Contracts, insurance and technical/business issues represent some of the highest risks to a practicing LSRP.
  - In 2011, RM&LP has met several times to research these issues to provide guidance to the Membership.
  - Three guidance documents have been developed to assist this effort.



# LSRP Contracts/Insurance

*(William Call/John Scagnelli)*

- LSRP Frequently Asked Questions (FAQ)
  - Provides some answers to common, everyday questions LSRP technical, insurance, procedural, business issues.
  - FAQ first developed in October 2009, but has been updated for final LSRPA BOT approval and posting.
- LSRP “Thoughts to Consider” - Contracts
  - Provides helpful contract suggestions from five member firms’ LSRP proposal addenda.
  - Series of questions/contract issues w/ example terms which can be included in LSRP contracts.

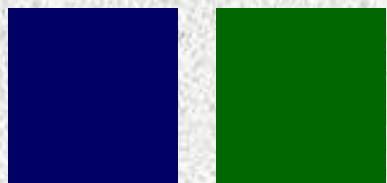


# LSRP Contracts/Insurance

*(William Call/John Scagnelli)*

- RM&LP met internally and with Dan Borgna/Dale Group (w/ Synergy & Ace) to review a potential secondary professional liability insurance product that could be offered to (but not necessarily be endorsed by) the LSRPA Membership.
- John Scagnelli has been instrumental in providing legal perspective on the LSRP contracts and insurance coverage issues with the RM&LP.
- A new guidance document has been developed to assist LSRPs to manage their insurance coverage/risk.



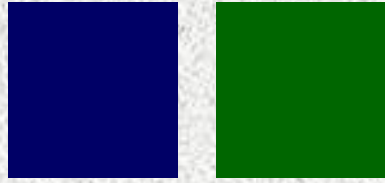


# LSRP Contracts/Insurance

*(William Call/John Scagnelli)*

- LSRP “Thoughts to Consider” – Insurance
  - Considers insurance coverage issues related to professional LSRP services.
  - Provides a series of questions/issues for a LSRP to review with their employer and/or insurance provider.
- *All three guidance documents are undergoing final legal/BOT review and will be posted on the LSRPA website (RM&LP tab) in the next several days.*





# **2012 RM&LP Objectives**

*(M. van der Heijden / W. Call)*

- **RM&LP Goals for 2012:**
  - SRPLB Liaison Subcommittee will be critical moving forward
  - RM&LP will continue contracts and insurance research & support
  - RM&LP will work with Continuing Education Committee re: the LSRP exam in May 2012
  - Track and report on the review and audit process as well as SRPLB rulings



# Continuing Education

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Presented by  
Daniel Toder, Chairman  
January 10, 2012



# Continuing Education

## ■ Continuing Education Committee Members

Chairman – Daniel Toder

Vince Agovino

Manal Baba

Sue Boyle

Bill Call

Rich Chapin

Carol Graff

Joe Fallon

Tom Greci

Joe Hochreiter

Mike Metlitz

David Morris

Devang Patel

Rohan Tadas

Mete Talimcioglu

Jules Thiessen

Joe Torlucci

David Umbach

Lisa Voyce



# Continuing Education Committee Accomplishments

- Assisted NJDEP with guidance training\*

- Six training sessions

Forms, Timeframes, Enforcement

LNAPL & Receptor Evaluation

Presumptive Remedies

IECs

Fill Guidance

Ecological Investigations

Feb 3<sup>rd</sup>/Feb 8<sup>th</sup>

June 15<sup>th</sup>/June 30<sup>th</sup>

July 12<sup>th</sup> July 26<sup>th</sup>

Sept. 8<sup>th</sup>/Sept 14<sup>th</sup>

Oct. 27<sup>th</sup>/Nov. 16

Dec. 12<sup>th</sup>

\*With webinar availability





# Continuing Education Committee Accomplishments

- Practical Applications of the NJ Site Remediation Process” @ Rutgers August 10<sup>th</sup> and November 30<sup>th</sup>
- Participated in NJDEP Continuing Education Stakeholder meetings w/ LSRP Board, Rutgers, NJIT, Camden Co. College, NJWEA & others
- Provided public input to assist the State LSRP Board in drafting continuing education regulatory requirements for LSRPs



# Continuing Education

- What are we planning in 2012?
- Continue Assisting DEP w/ Guidance Training Sessions
  - Linear Const. VI, PA, MNA, PA/SI/RI GW, Soil & Landfills, Technical Impracticability, QA/QC, (compliance) attainment
- Continue Practical Applications Series
- Repeat Practical Apps. Course @ Rutgers Feb 7th
- Develop VI Practical Applications Course w/ NJDEP
- Develop Ethics Course for LSRPs (underway)
- Develop Exam Review Course for LSRPs
- Secure approval for additional courses from LSRP Board

LSRP  
CODE OF  
CONDUCT

LNAPL

FORMS

HISTORIC  
FILL

IECs

# LSRP EXAM

NEW  
ARRCS  
RULES

NEW  
TECH  
REGS

FEEES

TIME-  
FRAMES

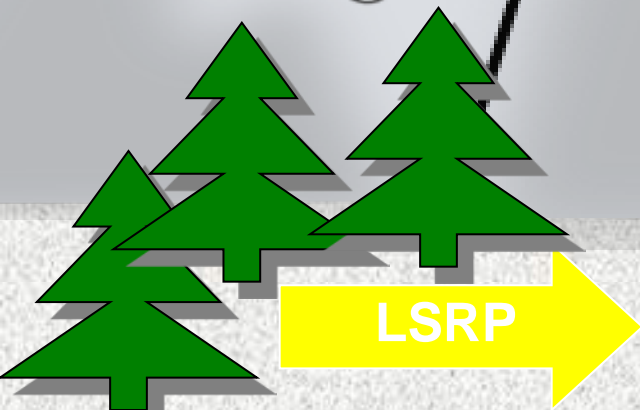
PRESUMPTIVE  
REMEDIES

RECEPTOR  
EVALUATION

VI

Maybe I should  
have become a  
Rocket Scientist!

LSRP







# Regulatory Outreach Committee

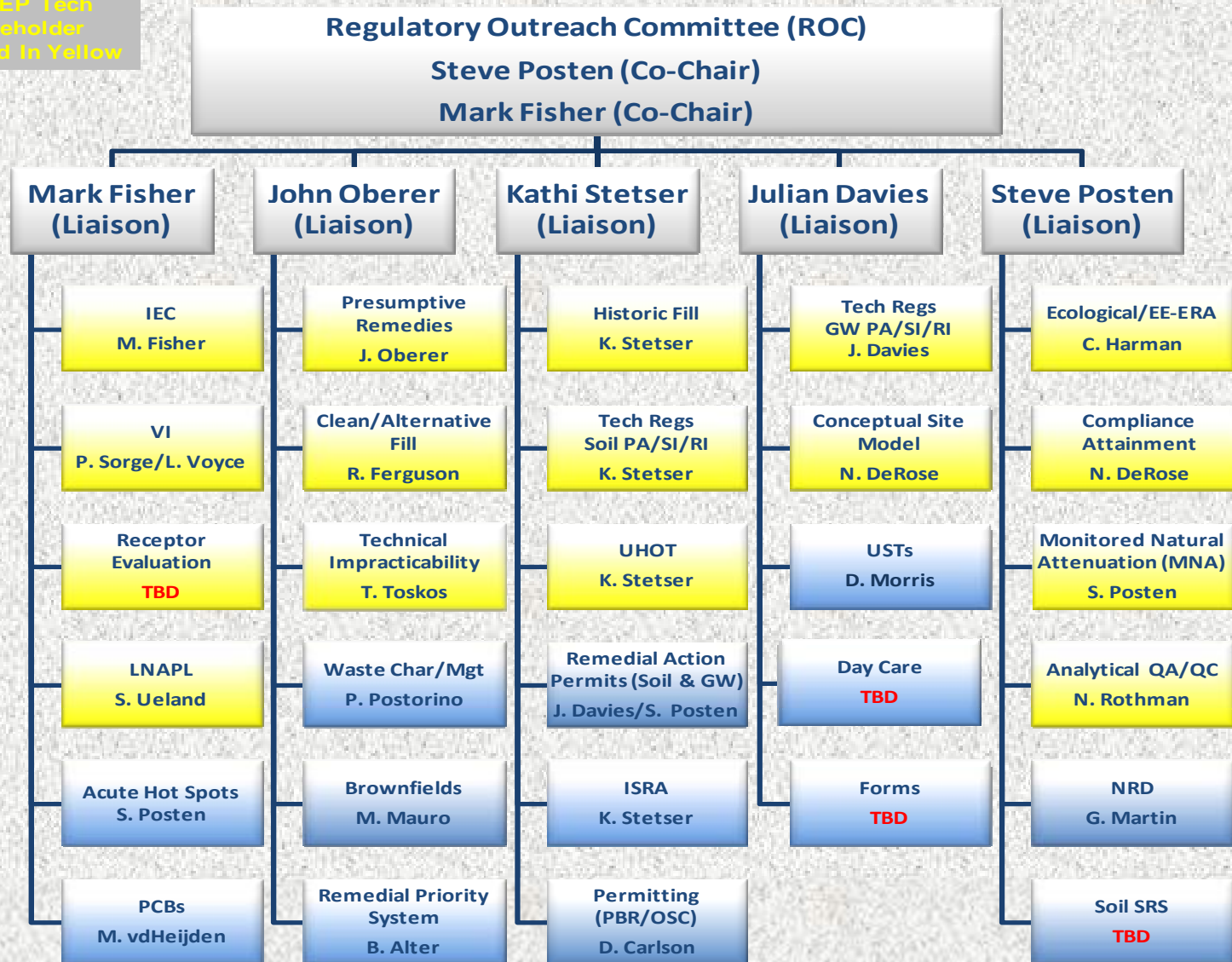
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Presented by Steve Posten and Mark Fisher  
January 10, 2012



# 2011 ROC Organization

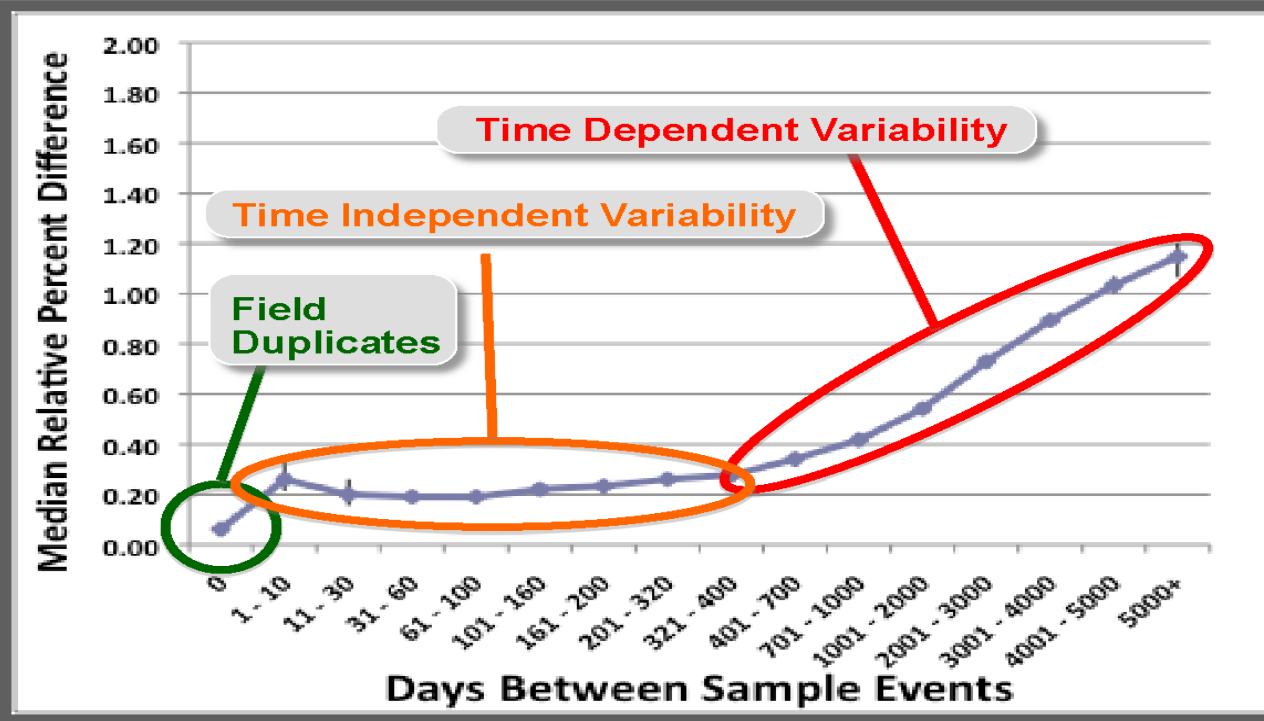
ROC Subcommittees That  
Align With NJDEP Tech  
Guidance Stakeholder  
Teams Highlighted In Yellow



LSRP ASSOCIATION

# Monitored Natural Attenuation

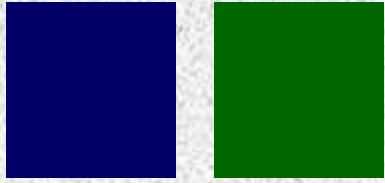
## RESULTS: TIMESCALE



McHugh, T.E., L.M. Beckley, C.Y. Liu, and C.J. Newell. 2011.  
Factors Influencing Variability in Groundwater Monitoring Data Sets.  
*Groundwater Monitoring & Remediation* 31, No.2. Spring 2011. Pages 92-101.

# Compliance Attainment

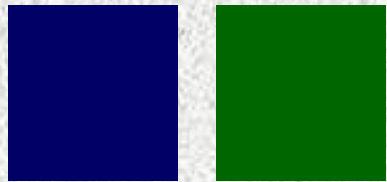




# NJDEP Mega Rule Proposal

- Proposed August 15, 2011
  - ARRCs – N.J.A.C. 7:26C
  - TRSR – N.J.A.C. 7:26E
  - UST – N.J.A.C. 7:14B
  - ISRA – N.J.A.C. 7:26B
  - DP&OHS – NJAC 7:E1
- Public comments due October 15, 2011
  - LSRPA provided 61 pages of comments
  - Identified numerous specific and several “big picture” key issues





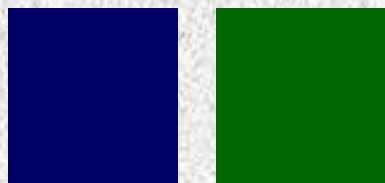
# Key Rule Proposal Issues

- Use and application of guidance
- RI / RA Timeframes
- RI Definition
- Reliance on Prior NFAs
- Finality of RAOs
- ARRCs Enforcement



## 2012 ROC Priorities

- IGW Site Specific Standards/Guidance
- RI Definition/Completion of Delineation
- Compliance Points/Attainment
- IEC Definition / Acute vs Chronic
- Overly Prescriptive Guidance



# 2012 ROC Organization

- VI / IEC
- Compliance Attainment
- PCBs
- Remedial Priority System
- Regulatory Issues (TRSR/ARRCS/ISRA/UST)
- Ecological Evaluations
- Analytical QA/QC
- SOIL SRS / IGW Guidance



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