

**BOARD OF NATURAL SCIENTISTS MINUTES**  
**PUBLIC MEETING MINUTES**  
**December 6, 2022**

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A meeting of the New Hampshire Board of Natural Scientists was held on December 6, 2022. The meeting was held at the OPLC offices at 7 Eagle Square, Concord, NH. The public may join in-person as well as via video/teleconference.

Board Members present in-person: Board Chair Damon Burt, Board Member Christopher Albert, Board Member James Long and Board Member Abigail Fopiano.

Also present in-person from OPLC: Board Administrators Dawn Couture and Marla Pike

- I. **Call to order** – 9:07 a.m.
  
- II. **Review of the Public Minutes from the October 17, 2022, meeting** – Board Member Long made a motion which was appropriately seconded by Board Member Albert to approve the public minutes as written. The motion passed unanimously.
  
- III. **Public Appearances** –
  - A. James Gove & Thomas Peragallo – Mr. Gove and Mr. Peragallo informed the Board of their concerns with how the current rules regarding obtaining certification. The Board briefly went over their proposed rules to show that they have implemented the suggestive changes into the new rules.
  
- IV. **Rules Review and Other Legislative Topics** –
  - A. Draft initial proposal Soil 300 & Soil 500
    1. Soil 100 & 200 – Tina Kelley went over the changes that were requested by JLCAR.
    2. Soil 300, draft initial proposal, various sections – The Board reviewed the initial proposal. No action was required from the Board at this time.
    3. Soil 400, draft initial proposal, various sections – The Board reviewed the draft proposal. Board Member Albert made a motion to adopt the initial proposal as presented. The motion was seconded by Board Member Long. The motion passed unanimously.
    4. Soil 500, draft initial proposal, various sections – The Board reviewed the draft proposal. Board Member Fopiano made a motion to adopt the initial proposal as presented. The motion was seconded by Board Member Long. The motion passed unanimously.

**The Board took a break at 10:46 am and reconvened at 10:49 am.**

- V. **Non-Public Session**

At 10:49 a.m. upon the motion of Board Member Long and the second of Board Member Albert, to go into a non-public session the Board, by roll call, voted to conduct a non-public session for the purpose of the reading and approval of the non-public minutes of the October 17, 2022 meeting, and evaluating complaints against licensees, accredited individuals, institution, or organizations, or

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persons charged with practicing unlawful activity, and noting that such a non-public session is authorized by RSA 91-A:3, II(c), RSA 91-A:5, IV, *Lodge v. Knowlton*, 118 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each Member recorded his or her vote on the motion, which passed by the vote of all members present.

**VI. Resume Public Session**

At 11:09 a.m. upon the motion of Board Member Fopiano and the second of Board Member Albert, and the Board unanimously voted by roll call, to reconvene the public meeting.

**VII. Seal the Minutes of the Non-Public Session**

Upon the motion of Board Chair Burt and the second of Board Member Albert, by roll call voted to seal the minutes of the non-public session from the public disclosure pursuant to RSA 91-A:3, III(c), on the grounds that public disclosure would be likely affect adversely the reputation of licensees, accredited individuals, institutions, or organizations, or persons charged with practicing unlawful activity, RSA 91-A:5, IV, *Lodge v. Knowlton*, 118 N.H. 574 (1978), and the Board's executive and deliberative privileges. The motion passed with each member recording his or her vote on the motion.

**VIII. Adjournment** – Board Chair Burt made a motion which was appropriately seconded by Board Member Long to adjourn at 11:10 a.m. The motion passed unanimously.

Respectfully Submitted,



Dawn Couture  
Board Administrator II