

Role and Qualifications of Non-LEP Environmental Professionals

The release based cleanup program pursuant to CGS 22a-134pp through 134xx (Chapter 445b) provides an opportunity to expand the universe of professionals who may oversee certain types of environmental investigation and remediation of releases. In the statute, some releases may be remediated without being verified by a Licensed Environmental Professional. During the previous subcommittees, it has become clear that the class of professionals that would certify such releases needs to be defined. This subcommittee should discuss the following:

- Under what conditions could other professionals certify that releases have been remediated, and, if required, investigated? Conditions mentioned in the statute include pollutant type, concentration or volume, and the imminence of harm to public health (Sec. 22a-134tt(c)(5)).
- What other types of environmental activity could they supervise and what type of activity is currently being supervised by non-LEPs?
- What education, experience or other qualifications are appropriate to ensure protection of public health and the environment in the specific scenarios contemplated.
- What mechanism other than a new licensure can be used to demonstrate someone is qualified?
- What mechanisms could be employed to limit concerns associated with relying on certifications by non-LEP environmental professionals?

This subcommittee should respond to the above questions in the context of releases that non-LEP environmental professionals may confirm have been remediated without a verification being required. In the release based cleanup program, “verification” means the written opinion of a licensed environmental professional on a form prescribed by the commissioner that the remediation of a release satisfies the standards established in regulations adopted pursuant to section 22a-134tt.