

1 **MINUTES**

2  
3 **BOARD OF PROFESSIONAL GEOLOGISTS**  
4 **GENERAL BUSINESS MEETING**

5  
6 **Radisson Resort at the Port**  
7 **8701 Astronaut Blvd.**  
8 **Cape Canaveral, Florida**  
9 **May 14-15, 2003**

10  
11  
12 **CALL TO ORDER**

13  
14 Ms. Blackledge called the meeting to order May 14, 2003 at 1:00 p.m.

15  
16 MEMBERS PRESENT:

17  
18 Dawn Blackledge, PG, Chair  
19 Tom Scott, Ph.D., PG, Vice-Chair  
20 Harry "Skip" Hutton, PG  
21 Valerie Francisco, PG  
22 Tom Kwader, Ph.D., PG  
23 Gabrielle Enos, PG

24  
25 MEMBERS NOT PRESENT:

26 None

27  
28 OTHERS PRESENT:

29  
30 Juanita Chastain, Executive Director  
31 Christa Patterson, Government Analyst  
32 Erica Glover, Board Counsel  
33 Eric Hurst, Prosecuting Attorney  
34 Walter Wood, FAPG

35  
36 Ms. Blackledge advised the board that Ms. Juanita Chastain has been assigned as the  
37 board's new executive director. The board welcomed Ms. Chastain.

38  
39 **APPROVAL OF EXECUTIVE DIRECTOR – Juanita Chastain**

40  
41 MOTION: Ms. Enos made a motion to approve Juanita Chastain as Executive  
42 Director.

43 SECOND: Dr. Kwader seconded the motion and it passed unanimously.

44  
45 **REVIEW AND APPROVAL OF GENERAL BUSINESS MEETING MINUTES**

46  
47 January 27-28, 2003, General Business Meeting Minutes

48  
49 The board reviewed the minutes and after discussion the following motion was made.

50  
51 MOTION: Dr. Scott made a motion to approve the minutes with corrections.

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52 SECOND: Dr. Kwader seconded the motion and it passed unanimously.

53

54 Dr. Scott advised the board that Mr. Reddinger, from Regulation had not contacted him  
55 to coordinate a meeting to discuss geology unlicensed activity. Ms. Chastain advised  
56 that board that Mr. Reddinger was recently promoted and is now working with  
57 investigations.

58

59 Ms. Chastain advised the board that the Mr. John Knap is now the unlicensed activity  
60 contact person. Ms. Chastain stated she would notify Mr. Knap of the prior meeting  
61 arrangements.

62

63 April 1, 2003, General Business Meeting Minutes

64

65 MOTION: Dr. Scott made a motion to approve the April 1, 2003 minutes with  
66 corrections.

67 SECOND: Dr. Kwader seconded the motion and it passed unanimously.

68

69 **TASK FUNCTION FORM**

70

71 Ms. Patterson reviewed the task function form with the board.

72

73 Ms. Patterson advised the board that the newsletter was still in draft format and article  
74 information was needed. Ms. Blackledge asked members to provide information to Ms.  
75 Patterson.

76

77 The board discussed the distribution of newsletters and stated they would like to see the  
78 newsletters be mailed to licensees and also available on the web.

79

80 Mr. Hurst advised the board that the Department had hired an additional consultant.

81

82 **2003 LEGISLATIVE PROPOSAL UPDATE**

83

84 Ms. Chastain advised the board that she contacted the Department's legislative office  
85 and verified that the board's 2003 proposed legislative language was not approved  
86 during the 2003 legislative session.

87

88 After discussion it was the consensus of the board to obtain additional information  
89 regarding the status of the 2003 legislative proposal. The board was concerned that  
90 there may be a problem with the language and if so would like to provide some input  
91 from the legislative office to the reason. Ms. Blackledge asked Ms. Chastain to invite a  
92 representative from the Department's legislative office to the next meeting.

93

94 **GEOLOGISTS COMPLAINT PROCESS FLOW CHART**

95

96 Ms. Chastain reviewed the complaint flow chart with the board. After review the board  
97 was unclear to when the geology consultant was used in the complaint process and  
98 asked Ms. Chastain to invite a representative from the Department's complaint office to  
99 attend the next meeting.

100

101 Mr. Hurst did an overview of the probable cause panel process for the board.

102

103 **REVIEW AND DISCUSSION OF TRADITIONAL TASKS PERFORMED BY FLORIDA**  
104 **PROFESSIONAL GEOLOGISTS**

105  
106 The board reviewed the document submitted by Dr. Schmidt regarding traditional task  
107 performed by geologist's. After review it was the consensus of the board to revise the  
108 document and add environmental information, and include a summary of terms.

109  
110 The board instructed Ms. Patterson to send the document via e-mail to members. Ms.  
111 Blackledge asked Dr. Scott to work with Dr. Schmidt on an introduction and summary of  
112 terms. Ms. Blackledge asked Ms. Enos and Dr. Kwader to work on the environmental  
113 language.

114  
115 Ms. Blackledge asked members to provide suggestions and drafts to Ms. Chastain four  
116 weeks prior to the July meeting.

117  
118 Ms. Blackledge discussed the outline of the general business meeting agenda. Ms.  
119 Blackledge asked that the next agenda identify the items that needed board action. Ms.  
120 Chastain stated she would work with her on those changes.

121  
122 **PLAQUE PRESENTATION**

123  
124 Ms. Blackledge presented Ms. Francisco with an appreciation of service plaque. Ms.  
125 Francisco thanked the board.

126  
127 **REVIEW AND CONSIDERATION OF APPLICATIONS**

128  
129 The board reviewed applications and after review the following motions were made.

130  
131 MOTION: Ms. Enos made a motion to approve Thomas Dobecki's application for  
132 licensure by examination.

133 SECOND: Dr. Scott seconded the motion and it passed unanimously.

134  
135 MOTION: Dr. Scott made a motion to approve Jesse Keefe, Susan Laughinghouse,  
136 David Randall, Jeffrey Tuttle, and Jeromy Grant's application for licensure  
137 by endorsement.

138 SECOND: Mr. Hutton seconded the motion and it passed unanimously.

139  
140 MOTION: Dr. Scott made a motion to deny Thomas Hart's application for licensure  
141 by endorsement. Dr. Scott stated Mr. Hart did take and pass a licensure  
142 examination in another State.

143 SECOND: Ms. Francisco seconded the motion and it passed unanimously.

144  
145 **CHAIR REPORT – Dawn Blackledge**

146  
147 No report

148  
149 **ATTORNEY GENERAL REPORT- Erica Glover**

150  
151 No report

153 **PROSECUTING ATTORNEY REPORT – Eric Hurst**

154  
155 Mr. Hurst was present at the meeting and he reviewed his prosecuting attorney's report  
156 with the board. Mr. Hurst advised the board that another probable cause panel meeting  
157 would be scheduled in the near future. Ms. Patterson advised the board that she was in  
158 the process of contacting the panel members to schedule another meeting.

159  
160 The board shared their concerns with Mr. Hurst regarding complaints not being  
161 processed. Mr. Hurst stated that all complaints are processed and that the public must  
162 not be submitted the complaints to the Department.

163  
164 Ms. Chastain advised the board that she had provided in their meeting folders a detailed  
165 unlicensed activity report from the Department's Regulation office.

166  
167 Ms. Chastain reviewed the report with the board. Ms. Chastain reported that there were  
168 7 geology cases, two of those cases were unlicensed activity cases. Ms. Chastain  
169 reported that one of the unlicensed activity cases no violation was found, and the other  
170 unlicensed activity case a cease and desists order was issued.

171  
172 Ms. Chastain reported that the other 5 cases were licensed cases and two of those  
173 cases were in legal and the other three cases were in investigations.

174  
175 After discussion the board requested that the unlicensed activity cases where no  
176 violation was found be placed on the next agenda. Ms. Chastain stated that the  
177 unlicensed activity cases are assessable on the Department's web site and did not see  
178 any problem with providing the information to the board on their next agenda.

179  
180 Ms. Glover advised the board that unlicensed activity cases are public information but if  
181 the board reviews the unlicensed activity case and then decides it's a licensed case the  
182 probable cause panel would have to recuse themselves if the case had been discussed by  
183 the members during a meeting.

184  
185 After discussion it was the consensus of the board to request at each meeting a detailed  
186 report of the unlicensed activity cases. The board requested that the report include the  
187 details of the case, status, or the final outcome. Mr. Hutton stated that the request  
188 should not be taken as a negative but as a positive to improve communication between  
189 the board and Department.

190  
191 Ms. Chastain advised the board that Mr. Jim Varnado, Division Director of Regulation  
192 was recently assigned as the Division Director for Professions also. Ms. Chastain stated  
193 Mr. Varnado would be present at the meeting May 15<sup>th</sup> and he would address the board.

194  
195 Communications – Gabrielle Enos

196  
197 Ms. Enos reported that the newsletter was still in progress. Ms. Enos stated she was  
198 currently working on an article regarding the exam challenge and she hoped to include  
199 the article in the newsletter. Ms. Francisco stated that an unlicensed activity report  
200 should be included in the newsletter.

201

202 Executive Director's Report – Juanita Chastain

203

204 Ms. Chastain stated she was happy to be working with the board again. The board  
205 welcomed her.

206

207 **NEW/OLD BUSINESS**

208

209 ASBOG Report from the Nebraska Meeting

210

211 Ms. Francisco advised the board that she and Ms. Enos attended the ASBOG meeting  
212 held in Nebraska on April 11-12, 2003. Ms. Francisco stated that at the meeting they  
213 reviewed exam information and exam statistic data.

214

215 Ms. Enos stated she had graphs charts of the national pass and fail statistics and that  
216 she would provide the board a copy at their next meeting.

217

218 Ms. Francisco stated that due to the exam challenge ASBOG is working on recording  
219 written documentation to the answers of the questions. Ms. Francisco stated that the  
220 exams are reviewed prior to the administration.

221

222 Ms. Francisco advised the board that ASBOG was in need of exam questions. Ms.  
223 Francisco handed out information provided by ASBOG and encouraged the board to  
224 participate.

225

226 Ms. Enos advised the board that the annual ASBOG meeting would be held in Florida  
227 this year. The board was provided two documents of the annual meeting information  
228 and the dates were unclear. Ms. Patterson stated she would confirm the dates with  
229 ASBOG and notify the members of the dates. Ms. Enos stated that the meeting would  
230 be held in Jacksonville, Florida.

231

232 The board discussed having a one-day general business meeting in conjunction with the  
233 ASBOG meeting. The board asked staff to work with Ms. Enos and establish the  
234 meeting dates for the annual meeting and schedule a one-day meeting. Ms. Enos  
235 encouraged the board members to attend and participate at the annual meeting. Ms.  
236 Enos asked Ms. Patterson to contact ASBOG to see if they needed assistance with the  
237 annual meeting registration table. Ms. Enos asked that a board staff attend the  
238 administrator's meeting. Ms. Chastain stated she would check her schedule.

239

240 Discussion of Sandy Nettles Closing Order – Valerie Francisco

241

242 Ms. Francisco advised the board that the Sandy Nettles information was not for board  
243 action but just for their information. The board reviewed the information and Mr. Hutton  
244 stated he felt it was an engineer complaint. Dr. Kwader stated that he thought additional  
245 information was needed. The board did not take any action.

246

247 The meeting recessed and reconvened May 15, 2003 at 9:05 a.m.

248

249 MEMBERS PRESENT:

250

251 Dawn Blackledge, PG, Chair

252 Tom Scott, Ph.D., PG, Vice-Chair

253 Harry "Skip" Hutton, PG  
254 Valerie Francisco, PG  
255 Tom Kwader, Ph.D., PG  
256 Gabrielle Enos, PG

257

258 MEMBERS NOT PRESENT:

259 None

260

261 OTHERS PRESENT:

262

263 Juanita Chastain, Executive Director  
264 Christa Patterson, Government Analyst  
265 Erica Glover, Board Counsel  
266 Eric Hurst, Prosecuting Attorney  
267 James Varnado, Division Director

268

269 **REVIEW AND DISCUSSION OF INVITATION TO NEGOTIATE- PREPARED BY THE**  
270 **BOARD OF ARCHITECTURE AND INTERIOR DESIGN**

271

272 Mr. Varnado was present at the meeting and he addressed the board. Mr. Varnado  
273 introduced himself to the board and the board welcomed him. Mr. Varnado advised the  
274 board that the Division of Regulation and the Division of Professions had merged  
275 together and stated the Secretary assigned him as the Division Director.

276

277 The board shared their concerns with Mr. Varnado regarding lack of communication with  
278 the Division of Regulation. Mr. Varnado assured the board that corrective measures are  
279 being considered and asked the board to contact him directly with their problems.

280

281 The board shared their concerns with Mr. Varnado regarding staff turnover. It was the  
282 consensus of the board that privatization would solve the issues of staff turn over and  
283 continuity.

284

285 Ms. Blackledge advised Mr. Varnado that the financial report does not provide enough  
286 information to understand where the funds are going. Ms. Blackledge stated that during  
287 her review she noted that the administrative costs doubled with no explanation.

288

289 Ms. Enos asked Ms. Glover if the board did not have disciplinary authority did the board  
290 have authority to make the request to privatize the functions of investigation and  
291 prosecution. Ms. Glover advised the board that she was not prepared to answer that  
292 question and stated she would follow-up and report at the next meeting.

293

294 Mr. Varnado passed out the consultant's report regarding the surveyors and mappers  
295 privatization package.

296

297 Dr. Scott stated that he felt the board should give Mr. Varnado and his new Division the  
298 time to show improvement. Ms. Enos did not agree and stated that the privatization bid  
299 process is a lengthy and the board needed to move forward with discussion on  
300 privatization.

301

302 Ms. Francisco reminded the board that the 2003 proposed legislative language included  
303 language for the board to obtain disciplinary authority, which would be necessary for the  
304 board to have if the board did move forward with a privatization bid. The board agreed.  
305

306 After discussion it was the consensus of the board to move forward with discussion of  
307 privatization. Ms. Blackledge asked Ms. Glover to be prepared to assist the board with  
308 review and clarification of Chapter 455.32, F.S., at their next meeting.  
309

310 Ms. Chastain advised the board that she would invite representatives from the  
311 Department's budget office, and general counsel's office to the next meeting.  
312

313 Ms. Blackledge asked that the chair from the Board of Professional Surveyors and  
314 Mappers be invited to the July 2003 meeting.  
315

316 Dr. Kwader asked Mr. Varnado if he knew if the Governor's appointment office had  
317 made any geology board member appointments. Ms. Enos advised Mr. Varnado that  
318 Dr. Kwader's term had expired and he did re-apply. Mr. Hutton stated his term had  
319 expired and he was not planning to re-apply for appointment. Mr. Varnado stated he  
320 would contact the appointment office and report at the next meeting.  
321

#### 322 Finance Report

323

324 Ms. Blackledge reported that during her review of the financial report all costs have  
325 increased. Ms. Blackledge asked that a representative from the Department's budget  
326 office be present at the July 2003 meeting to explain the budget break down and explain  
327 the increase in costs. Ms. Blackledge stated she was unsure of how the Department  
328 determines the board's share of costs. The board agreed.  
329

330 Dr. Kwader asked Ms. Chastain to include the balance of the board's trust fund and the  
331 board's financial history for the past 4 years in the finance report.  
332

333 There being no other business the meeting adjourned at 10:45 a.m.