MINUTES
BOARD OF PROFESSIONAL GEOLOGISTS

GENERAL BUSINESS MEETING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONS’ BOARD ROOM
1940 NORTH MONROE STREET
TALLAHASSEE, FLORIDA 32399

APRIL 25, 2012
&
APRIL 26, 2012

MEMBERS PRESENT
Louie G. Bush, Chair
Dr. Jon Arthur
Robert Poppell
Mervin Dale

MEMBERS ABSENT
James Funderburk, Vice-Chair (Excused)
Matthew Cain (Excused)

OTHERS PRESENT
Richard Morrison, Executive Director
David Flynn, Board Counsel
Stacey Buccieri, Government Analyst II
Secretary Ken Lawson
Tim Vaccaro, Deputy Secretary
G.W. Harrell, Director of Division of Professions
Michelle Ladle
Andrew Petric

The meeting was called to order by Mr. Bush, Chair, at 1:10 p.m. on Wednesday, April 25, 2012. Mr. Bush led the board in the Pledge of Allegiance and a moment of silent prayer.
Mr. Morrison introduced Secretary Ken Lawson, Deputy Secretary Tim Vaccaro, and G.W. Harrell, Director of the Division of Professions to the board.

Mr. Bush stressed the importance of having board member vacancies filled. The Secretary ensured the board that the department would continue to push the Governor’s Office to fill board vacancies.

The board also requested to have members attend the Annual ASBOG Conferences. The Secretary stated that he would allow it if the budget would allow it.

REVIEW AND APPROVAL OF THE MINUTES

- January 2012 General Business Meeting

The board reviewed these minutes and after discussion the following motion was made:

MOTION: Dr. Arthur made a motion to approve these minutes with corrections.
SECOND: Mr. Poppell seconded and the motion passed unanimously.

APPLICATION REVIEW

Endorsement

Daniel Wrenn Burnett

Mr. Burnett was not present for the review of his application.

After discussion the following motion was made:

MOTION: Dr. Arthur made a motion to approve Mr. Burnett’s application for licensure by endorsement.
SECOND: Mr. Poppell seconded and the motion passed unanimously.

Kelly Kaskin Cone

Ms. Cone was not present for the review of her application.

After discussion the following motion was made:

MOTION: Mr. Dale made a motion to approve Ms. Cone’s application for licensure by endorsement.
SECOND: Dr. Arthur seconded and the motion passed unanimously.
Michael James Jaspers

Mr. Jaspers was not present for the review of his application.

After discussion the following motion was made:

MOTION: Mr. Dale made a motion to deny Mr. Jasper’s application for licensure by endorsement based on failure to show that he meets the experience requirements in 492.105, F.S. and 492.108(1)(a), F.S.

SECOND: Dr. Arthur seconded and the motion passed unanimously.

Paul Norman McCarter

Mr. McCarter was not present for the review of his application.

After discussion the following motion was made:

MOTION: Dr. Arthur made a motion to approve Mr. McCarter’s application for licensure by endorsement.

SECOND: Mr. Dale seconded and the motion passed unanimously.

Stephanie E. Park

Ms. Park was not present for the review of her application.

After discussion the following motion was made:

MOTION: Mr. Dale made a motion to approve Ms. Park’s application for licensure by endorsement.

SECOND: Mr. Poppell seconded and the motion passed unanimously.

Michelle M. Ladle

Ms. Ladle was present for the review of her application.

Dr. Arthur stated that he works at the same Department as Ms. Ladle. Mr. Flynn asks Dr. Arthur if he believes he can be fair and unbiased in his decision for this application. Dr. Arthur stated that he could. It was determined that Dr. Arthur would not need to be recused.

After discussion the following motion was made:

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MOTION: Mr. Dale made a motion to approve Ms. Ladle’s application for licensure by examination.

SECOND: Mr. Poppell seconded and the motion passed unanimously.

Andrew Petric

Mr. Petric was present for the review of his application.

After discussion, it was determined that the majority of Mr. Petric's work experience took place before he completed the educational requirements in December 2011. The board discussed continuing Mr. Petric’s application until the July 25, 2012 board meeting to allow him to structure all of his work experience more clearly.

Mr. Petric waived the deemer requirement so that his application can be reviewed at the July board meeting.

Scott Wehmeyer

Mr. Wehmeyer was not present for the review of his application.

After discussion the following motion was made:

MOTION: Dr. Arthur made a motion to approve Mr. Wehmeyer’s application for licensure by examination.

SECOND: Mr. Dale seconded and the motion passed unanimously.

CHAIR’S REPORT

Mr. Bush asked Mr. Morrison to continue to push having the board’s vacant positions filled.

Mr. Bush also asked staff to start using the Task Function Form once again to help keep up with the ongoing tasks.

Mr. Bush also stated that the board may want to consider moving future meeting dates to help meet various project deadlines.

EXECUTIVE DIRECTOR’S REPORT – Richard Morrison

Mr. Morrison reviewed the complaints and investigations report with the board.

BOARD COUNSEL’S REPORT – David Flynn

Rules Report

Mr. Flynn reported that Rule 61G16-4.004 Discretionary Reinstatement of Null or Void Licenses was moving through the adoption process with the notice published.

Mr. Flynn also explained that he would submit the Annual Regulatory Plan to OFFAR by July 1, 2012. Mr. Flynn stated he would draft the plan and submit it to the Chair for final approval.

The meeting was recessed until 9:00 a.m. on Thursday, April 26, 2012.

MEMBERS PRESENT
Louie G. Bush, Chair
Dr. Jon Arthur
Robert Poppell
Mervin Dale

MEMBERS ABSENT
James Funderburk, Vice-Chair (Excused)
Matthew Cain (Excused)

OTHERS PRESENT
Richard Morrison, Executive Director
David Flynn, Board Counsel
Stacey Buccieri, Government Analyst II

DISCUSSION ITEMS

Complaint Process

Mr. Morrison introduced Prosecuting Attorney LeChea Parson to the board. Ms. Parson went over the flow chart explaining that a complaint has to be in writing and legally sufficient.

After discussion, the board requested a clearer flow chart explaining the complaint process. Ms. Parson stated that she would have Dustin Metz send one to the board. The board also felt having a workshop with the complaint analyst may also help with the processing of complaints.
The board also discussed the problems with reporting complaints. Problems such as since Geologists don’t deal directly with the public, a complaint would most likely come from other Geologists, which is a small group. Some Geologists wonder what the ramifications would be if they reported another Geologist.

Examination Fee

The board discussed possible ways to rectify the gap with the amount of examination fees ASBOG charges for each portion of the examination and what we can statutorily charge the applicants. The board directed Mr. Flynn to check into the ability for them to charge an examination processing fee. Mr. Flynn will also explore ways to use the rulemaking avenue to allow charging an examination administration fee.

Geologist-in-training

Mr. Bush requested this item to be placed on the July agenda for discussion since a couple of board members were absent from this meeting.

Definition of “Responsible Charge”

Mr. Bush requested this item to be placed on the July agenda for more discussion.

With no other business to discuss, the meeting was adjourned at 12:30 p.m.