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**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

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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.

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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

- o 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.

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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.

Examination

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:

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

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

142

143 Andrew Petric

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

146

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

152

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

155

156 Scott Wehmeyer

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

159

160 After discussion the following motion was made:

161

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

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

165

166 **CHAIR'S REPORT**

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168 Mr. Bush asked Mr. Morrison to continue to push having the board's vacant
169 positions filled.

170

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

173

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

176

177 **EXECUTIVE DIRECTOR'S REPORT – Richard Morrison**

178

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

180

181 Mr. Morrison also reviewed the Operating Account Financial Report ending
182 December 31, 2011, the Unlicensed Activity Financial Report ending December
183 31, 2011, and the projected revenues sheet with the board.

184

185 **BOARD COUNSEL'S REPORT – David Flynn**

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187 Rules Report

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

192

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

196

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

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199 The meeting was called to order by Mr. Bush, Chair, at 9:10 a.m. on Thursday,
200 April 26, 2012. Mr. Bush led the board in the Pledge of Allegiance and a moment
201 of silent prayer.

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203 **MEMBERS PRESENT**

204 Louie G. Bush, Chair

205 Dr. Jon Arthur

206 Robert Poppell

207 Mervin Dale

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209 **MEMBERS ABSENT**

210 James Funderburk, Vice-Chair (Excused)

211 Matthew Cain (Excused)

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213 **OTHERS PRESENT**

214 Richard Morrison, Executive Director

215 David Flynn, Board Counsel

216 Stacey Buccieri, Government Analyst II

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218 **DISCUSSION ITEMS**

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220 Complaint Process

221

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

225

226 After discussion, the board requested a clearer flow chart explaining the
227 complaint process. Ms. Parson stated that she would have Dustin Metz send
228 one to the board. The board also felt having a workshop with the complaint
229 analyst may also help with the processing of complaints.

230

231 The board also discussed the problems with reporting complaints. Problems
232 such as since Geologists don't deal directly with the public, a complaint would
233 most likely come from other Geologists, which is a small group. Some
234 Geologists wonder what the ramifications would be if they reported another
235 Geologist.

236

237 Examination Fee

238

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

245

246 Geologist-in-training

247

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

250

251 Definition of "Responsible Charge"

252

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

255

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

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