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**DRAFT MINUTES**  
**BOARD OF PROFESSIONAL GEOLOGISTS**  
**GENERAL BUSINESS MEETING**  
**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**  
**DIVISION OF PROFESSIONS' BOARD MEETING ROOM**  
**1940 NORTH MONROE STREET**  
**TALLAHASSEE, FLORIDA 32399**

**OCTOBER 27, 2010 @ 1:00 PM**  
**&**  
**OCTOBER 28, 2010 @ 9:00 AM**

The meeting was called to order by Mr. Harmon, Chair, at 1:02 a.m.

**MEMBERS PRESENT**

- James Harmon, Chair
- Robert Poppell, Vice-chair
- James Funderburk
- Louie G. Bush
- Mervin Dale
- Jorge Caspary
- Matthew Cain
- Jon Arthur

**MEMBERS ABSENT**

None

**OTHERS PRESENT**

- Richard Morrison, Executive Director
- David Flynn, Board Counsel
- Stacey Merchant, Government Analyst II
- Jody Lane
- Paul Newman
- Erik Svenson
- Santiago Vila
- Francis Flores
- Meriam Senoussi

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**REVIEW AND APPROVAL OF THE MINUTES**

- August 2010 Telephone Conference Call Meeting

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

MOTION: Mr. Dale made a motion to approve these minutes with corrections.

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

**APPLICATION REVIEW**

**Endorsement**

Michael Bernard Maxwell

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

After discussion the following motion was made:

MOTION: Mr. Harmon made a motion to approve Mr. Maxwell's application for licensure by endorsement.

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

Scott Alan McManus

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

After discussion the following motion was made:

MOTION: Mr. Funderburk made a motion to approve Mr. McManus' application for licensure by endorsement.

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

Daniel Michael Peplinski

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

After discussion the following motion was made:

MOTION: Mr. Cain made a motion to approve Mr. Peplinski's application for licensure by endorsement.

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

93 Santiago Ramon Vila  
94  
95 Mr. Vila was present for the review of his application.  
96  
97 After discussion the following motion was made:  
98  
99 MOTION: Mr. Funderburk made a motion to approve Mr. Vila's application for  
100 licensure by endorsement.  
101 SECOND: Mr. Dale seconded and the motion passed unanimously.  
102  
103 **Examination**  
104  
105 Gerrit Rijik Bulman  
106  
107 Mr. Bulman was not present for the review of his application.  
108  
109 After discussion the following motion was made:  
110  
111 MOTION: Mr. Harmon made a motion to approve Mr. Bulman's application for  
112 licensure by examination.  
113 SECOND: Mr. Dale seconded and the motion passed unanimously.  
114  
115 Timothy Bradford Cullen  
116  
117 Mr. Cullen was not present for the review of his application.  
118  
119 After discussion the following motion was made:  
120  
121 MOTION: Mr. Bush made a motion to approve Mr. Cullen's application for  
122 licensure by examination.  
123 SECOND: Dr. Arthur seconded and the motion passed unanimously.  
124  
125 Benjamin Frances Flores  
126  
127 Mr. Flores was present for the review of his application.  
128  
129 After discussion the following motion was made:  
130  
131 MOTION: Mr. Dale made a motion to approve Mr. Flores' application for  
132 licensure by examination.  
133 SECOND: Dr. Arthur seconded and the motion passed unanimously.  
134  
135  
136  
137  
138

139 Mark Harry Horwitz

140

141 Mr. Horwitz was not present for the review of his application.

142

143 Mr. Funderburk was recused due to having personal knowledge of this applicant.

144

145 After discussion the following motion was made:

146

147 MOTION: Mr. Dale made a motion to approve Mr. Horwitz's application for  
148 licensure by examination.

149 SECOND: Mr. Caspary seconded and the motion passed unanimously.

150

151 Michael Shane Johnson

152

153 Mr. Johnson was not present for the review of his application.

154

155 After discussion the following motion was made:

156

157 MOTION: Mr. Harmon made a motion to deny Mr. Johnson's application for  
158 licensure by examination due to failure to meet the educational  
159 requirements. It was noted that the board found 28 total hours of  
160 geological courses and 20 hours of those courses were upper level.

161 SECOND: Mr. Cain seconded and the motion passed unanimously.

162

163 Luke Allen Lemond

164

165 Mr. Lemond was not present for the review of his application.

166

167 After discussion the following motion was made:

168

169 MOTION: Mr. Harmon made a motion to approve Mr. Lemond's application for  
170 licensure by examination.

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

172

173 Lennon Matthew

174

175 Mr. Matthew was not present for the review of his application.

176

177 After discussion the following motion was made:

178

179 MOTION: Mr. Harmon made a motion to approve Mr. Matthew's application  
180 for licensure by examination.

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

182

183

184

185 Andrew Thomas McManus

186

187 Mr. McManus was not present for the review of his application.

188

189 After discussion the following motion was made:

190

191 MOTION: Mr. Harmon made a motion to approve Mr. McManus' application  
192 for licensure by examination.

193 SECOND: Mr. Caspary seconded and the motion passed unanimously.

194

195 Paul Scott Newman

196

197 Mr. Newman was present for the review of his application.

198

199 After discussion the following motion was made:

200

201 MOTION: Mr. Harmon made a motion to approve Mr. Newman's application  
202 for licensure by examination.

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

204

205 Monica Jean Scheller

206

207 Ms. Scheller was not present for the review of her application.

208

209 After discussion the following motion was made:

210

211 MOTION: Mr. Harmon made a motion to approve Ms. Scheller's application  
212 for licensure by examination.

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

214

215 Erik John Svenson

216

217 Mr. Svenson was present for the review of his application.

218

219 After discussion the following motion was made:

220

221 MOTION: Mr. Funderburk made a motion to approve Mr. Svenson's  
222 application for licensure by examination.

223 SECOND: Mr. Caspary seconded and the motion passed unanimously.

224

225 REQUEST FOR RECONSIDERATION OF DAN A. MILLER'S APPLICATION

226

227 Mr. Miller was not present for the reconsideration of this application.

228

229 Mr. Flynn presented this application stating that Mr. Miller's application was  
230 denied at the August 2010 Telephone Conference Call.

231 Mr. Miller submitted a request for reconsideration along with the proper  
232 experience verification forms.

233  
234 After discussion the following motion was made:

235  
236 MOTION: Mr. Dale made a motion to vacate the previous Notice of Intent to  
237 Deny and approve Mr. Miller's application for licensure by  
238 endorsement.

239 SECOND: Mr. Harmon seconded and the motion passed unanimously.

240  
241 REQUEST FOR RECONSIDERATION OF MERIAM SENOUSSE'S  
242 APPLICATION

243  
244 Ms. Senoussi was present for the reconsideration of this application.

245  
246 Mr. Flynn presented this application stating that Ms. Senoussi's application was  
247 denied at the August 2010 Telephone Conference Call. The denial was based  
248 on Ms. Senoussi's failure to provide proof of the thirty hours of geological course  
249 studies.

250  
251 Ms. Senoussi requested reconsideration and provided additional information.

252  
253 After discussion the following motion was made:

254  
255 MOTION: Mr. Harmon made a motion to vacate the previous Notice of Intent  
256 to Deny and approve Ms. Senoussi's application for licensure by  
257 endorsement.

258 SECOND: Mr. Bush seconded and the motion passed unanimously.

259  
260 BOARD COUNSEL REPORT – David Flynn

261  
262 Mr. Flynn had no report at this time.

263  
264 CHAIR'S REPORT

265  
266 Mr. Harmon had no report at this time.

267  
268 EXECUTIVE DIRECTOR'S REPORT – Richard Morrison

269  
270 Mr. Morrison reviewed the complaints and investigations report with the board.

271  
272 Mr. Morrison also reviewed the financial reports with the board.

273  
274 The meeting was recessed until 9:00 a.m. on Thursday, April 29, 2010.

275  
276

277 The meeting was called to order by Mr. Harmon, chair, at 9:00 a.m. on Thursday,  
278 April 29, 2010.

279

280 **MEMBERS PRESENT**

281 James Harmon, Chair  
282 Robert Poppell, Vice-chair  
283 James Funderburk  
284 Louie G. Bush  
285 Mervin Dale  
286 Jorge Caspary  
287 Matthew Cain  
288 Jon Arthur

289

290 **MEMBERS ABSENT**

291 None

292

293 **OTHERS PRESENT**

294 Richard Morrison, Executive Director  
295 David Flynn, Board Counsel  
296 Stacey Merchant, Government Analyst II

297

298 **DISCUSSION ITEMS**

299

- 300 • Board Counsel and board member James Pease agreed to work on a  
301 general clean up of the rules in the practice act Chapter 61G16, Florida  
302 Administrative Code. Board Counsel will review these rules and work on  
303 changes with Mr. Pease (the entire board will work on this project. This  
304 will be a continuous discussion item until complete).

305

306 After discussion the board agreed to begin working on their rules first. The board  
307 also identified the rules they felt needed changes. The list includes the  
308 following rules, 61G16-1.009, 61G16 – 5.001, 61G16-5.002, 61G16-5.004,  
309 61G16-6.001, 61G16-6.006, 61G16-8.001, and 61G 16-9.001.

310

- 311 • The board requested to train on the application review process for board  
312 members at our next in-person meeting. The application review forms will  
313 be discussed. **NOTE:** We will use the Application Review Form and  
314 applications from the Agenda.

315

316 This training was tabled due to some changes the board is making to the forms  
317 and rules.

318

- 319 • The board will continue to work on a power point video, which will outline  
320 steps to take to become a licensed Professional Geologist. The board  
321 wants to have the power point presentation placed on the department's

322 website. Each board member will review the presentation for edits and  
323 discussion at the next in-person meeting.

324  
325 The board reviewed the power point and suggested changes. Mr. Harmon will  
326 make changes to the original power point.

327  
328 • Reasons for denial should be made more detailed (giving statute or rule  
329 with motion).

330  
331 Mr. Flynn stated that he will be responsible for the statute and rule numbers as  
332 long as the board members state why an application is being denied.

333  
334 • NCEES education and experience warehouse

335  
336 Mr. Funderburk shared this information with the board. It was for information  
337 purposes only.

338  
339 • There is a laws and rules exam in the law, however, not given by the  
340 state. This is located in 492.108(d), F.S.

341  
342 After discussion it was the consensus of the board that since there is no laws and  
343 rules examination available that one should not be required.

344  
345 Mr. Flynn will research the possibility of adding a box to check on the  
346 applications stating that they have read the laws and rules.

347  
348 • Discuss list of criminal charges. **NOTE:** This board reviews all  
349 applications and will see all charges anyway.

350  
351 An example of the types of charges that other boards were requesting to review  
352 was provided to the board. This item was for informational purposes only.

353  
354 • Is Marine Science a degree related to Geology (Bush) (List of related  
355 degrees – 61G16-5.001, F.A.C.?)

356  
357 After discussion it was the consensus of the board that a Geology degree must  
358 be a Bachelor of Science or Bachelor of Arts and other sciences must be a  
359 Bachelor of Science. These types of degrees will have to be considered on a  
360 case by case basis.

361  
362 • The board discussed whether or not a GIT program would be beneficial in  
363 Florida. Mr. Caspary was asked to research the laws and rules from other  
364 states regarding GIT programs. Mr. Caspary has presented his findings  
365 for discussion.

366



367 After discussion it was the consensus of the board that a GIT program would be  
368 beneficial.

369  
370 Mr. Arthur will explore the Florida Association of Professional Geologists interest  
371 in adding it to their legislative package.

372  
373 The board directed Mr. Morrison have the department begin the process of  
374 statutory changes to allow Florida to have a GIT program.

375  
376 ACTION ITEMS

377  
378 • Mr. Caspary provided the board office with an email explaining that some  
379 Universities are merging their Geological Sciences Departments into a  
380 new Earth and Atmospheric Sciences Department. The board discussed  
381 this subject and decided to send a letter to the Universities making them  
382 aware of the Statutory Educational requirements.

383  
384 Mr. Harmon will draft a letter and bring it to the January 2011 meeting.

385  
386 • The board requested that DBPR initiate a statute change so the cost of  
387 the required licensure examination is born by the applicant not the  
388 department. This would prevent the professional board from losing money  
389 when the private vendor increases exam cost to the department. The ED  
390 will ensure this recommendation is made to the Office of Legislative  
391 Affairs. **COMPLETED**

392  
393 The board directed Mr. Morrison have the department begin the process of  
394 statutory change.

395  
396 • The board requested that the title of the applicant's job be added to the  
397 experience verification form (DBPR form # 4705) to help them in  
398 determining experience requirements.  
399 The request has been requested of DBPR IT. We should also look into  
400 asking the applicant or the person verifying experience whether the work  
401 described was in responsible charge on form 4705. **COMPLETED**

402  
403 • Board review of application checklist

404  
405 This item was tabled until the board completes changes of the forms and rules.

406  
407 • The board asked that their recommended change concerning experience  
408 requirements be submitted to the department in order to help streamline  
409 the application process. The board wants to remove the seven-year  
410 experience requirement in Section 492.105 (e) F.S., and replace it with  
411 five years postgraduate experience. The board feels that asking for seven

412 years of experience is confusing to applicants because they are credited  
413 up to two years of experience for undergraduate study (492.105(e)(2).  
414

415 After discussion the board directed Mr. Morrison to have the department include  
416 this change in their legislative package.  
417

- 418 • Amend form to ask for responsible charge  
419

420 After discussion the board directed Mr. Morrison to not move forward with this  
421 change.  
422

- 423 • Ensure credentials of person verifying experience is attached to the  
424 application. **Board needs to approve suggestion. SUGGESTION:**  
425 **application processors should ensure credentials are attached to the**  
426 **experience verification forms or the application will be marked**  
427 **deficient.**  
428

429 After discussion the board directed Mr. Morrison to have the application  
430 processors handle this as a deficiency.  
431

#### 432 NEW BUSINESS

433  
434 The board set the 2011 meeting dates and locations as follows:  
435

436 January 26 & 27, 2011 – West Palm Beach  
437

438 May 11 & 12, 2011 – Tampa  
439

440 July 27 & 28, 2011 – St. Augustine  
441

442 October 26 & 27, 2011 - Tallahassee  
443

#### 444 OLD BUSINESS

445  
446 There was no old business to discuss at this time.  
447

448 With no other business to discuss the meeting was adjourned at 12:05 p.m.  
449  
450  
451