

MINUTES
BOARD OF PROFESSIONAL GEOLOGISTS
TELEPHONE CONFERENCE CALL
SEPTEMBER 18, 2012 @ 10:00 AM

MEMBERS PRESENT

Louie G. Bush, Chair
Dr. Jon Arthur
Robert Poppell
Mervin Dale
James Funderburk, Vice-Chair
Matthew Cain

MEMBERS ABSENT

None

OTHERS PRESENT

Richard Morrison, Executive Director
David Flynn, Board Counsel
Stacey Buccieri, Government Analyst II
Madeline Anne Banks
Richard S. Cofer, III
Jonathan David Culpepper
Matthew All Hampton
Jorge Casperly

The meeting was called to order by Mr. Bush, Chair, at 10:04 a.m. on Tuesday, September 18, 2012

APPLICATION REVIEW

Examination

Madeline Anne Banks

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

After discussion the following motion was made:

MOTION: Mr. Funderburk made a motion to approve Ms. Banks' application for licensure by examination.

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

Richard S. Cofer III

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

After discussion the following motion was made:

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

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

Jonathan David Culpepper

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

After discussion the following motion was made:

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

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

Matthew Allen Hampton

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

After discussion the following motion was made:

MOTION: Mr. Bush made a motion to deny Mr. Hampton's application for licensure by examination based on not meeting the educational requirements. Mr. Hampton did not show proof of 24 upper level courses.

SECOND: Mr. Cain seconded and the motion passed 5 to 1. Mr. Funderburk opposed.

Maria Cecilia Pages

Ms. Pages 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. Pages' application for licensure by examination.

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

DISCUSSION ITEMS

ASBOG November 2012 Annual Meeting Information

This item was provided for informational purposes only and to see if anyone was planning on attending this year. No members planned to attend this year.

Signing and Sealing Documents

Jorge Caspary, Director of Waste Management at DEP, raised the following questions to the board, "In cases where a state PG directs another private sector PG to perform additional assessment (not withstanding that the private sector PG has signed and sealed that the assessment is complete or meets the rule) and in the extremely rare case that loss of life or limb takes place as result of a directive by a state PG, a question of liability arises. Would our PG bear any liability since he/she prescribed a course of action? Did the state PG assume the role of a successor PG, thus bearing liability?"

Mr. Flynn stated that there were two issues, the first being Civil Liability. Mr. Flynn stated that the board has no jurisdiction and suggested Mr. Caspary should check with his own Counsel to see what type of liability protection there is. He also stated that State Employees are exempt.

The second issue is Professional Liability. Mr. Flynn stated that he would be glad to work with DEP's Counsel on this matter.

After discussion, Mr. Caspary stated that he would speak with his Counsel.

With no other business to discuss, the meeting was adjourned at 10:52 a.m.