

STATE DRIVING BUSINESSES LICENSURE BOARD
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 8/20/2015

BOARD MEMBERS PRESENT: Sally K Phillips - Chair
Theresa A Bradford
Jason Jerome
Wayne P Johnson

BOARD MEMBERS ABSENT: Lon A Pyper Sr

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Maurie Ellsworth, General Counsel
Mitchell Toryanski, Legal Counsel
Cherie Simpson, Management Assistant

The meeting was called to order at 9:00 AM MDT by Sally K Phillips.

APPROVAL OF MINUTES

Mr. Jerome made a motion to approve the minutes of 6/5/2015. It was seconded by Ms. Bradford. Motion carried.

OLD BUSINESS

To Do List – The Board reviewed the to-do list. It was determined that Mr. Toryanski would do the board immunity presentation and other training at the September 25, 2015 meeting since the Board will be meeting in person.

Mr. Toryanski presented proposed rules and a proposed law change regarding medical certificates as requested at the June meeting. Mr. Toryanski said that to eliminate the requirement for a medical certificate, it would require a change to the Board's statute. A statute change cannot be done during the 2016 session as the deadline has passed. It could be prepared for the 2017 session. Mr. Toryanski suggested that to address the immediate concern, the Board could propose a rule change that would allow an applicant for a driving business instructor license to show proof of a medical certificate that was done in the last two years instead of the last 30 days.

Ms. Bradford made a motion to approve the rule change regarding the need for a medical certificate from 30 days to two years and authorize the Bureau to take steps to move forward and submit the proposal to the Governor's Office. It was seconded by Mr. Johnson. Motion carried.

The proposed rule will be sent to interested parties including the state association, Department of Transportation, and the Department of Education. During the September meeting the Board will discuss sending postcards to licensees. The Board would also like to further discuss eliminating the requirement in the law in the 2017 Legislature. The Board requested that Audra Urie from the State Department of Education be invited to the next meeting to be a part of the discussion.

NEW BUSINESS

EXECUTIVE SESSION

Mr. Jerome made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Ms. Bradford. The vote was: Ms. Bradford, aye; Mr. Jerome, aye; Mr. Johnson, aye; and Ms. Phillips, aye. Motion carried.

Mr. Jerome made a motion to come out of executive session. It was seconded by Ms. Bradford. The vote was: Ms. Bradford, aye; Mr. Jerome, aye; Mr. Johnson, aye; and Ms. Phillips, aye. Motion carried.

APPLICATIONS

Mr. Jerome made a motion to approve the following for apprentice permit:

Russell Burt – DBAI-438

It was seconded by Ms. Bradford. Motion carried.

Ms. Bradford made a motion to deny the renewal for Katharine Pyper and require a new application for apprenticeship. It was seconded by Mr. Jerome. Motion carried.

Mr. Jerome made a motion to approve 901137704 for licensure pending receipt of further documentation. It was seconded by Ms. Bradford. Motion carried.

Mr. Jerome made a motion that the Board work on updating communication regarding the apprentice programs with schools and updating instructors. It was seconded by Mr. Johnson. Motion carried.

Ms. Bradford made a motion to deny both applications for Jeffrey Bowman as the applicant was apprenticing without a permit. It was seconded by Mr. Jerome. Motion carried. Ms. Bradford made a motion to send this file to the investigative unit. It was seconded by Mr. Johnson. Motion carried.

NEXT MEETING was scheduled for September 25, 2015 at 2:00.

ADJOURNMENT

Mr. Jerome made a motion to adjourn the meeting at 11:02 a.m. It was seconded by Mr. Johnson. Motion carried.

Sally K Phillips, Chair

Theresa A Bradford

Jason Jerome

Wayne P Johnson

Lon A Pyper Sr

Tana Cory, Bureau Chief