

IDAHO BOARD OF REGISTRATION FOR PROFESSIONAL GEOLOGISTS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 1/22/2018

BOARD MEMBERS PRESENT: Steven L Derricott - Chair
Dale Osterman
Thomas F Mullen
Mickey E Gunter
Donna R Welch

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Deputy Bureau Chief
Julie Eavenson, Admin. Support Manager
Lori Peel, Investigative Unit Manager
Eric Nelson, Prosecuting Attorney
Maurie Ellsworth, General Counsel
Dicsie Gullick, Management Assistant

The meeting was called to order at 1:00 PM MST by Steven L Derricott.

INTRODUCTION OF DICSIE GULLICK

Ms. Cory introduced the new Board Specialist, Dicsie Gullick, to the Board.

INTRODUCTION OF JULIE EAVENSON

Ms. Cory introduced the new Administrative Support Manager, Julie Eavenson, to the Board.

APPROVAL OF MINUTES

Mr. Gunter made a motion to approve the minutes of August 15, 2017. It was seconded by Mr. Mullen. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. There have been several Legislative Outreach meetings between legislators and Board members throughout the state. Mr. Gunter, Mr. Derricott and Ms. Welch have attended meetings in their local areas.

Ms. Cory explained to the Board that Senator Burgoyne and Senator Den Hartog are working on a piece of legislation that would allow respondents to recoup

costs from the Boards if there is no finding of guilt after an investigation. Tana asked Senator Burgoyne at what point would respondents be able to recoup losses, before or after the hearing? She explained to him that complaints are not filed by the Board but by members of the public and there is a cost to doing business when you investigate a complaint and close it without action and those costs are usually born by all licensees. However, if the respondent is able to recoup those costs as well, there may be a fiscal impact to the Boards. Senator Burgoyne does not have all those details regarding the legislation right now, but as the Bureau receives additional information, it will be given to the Board.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$57,165.11 as of December 31, 2017.

DISCIPLINE

Mr. Nelson presented a Stipulation and Consent Order in case GEO-2017-1. Mr. Osterman made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Welch. Motion carried.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

LEGISLATIVE INTERIM COMMITTEE UPDATE

Mr. Ellsworth stated that the Idaho Legislature has an Interim Committee that has been studying the use of Hearing Officers and is also looking at the Idaho Administrative Procedures Act. Draft legislation was presented at the Interim Committee's last meeting that would make substantial changes to Idaho Administrative Procedures Act and the way contested cases are handled. The Bureau submitted a letter to the Committee seeking clarification concerning some of the proposed changes prior to the Committee's meeting on October 2, 2017. As the Bureau receives additional information, it will be provided to the Board.

OLD BUSINESS

To Do List – The Board reviewed the to do list and no action was taken.

EXECUTIVE ORDER

Ms. Eavenson presented to the Board the template for the Executive Order Report and explained the portions that they would be working on. She told the Board that there would be at least three Board meetings where the Executive

Order would be discussed. The first one was today's meeting. The second meeting would include a rough draft of the Executive Order Report. The third meeting would be where the final report would be presented for approval.

The report template includes six sections:

- A. Index of Statute, Rule, and Policy Requirements for Licensure and Renewal
- B. Applications and Renewals Denied – 2017
- C. Disciplinary Actions – Past 5 Years
- D. Law, Rule, or Policy Changes or Proposed/Implemented Changes in Last 5 Years to Eliminate Barriers to Entry
- E. Assessment of Public Interest
- F. Recommendations for Improvement, Modification, or Elimination of Requirements

The Bureau will be responsible for gathering and entering all of the data sections A, B and C of the template. The Bureau and each Board will jointly fill in section D regarding the Law, Rule or Policy Changes or Proposed/Implemented changes in Last 5 Years to Eliminate Barriers to Entry. The Board Specialist and Administrative Support Manager will assist the designated Board member with writing sections E and F.

Board members are to send their ideas directly to Ms. Gullick by March 12, 2018.

NEW BUSINESS

NEXT MEETING was scheduled for April 2, 2018 at 1:00PM MDT. An additional conference call was scheduled for April 30, 2018 at 1:00 PM MDT and a face to face meeting was scheduled for August 6, 2018 1:00 PM MDT.

DISCUSSION OF ALLOWED FREQUENCY FOR RE-EXAMINATION

The Board discussed how often applicants can sit for re-examination before reapplying. No action was taken.

NATIONAL ASSOCIATION OF STATE BOARDS OF GEOLOGY (ASBOG)

Ms. Gullick gave a brief report regarding the ASBOG Administrator's Workshop and Annual Meeting held October 31, 2017-November 1, 2017.

The Board discussed attendance at the Council of Examiners (COE) being held April 5-6, 2018 in Atlanta, GA. Mr. Osterman made a motion to approve expenditures for a Board member approved by the Chair to attend the COE in Atlanta, GA. It was seconded by Mr. Gunter. Motion carried.

The Board discussed attendance at the Administrator's Workshop, Annual Meeting and Council of Examiners being held October 30, 2018-November 3,

2018 in Monterey, CA. They will revisit the topic at the August 6, 2018 Board meeting.

CORRESPONDENCE

The Board reviewed correspondence from ASBOG regarding the Agreement for Providing Examinations. Mr. Osterman made a motion to accept the agreement and allow the Board Chair to sign. It was seconded by Ms. Welch. Motion carried.

The Board reviewed correspondence from Mr. Davis regarding Geologist in Training and Professional Geologist licensure in Idaho. Mr. Osterman made a motion to direct the Bureau and Board Chair to respond to the correspondence. It was seconded by Mr. Gunter. Motion carried.

EXECUTIVE SESSION

Ms. Welch 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 Mr. Osterman. The vote was: Ms. Welch, aye; Mr. Osterman, aye; Mr. Gunter, aye; Mr. Mullen, aye; and Mr. Derricott, aye. Motion carried.

Ms. Welch made a motion to come out of executive session. It was seconded by Mr. Mullen. The vote was: Ms. Welch, aye; Mr. Osterman, aye; Mr. Gunter, aye; Mr. Mullen, aye; and Mr. Derricott, aye. Motion carried.

APPLICATIONS

Ms. Welch made a motion to approve the following for licensure through mutual recognition:

Duitman, Christy Lynn	PGAP-1598
Eller, Neal Patrick	PGAP-1595
Erdman, Craig Fraser	PGAP-1594
Fagan, Kevin J	PGAP-1602
Hoff-Johnson, Christina Marie	PGAP-1597

It was seconded by Mr. Osterman. Motion carried.

Ms. Welch made a motion to approve the following applicants to take both the FG and PG exam:

Dayley, Jason	PGAP-1606
Grow, Jack Samuel	PGAP-1605

Hunt, Rachel
Valle, Cynthia Marie

PGAP-1599
PGAP-1611

It was seconded by Mr. Osterman. Motion carried.

Ms. Welch made a motion to approve the following applicants to take the FG exam:

Banaszak, Jessica Frances	PGAP-1612
Brooks, Paul C.	PGAP-1614
Elliott, Kathryn Dallas	PGAP-1609
Fisher, James Mitchell	PGAP-1603
Gayda, Kristopher Wayne	PGAP-1608
Leonard, Andrea	PGAP-1607
Meyer, Ross Patrick	PGAP-1600
Moody, Alex Charles	PGAP-1613
Nash, Caroline Sophia	PGAP-1610
Richardson, Ryan Turner	PGAP-1604

It was seconded by Mr. Gunter. Motion carried.

Ms. Welch made a motion to approve the following applicants to take the PG exam:

Henderson, Benjamin Thomas	PGAP-1601
----------------------------	-----------

It was seconded by Mr. Osterman. Motion carried

Ms. Welch made a motion to approve the following applicant pending additional information submitted to the Board for review by the Chair or Vice-Chair.

Applicant#901156139	PGAP-1615
---------------------	-----------

It was seconded by Mr. Osterman. Motion carried.

ADJOURNMENT

Mr. Gunter made a motion to adjourn the meeting at 3:19PM. It was seconded by Mr. Osterman. Motion carried.

Steven L Derricott, Chair

Dale Osterman

Thomas F Mullen

Mickey E Gunter

Donna R Welch

Tana Cory, Bureau Chief