

Nebraska Board of Geologists
Board Meeting Minutes
July 11, 2013
215 Centennial Mall South, Large Conference Room, Lincoln, NE

CALL TO ORDER

The meeting was held at 215 Centennial Mall South, 5th Floor, Lincoln, Nebraska. Chairperson Anderson called the meeting to order at 1:00pm and noted the location of the Public Meeting Statutes. Notice of the meeting was published on the Board's website and in the Lincoln Journal Star in compliance with the Open Meetings Act.

Roll Call: Dennis Anderson, Martha Link, Thomas Correll, Andrew Grimm, Harmon Maher;
Absent: Ralph Martin, David Svingen

Staff Present: Sandra Weaver, Administrator (AD); Jean Lais, Administrative Assistant (AA)

Public Comment/Appointments

No members of the public were present

A Consent Agenda

Meeting Minutes – April 19, 2013, meeting minutes approved as presented

Organizational Practice – Certificates of Authorization

Approved: Barr Engineering Co – Minneapolis, MN (CAG0072)

Action Motion by Correll, second by Link to approve the Consent Agenda as presented. Voting Yes: Grimm, Link, Maher, Correll, Anderson; Voting No: None; Absent: Martin, Svingen

B Financial Matters

Budget Status Report – April, May, June 2013

Personnel & Financial Center reports were provided for review.

MTD General Ledger Detail Report – April, May, June 2013

Personnel & Financial Center reports were provided for review.

Fund Summary Report – April, May, June 2013

Personnel & Financial Center reports were provided for review.

Financial Profile FY 2012/2013 – April, May, June 2013

Graph was provided for review.

Other Financial Matters – *None*

Action Motion by Link, second by Correll to approve the Financial Matters as reviewed and discussed. Voting Yes: Grimm, Link, Maher, Correll, Anderson; Voting No: None; Absent: Martin, Svingen

Weaver left the meeting at 1:10pm

C Applications

Licensure/Examination

Core Course Equivalency Chart, Rational for Core Courses and Course Equivalentents were provided for review.

Applications for Licensure by Reciprocity

Approved: Raymond Englerth, NE; Joseph Parish, MO

Applications for Licensure Reinstatement – *None*

Applications for Geologist Intern by ASBOG FG Exam – *None*

Applications for Licensure by FG/PG ASBOG Exams

Approved: Mary Wilson-Azelton, NE

Applications for Licensure by PG ASBOG Exam – *None*

Action Motion by Link, second by Correll to approve the application as reviewed and discussed. Voting Yes: Grimm, Link, Maher, Correll, Anderson; Voting No: None; Absent: Martin, Svingen

D Compliance - *None*

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E Committee Reports - None

F Old Business

Governance Issues

Rules and Regulations

AA Lais provided a list of items that need further discussion along with comments the members had submitted prior to the meeting. Review of these items resulted in the following revisions:

- 1.3 Members did not want to combine the application and licensing fees into one. Link suggested possibly lowering the licensing fee. After discussion, the members did not feel there was need to lower the fee as the cost of the service contract with the Board of Engineers and Architects for the next couple of years is unknown and the Board will be paying the online renewal processing fee with an additional cost to the Board of \$800-\$900 per year. The Board to left all fees at the current rate.
 - 1.3.13 Change definition to allow for more than one permit, but only one per project. Revised definition: "**Temporary Permit** means a permit issued by the Board for use on a single project, lasting in duration for no more than one year." The limitation of one permit per project will be added to Rule 3.7.
 - 1.5.2 and 3 Approved proposed licensing fee submittal period (approved licensees have until December 31st to submit licensing fee and examinees have six months from the date the exam is passed to submit fee) – need to change "approval" to "approved"
 - 2.1 No change – officers will assume duties at the close of the meeting at which they are elected.
 - 2.2 Approved proposed Officer duties
 - 2.3.4 The simple majority applies to the number of members present as long as a quorum is present.
 - 3.4.4.1 Approved proposed five year limit on exam eligibility.
 - 3.4.6 Rewrite per Link's suggestion – "Any alleged improper behavior on the part of the applicant shall be investigated by the Board, after which the Board will take appropriate action."
 - 3.4.8 Remove application section references
 - 3.4.14 Proposed exam review allowance not approved. The Board will not allow.
 - 3.6.3 Remove redundant reference to fifteen years of experience In 3.6.3 and 3.6.3.1.
 - 3.6.3.2 Approved proposed requirement of four professional references.
 - 3.7.2 Approved removal of examination verification as statute states applicant must only be "... legally qualified by licensure to practice geology in his or her own state or country..."
 - 3.9.3 Approved deletion of the requirement of submitting a copy of a licensee's seal to the Board.
 - 3.9.7 Approved proposed revision
 - 5.2 Approved reformatting for ease of reading
 - 5.5 Approved proposed revision with first sentence ending after "...resolution to the complaint."
 - 5.5.1.1 Need to clarify reference to the Board's rules of procedure. AA Lais will contact the Attorney General's office for guidance. Should the Board have its own rules of procedure or can we reference the Administrative Procedures Act?
- Discussion was held as to the timeline of the holding the public hearing on the revisions and it was determined it should be held on October 10, 2013, prior to the scheduled Board meeting if can be arranged and the appropriate notice given.

Action Motion by Link, second by Correll to bring forward title 171 with the changes and discussed

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for public hearing with clarification on 5.5.1.1 from the Attorney General's office. Voting Yes: Grimm, Link, Maher, Correll, Anderson; Voting No: None; Absent: Martin, Svingen

Geologist Items

Sample Disclosure Questions for License Renewal

Anderson recommended the following questions be used:

- Have you been convicted of any felony in any jurisdiction not previously disclosed to the Nebraska Board?
- Has any disciplinary action been taken against you by any licensing authority, or have you entered into a consent agreement or similar document with a licensing authority not previously disclosed to the Nebraska Board?

Action Motion by Maher, second by Link to use and add to the renewal forms the two questions as recommended by Anderson and discussed. Voting Yes: Grimm, Link, Maher, Correll, Anderson; Voting No: None; Absent: Martin, Svingen

North-Central Geological Society of America 2014 Annual Meeting – April 24-25, 2014, Lincoln, NE

No discussion or action taken

Formal Board Opinion on usage of ASBOG collected education information draft

Anderson was to provide a draft at this meeting, however was unable to do so. He will provide for the October meeting. No action taken

G New Business

Governance Issues

Board Policies

G-P13.01 Election of Officers Policy

Policy provides for the rotation of officers with a member being elected into the secretary position and rotating through to Chairperson. The policy also allows for mid-term elections for positions left vacant by a member unable to complete their term or removed by the Board for any reason.

G-P13.02 Exam Approval/Retake Policy

Policy limits the FG and PG exam approval period to five years beginning with the first scheduled exam after approval. The five year period will begin August 1, 2013, or the first scheduled exam, whichever is later. The candidate will be required to submit a new application and fee if the exam/s is/are not completed in this time period. They will also be required to meet the exam requirements in place at that time.

Action Motion by Link, second by Correll to accept and adopt Policies G-P13.01 and G-P13.02. Voting Yes: Grimm, Link, Maher, Correll, Anderson; Voting No: None; Absent: Martin, Svingen

Rules and Regulations – None

Statutes – None

Geologist Items

Draft of Online Renewal Announcement

AA Lais presented a draft of the Online Renewal announcement for the Board's consideration. The announcement will be included with this year's renewal notices.

Select and Approve Delegates for the ASBOG Fall 2013 COE Workshop and Annual Meeting – October 30-November 2, 2013, Knoxville, TN

Members approved Martin and Anderson as the Board delegates to the COE and Martin to be the Board delegate for the Annual Meeting.

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Action Motion by Link, second by Maher to approve Martin and Anderson as the board delegate to the COE and Martin as the board delegate to the Annual Meeting. Voting Yes: Grimm, Link, Maher, Correll, Anderson; Voting No: None; Absent: Martin, Svingen

Strategic Plan – No discussion or action taken

H General Information

Public Notice publication – July 11, 2013 – A public notice request was sent to the Lincoln Journal Star to publicize the July meeting.

Board meetings and schedule – A copy of the board meeting schedule and office calendar was provided for review.

Roster of Board members – A roster of the current members was provided.

Licensing Trends (as of June 26, 2013) – The Trends in Licensure and Fiscal Activity Reports were provided for review.

Other

Board Policies and Record of Actions needed to Statutes and Rules and Regulations provide for review.

Adjournment: Motion by Maher, second by Correll to adjourn the meeting at 2:15pm

The next Board of Geologist board meeting will be held on October 8, 2013, at 1:00pm at 215 Centennial Mall South, Lincoln, Nebraska, fifth floor, large conference room.



Board Member



Date