



CANNON BUILDING  
861 SILVER LAKE BLVD., SUITE 203  
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE  
DEPARTMENT OF STATE

TELEPHONE: (302) 744-4500  
FAX: (302) 739-2711  
WEBSITE:  
WWW.DPR.DELAWARE.GOV

DIVISION OF PROFESSIONAL REGULATION

**PUBLIC MEETING MINUTES: Board of Geologists**

**MEETING DATE AND TIME: Friday, March 13, 2009 at 10:00 a.m.**

**PLACE: 861 Silver Lake Boulevard, Dover, Delaware  
Conference Room B, Cannon Building**

**MINUTES APPROVED: April 3, 2009**

#### **MEMBERS PRESENT**

Steven M. Smailer, President, Professional Member  
William Schenck, Vice-President, Professional Member  
Amos Aiken, Public Member  
Lorene Athey, Public Member  
Scott Blaier, Professional Member  
Patricia Ennis, Public Member

#### **DIVISION STAFF/DEPUTY ATTORNEY GENERAL**

Allison Reardon, Deputy Attorney General  
Kay Warren, Deputy Director  
Renee' Holt, Administrative Specialist II

#### **MEMBERS ABSENT**

Kim McKenna, Secretary, Professional Member

#### **PUBLIC PRESENT**

None

#### **CALL TO ORDER**

Mr. Smailer called the meeting to order at 10:36 a.m.

#### **REVIEW OF MINUTES**

The Board reviewed the minutes from the February 6, 2008 meeting. Ms. Athey made a motion, seconded by Mr. Aiken to approve the minutes as presented. The motion was unanimously carried.

#### **UNFINISHED BUSINESS**

Newsletter – Mr. Schenck inquired when the next newsletter should be published. Mr. Smailer commented the

timing should be such that it correlates with the licensing period. It was suggested that July would be beneficial, giving the Board the opportunity to receive feedback. Mr. Schenck informed the Board he is not going to the ASBOG Spring meeting, so the section on this topic will be blank. Mr. Smailer emphasized the importance of continuing to issue the newsletter, and inquired if it is more beneficial to go out prior to or after renewals. Mr. Schenck feels twice per year in January and July would be best. Mr. Smailer determined the newsletter should be sent out before the licensing period. Mr. Schenck suggested the Board use the newsletter to ask the professional community to provide feedback on the Geologist In Training proposal, recognize new licensees, and list continuing education courses that have been approved. Mr. Smailer asked that the information be compiled in time to have a draft for the Board to approve at the June meeting.

Website Review – Mr. Schenck provided draft language to be incorporated into the revisions for the web pages. The Board discussed and reviewed the proposed changes. Ms. Holt will submit the changes to the I.T. supervisor for review and report back to the Board as updates and changes are made. Mr. Smailer made a motion, seconded by Mr. Aiken to table the discussion of the FAQ section in regards to Continuing Education. The motion was unanimously approved.

Strategic Plan – Ms. Reardon reported the updates to the Strategic Plan are still in the process, with the item of Geologist In Training (G.I.T.) to be included as Mr. Smailer requested.

Final Denials (Proposed to Deny – No Hearing Requested) - None

Application for Licensure by Reciprocity –

Anne Bell - (previously tabled in September 2008) – The Board reviewed the application and determined Ms. Bell did not meet the requirements for licensure by reciprocity. Because Ms. Bell was licensed in Texas after June 17, 1998 and Texas did not require the ASBOG examination for licensure, Ms. Bell will need to take the ASBOG examination. Mr. Aiken made a motion, seconded by Ms. Ennis to table the application and have Mr. Smailer provide a letter of clarification to the applicant. The motion was unanimously approved.

Kevin Burns – (previously tabled in October 2008) – Mr. Blaier reviewed the application with updated submissions and determined Mr. Burns meets the requirements. Mr. Blaier made a motion, seconded by Mr. Aiken to approve the application for licensure by reciprocity. Mr. Schenck requested clarification on updated submissions. After further discussion, the motion was approved with a majority vote with Mr. Schenck voting no.

Rules and Regulations Update – Nothing to report.

## **NEW BUSINESS**

Review for Licensure by Examination –

Kenneth Eden – Mr. Schenck reviewed the application and the Board determined Mr. Eden did not meet the requirements for licensure by examination. Mr. Schenck made a motion to Propose to Deny because Mr. Eden does not meet the educational requirements for licensure by examination. Mr. Blaier seconded the motion. The motion was unanimously approved.

Review for Licensure by Reciprocity –

Jeffrey Tyburski – Ms. Athey reviewed the application and made a motion, seconded by Mr. Aiken to approve the application. The motion was unanimously approved.

Review of Continuing Education Applications - None

Correspondence - None

March 2009 ASBOG Exam Administration Update -

Ms. Holt reported there was one examinee and the testing proceeded without incident. The test was forwarded to ASBOG and she will update the Board when the scores are received.

DNREC Septic Regulations Process – Notification –

Ms. Holt read an email received from Mr. John G. Hayes, Jr of DNREC regarding a regulations change where the committee is requesting the Board to distribute notification of the update to the license community. (The regulation revision is regarding permitting of wastewater disposal facilities.) After discussion, Mr. Schenck motioned the Board make the Geologic community aware of the ongoing wastewater regulatory process because it is in the public's best interest. Mr. Blaier seconded the motion. The motion was unanimously approved. Ms. Holt will contact Mr. Hayes, and distribute the contact information for the committee to the licensees via email.

**OTHER BUSINESS BEFORE THE BOARD (for discussion only) - None**

**PUBLIC COMMENT - None**

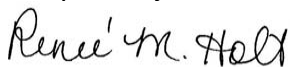
**NEXT SCHEDULED MEETING**

The next meeting is scheduled for April 3, 2009 at 10:00 a.m. in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

**ADJOURNMENT**

There being no further business, Mr. Schenck made a motion, seconded by Mr. Blaier to adjourn the meeting. The motion was unanimously carried. The meeting adjourned at 12:37 p.m.

Respectfully submitted,



Renee' M. Holt  
Administrative Specialist II  
DE Board of Geologists