

## MINUTES

### UTAH PROFESSIONAL GEOLOGISTS LICENSING BOARD MEETING

October 8, 2009

Investigations Meeting Room 08:00 a.m.  
Heber Wells Building  
160 East 300 South  
Salt Lake City, Utah

**CONVENED** 08:02 a.m.

**ADJOURNED** 09:45 am

**BUREAU STAFF**  
Mark Steinagel, *Director*  
Dennis Meservy, *Bureau Manager*  
Yvonne King, *Board Secretary*  
Kent Barnes, *Compliance*  
Allyson Robinson, *Bureau Four Board Secretary*

**BOARD MEMBERS PRESENT**  
Dan Matthews, *Chair*  
Richard Allis  
William Loughlin  
William Lund

**VISITORS**  
Niall Henshaw, *Association of Engineering Geologists*

#### MARK STEINAGEL

According to Mark Steinagel, the statute under 58-76-201 (3) provided for the board to designate one of its members to assist the Division in reviewing complaints of unlawful or unprofessional conduct. Dan Matthews made a motion to allow the board chair, when there was a need and depending on the expertise required, to designate a member of the board to assist investigations. William Loughlin seconded the motion and all members voted in favor.

Steinagel asked the board if they were interested in a newsletter. He mentioned the Architect Board had produced a newsletter and it was currently available on the Division website. The Division did not have the staff to produce the newsletter, but this was something the Architect Board had done on their own with assistance from Division staff.

**EDUCATION & ENFORCEMENT FUND**

Steinagel, Dennis Meservy and Allyson Robinson reviewed the education and enforcement fund with the board. Steinagel indicated that even though the money collected by the Division is for the education and enforcement fund, the money for the fund must be appropriated by the state legislature. The appropriated amount was currently established at \$10,000. The board indicated this appropriated amount for now was sufficient.

Steinagel stated the fund by statute permitted use of the fund for enforcement and under certain criteria it was appropriate to use the education and enforcement fund for investigations.

The board expressed concern about the impact of taking the annual ASBOG membership fees from the fund. Steinagel indicated the ASBOG membership fees would not be paid from the fund.

Due to budget cuts, state travel was banned. Steinagel, however, indicated that through the approval of the Department Executive Director one board member would be allowed to attend the national meeting once a year. The travel would be paid out of the fund. Matthews made a motion to allow Loughlin to attend the November 2009 annual ASBOG meeting in Birmingham, Alabama. Lund seconded the motion and all members voted in favor.

Niall Henshaw

Niall Henshaw stated he would provide a proposal/application for a workshop at the next board meeting in February. The board requested that Henshaw submit the application prior to the next board meeting. This would give the board time to thoroughly review the application. The board was supportive of the association seminar that was held last March and would like to see such a seminar held annually. Richard Allis made a motion for the board to recommend an ethics and license responsibility seminar facilitated by AEG for this coming spring and to have the proposed application submitted prior to the next meeting in February. William Lund seconded the motion and all members voted in favor.

**NOMINATIONS FOR CHAIR**

Loughlin made a motion to nominate Matthews for chair. Lund seconded the motion and all members voted in favor. With the vote, Matthews replaced Allis as board chair.

**ASBOG**  
Kent Barnes

Kent Barnes is the testing coordinator for the Division. ASBOG was requesting the names of licensees from the Division for a random survey they were mailing out.

The board was of the opinion this was an important request. Barnes explained the contact information for licensees was protected and the Division could not provide it to ASBOG. However, if ASBOG provided the Division with the survey packets, the Division would mail them out and charge ASBOG for postage and handling. This was discussed in the last board meeting held in June, but ASBOG had not contacted him. Loughlin stated he would contact ASBOG in an effort to get the issue resolved.

After Barnes left the meeting, there was a concern expressed about individuals that had difficulty getting registered with PSI for the ASBOG examination. Meservy stated he would inform Barnes. However, the board members that had first hand information of those having difficulty should also make contact with Barnes.

## MINUTES

Lund made a motion to approve the June 2009 board meeting minutes as written. Loughlin seconded the motion and all members voted in favor.

**All business concluded meeting adjourned.**

*Note: This report is not intended to be a verbatim transcript, but is intended to record the significant features of what was discussed in the meeting. Discussed items are not necessarily arranged in chronological order.*

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Date: February 11, 2010

Dan Matthews, Chair

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Date: February 11, 2010

Dennis Meservy, Bureau Manager