



Oregon Geologist Examiner

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Official Publication of the Oregon State Board of Geologist Examiners

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Next Board Meetings:

July 7, 2000

10:00 A.M.

The Adobe Motel
Yachats, Oregon

October 2, 2000

Salem, Oregon

Quality Report Writing through the Eyes of the State Geologist

Editor's Note: The following article was written by John Beaulieu, State Geologist, and appeared in the January/February 2000 edition of OREGON GEOLOGY under the heading "Through the Eyes of the State Geologist." At the Board Retreat held in April, quality report writing was discussed. The Board's position is that the safety of citizenry is maintained by and through the quality of report writing. The Board will work to assure high standards in report writing.

With development spreading into new areas or concentrating into areas of existing development Oregon is increasingly challenged with earth resource and geologic hazard-related decisions. The general pattern of geometrically increasing losses to geologic hazards is evident statewide, but also nationwide and worldwide. Demographics are driving the trend.

Peer review of reports by state authorities is being called for by some. This alone, it is thought by some, will solve the problem. However, housing the capacity and the capability in one agency to perform this complete service well, is not practical. Efforts to do so have failed in other states.

What is needed is a broader culture of improving report quality to match the pace of increasing need. In Oregon we are attempting to facilitate the culture of quality in several ways:

- 1) The quality of those preparing the reports must be assured. The registration of geologists and engineers is required by statute.
- 2) The ready availability of reliable data to the public must be provided. The Department of Geology and Mineral Industries provides field offices to the maximum extent budget will allow. A new field office is being established in Newport to better serve the needs of coastal residents. A web site and "store" provide additional public education services.
- 3) Training must be offered to local residents and communities on the content and the use of technical data. For this, DOGAMI now emphasizes public education of target audiences most in need of the data we can provide. We wish also to establish workshops to bring the information strategically to the user.
- 4) The contents of geotechnical reports must meet minimum standards in terms of breadth of subject matter. DOGAMI plans to cooperate with the Board of Geologists Examiners to better provide advisory information on the content of properly prepared geologic reports.
- 5) The quality of information in the reports must also be assured. Some communities are developing mechanisms for peer review within their areas of interest. Success stories along these lines must be broadcast by entities like DOGAMI and the Board of Geologist Examiners.

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Knight Notes

Knowledge of statute and rule regulation of your profession is *your responsibility*. Recently, a CEG registrant sent in the \$50.00 renewal fee. When informing this registrant that the renewal fee required an additional \$75, the registrant was quite surprised to learn that he was actually licensed as a geologist in the state of Oregon! His comment follows: "This is the very first time the state board has informed me that I had a dual license number. In the past I received only one ID card. I do try to keep knowledgeable of the rules and regulations pertaining to the profession. But I can only know what's on the board's mind when that information is actually communicated to me. I'm not psychic." I pondered this issue. Each of us prioritizes on a daily basis. I would venture a guess that reading rules and statutes are not on the top of anyone's list! And even if it were, daydreaming is easy when reading regulatory information!

So, let the Board use this venue to inform *each and every registrant* of ORS 672.565 (2) An applicant for certification in a specialty shall meet all of the requirements of a registered geologist. The Oregon Board currently has *one* specialty: Certified Engineering Geologist. If your license number begins with an *E*, then you are recognized as an Engineering Geologist. If your license begins with a *G*, you are recognized as a Registered Professional Geologist. Either license authorizes you to perform the public practice of geology in Oregon. If your pocket card begins with a *T*, then you are recognized as a Geologist-in-Training. Any work performed by such a registrant must be reviewed *and* stamped by a professional!

Statutes can only be changed through the legislative process. The Board has submitted housekeeping Statute changes for the next Legislative Session. Rules are modified, added, or deleted through the Public Hearing process. Please note the rule changes to be heard at Public Hearing on July 7th as printed in this newsletter.

On another note, please keep us informed of email address changes (as well as work and home address changes). The September Newsletter *may* be sent out via email to reduce paper and mail costs to the budget. If you have not previously notified us of your email address, you may do so by emailing us at osbge@open.org.

Susanna R. Knight
Administrator

Board Signs Agreements

Only individuals registered with the Board of Geologist Examiners are eligible to do the *public practice of geology*. Recently, two agreements with *non-registered geologists* were completed. These agreements closed two compliance issues presented to the Board. The content of each follows:

AGREEMENT BETWEEN THE OREGON STATE
BOARD OF GEOLOGIST EXAMINERS

and

JEFF JACKMAN

*DBA Point Source Solutions
2419 SE 11th Avenue
Portland, Oregon 97214*

And previously

*DBA Northwest Envirocon Inc.
7410 Delaware Lane
Vancouver, Washington 98664*

In a Public Meeting of the Oregon State Board of Geologist Examiners held in Portland on December 10, 1999, it was unanimously voted that the Board should establish a *written* agreement with Mr. Jeff Jackman. In such agreement, Mr. Jackman, who is not a geologist registered with the Board:

- a) will agree to cease *the public practice of geology*;
- b) will henceforth have all reports, which may contain information considered to be *the public practice of geology* in the State of Oregon, prepared under the direct supervision of, and stamped by, an Oregon Registered Professional Geologist; and
- c) will not be disciplined by the Board for any additional reports which may include the public practice of geology that were signed by him prior to a personal meeting with a committee of the Board on November 29, 1999.

Mr. Jeff Jackman, representing himself, and Audrey Eldridge, representing the Oregon State Board of Geologist Examiners, signed an agreement of the above statement on January 6, 2000.

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Board Signs Agreements

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AGREEMENT BETWEEN THE OREGON STATE BOARD OF GEOLOGIST EXAMINERS

and
PAUL R. WITTBRODT
CC #99-06-008

2509 NE Flanders Street, #112
Portland, Oregon 97232

In a Public Meeting of the Oregon State Board of Geologist Examiners held in Salem on March 6, 2000, it was unanimously voted that the Board should establish a *written* agreement with Mr. Paul R. Wittbrodt. In such agreement, Mr. Wittbrodt, who is not a geologist registered with the Oregon Board:

- a) will agree to cease *the public practice of geology* in the state of Oregon;
- b) will henceforth have all reports, which may contain information considered to be *the public practice of geology* in the State of Oregon, prepared under the direct supervision of, and stamped by, an Oregon Registered Professional Geologist; and
- c) will not be disciplined by the Board for any additional reports which may include the public practice of geology that were signed or written by him prior to the date of this agreement; and
- d) will seek to complete the registration process here in Oregon.

Mr. Paul R. Wittbrodt, representing himself, and Audrey Eldridge, representing the Oregon State Board of Geologist Examiners, signed an agreement of the above statement on March 6, 2000.

Quality Report Writing

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- 6) Finally, for selected sites of statewide significance DOGAMI sometimes does provide peer review services. Generally issues are large scale or significant in terms of state policy. We have asked that these rare requests be initiated by local government and routed through the Governor's Office to help assure proper coordination.

With progress on each of these fronts we can continue to move towards a culture of report quality. Hopefully we can keep pace with the increasing demand by local decision-makers for quality information upon which to base site-specific decisions.

Board Position Available

A position on the Board of Geologist Examiners is currently available. This is the regulatory board for the public practice of geology. A Certified Engineering Geologist currently holds the position. If you are interested in serving on the Board, please contact Lisa Howard at the Governor's office [503-378-8471] and request application information. Governor appointments to the Board are for 3-year terms with reappointment for one additional 3-year term. The effective date for appointment should be November 17. If you have any questions regarding time commitment, responsibilities, etc, please contact the Administrator for the Board, Susanna Knight, at (503) 566-2837.

Calling All GITs

All GITs currently registered with the Board who have not yet passed the **Oregon Specific 2-Hour** examination are encouraged to make application for the examination. The examination may be taken at any time, but must be passed in order to finalize your professional registration. The examination is currently offered four times during the year. You may locate the application form, study information, and application dates on the Board web site. Just complete the application form and forward with the appropriate fee *by the cutoff date*. As a current GIT registrant, you are eligible to sit for the exam without completing the extensive application packet.



Visit Us on the Web!

It is now official. The Board web site is up and running. You are invited to take a look at www.osbge.org. The following can be found at the site: Minutes of Meetings, Notices of Meetings, Application Materials, Examination Schedules, Rules and Laws, Links to other web sites. If you are looking for information and cannot find it, please contact the Board office. Suggestions for improving the site are appreciated.

Proposed Rule Change for Public Hearing July 7, 2000

Underlined items added, bracketed [] items to be deleted.

809-001-0005

Model Rules of Procedure

The Attorney General's Model Rules of Procedure under the Administrative Procedures Act, in effect on [September 15, 1997] December 1, 1999, are hereby adopted as the rules of procedure for the State Board of Geologist Examiners.

Stat. Auth.: ORS 183.341 & ORS 670.310

Stats. Implemented: ORS 183.341 & ORS 183.355

Hist: GE 1(Temp), f. & ef. 11-3-77; GE 2, f. & ef. 12-13-77; GE 1-1982, f. & ef. 5-14-82; GE 1-1984, f. & ef. 2-1-84; GE 3-1986, f. & ef. 7-15-86; EE 1-1996, f. & cert. ef. 8-30-96; GE 1-1996, f. & cert. ef. 8-30-96; BGE 2-1999, f. & cert. ef. 11-8-99

809-050-0040

Complaint Response

(1) "Complaint" is an issue brought to the attention of the Board [that may or may not result in formal charges as provided in ORS 672.665] concerning compliance with Oregon laws ORS 672.505-672.705 by any person. A complaint may or may not result in formal charges as provided in ORS 672.665.

(2) "Respondent" refers to a person or firm against whom a complaint has been made to the Board. The primary objective of the Board is to reach compliance with Oregon laws and rules and to avoid further formal action. If this cannot be accomplished, then the Board will process complaints as follows:

(a) The Board has established a Compliance committee, chaired by the Board's public member and one other professional member to be selected on an issue-by-issue basis. All complaints received by the Board will be referred to this Committee;

(b) [Complaints must be in writing and signed prior to processing by the Committee. Receipt of all complaints will be acknowledged by the] Board staff will acknowledge all complaints in writing; however, it should be noted that the process is not a "plaintiff/defendant" process and the complainant will not be considered a party to the case unless party status is requested and approved by the Board;

809-050-0010

Qualifications for Registration Without Examination [(Reciprocity)] Cooperative

809-060-0001

Appointment of Board Members

(1) The Public Member[s] shall be [elected by the Board from a list of nominees submitted] appointed by the Governor.

(2) [Licensed Board members may be selected by the Governor from a list of nominees elected by the registrants as provided in these rules, however, if the election result is not approved by the Governor,] [t]The Governor [may request another election or] may select and appoint any qualified Registered Geologist [person] to fill [the] a Board [member] geologist position.

(3) If the Governor does not appoint a licensee to fill the expired term of an existing Board member, those members shall continue to serve until replaced.

Stat. Auth.: ORS 670.310 & SB 546; SB 1126

Stats. Implemented: ORS 672.505 - ORS 672.705

Hist.: BGE 3-1998, f.10-16-98, cert. ef. 10-21-98

809-060-0002

Qualifications of Licensee Membership on the Board

(1) A licensee is qualified to seek nomination for Board membership if the licensee is registered by the Board and has been licensed and has lived in the State of Oregon for at least [five] one year[s] preceding appointment to the Board.

(2) Notwithstanding subsection (1) of this section, a licensee is not [qualified for nomination to] eligible for Board [membership] appointment if the licensee has been convicted, pleaded guilty, or pleaded nolo contendere to any criminal charge if the relationship of the facts which support the charge and all intervening circumstances tend to show that the licensee is not fit to hold the position, in the discretion of the Board.

(3) A licensee is not qualified for [nomination to] Board membership if the licensee, within the previous five years, has been reprimanded, suspended, or revoked by the Board for a violation of ORS Chapter 672 or the rules adopted by the Board.

Stat. Auth.: ORS 670.310 & SB 546

Stats. Implemented: ORS 672.505 - ORS 672.705

Hist.: BGE 3-1998, f.10-16-98, cert. ef. 10-21-98

The following two are bracketed for complete removal. SB 1126 of the 1999 Legislature removed the election process for Board positions and returned it to a Governor appointed process.

[809-060-0004

Nominations

(1) When a vacancy exists, or is imminently due, the Board shall give written notice of the vacancy to the Governor and provide notice, pursuant to OAR 820-001-0000, to all registrants.

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Proposed Rule Changes

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(2) The written notice shall include a request for nominations from the registrants.

(3) Nominations must be in the Board's office no later than thirty (30) days after the written notice was sent by the Board in order for a nominated licensee to be placed on the ballot.

Stat. Auth.: ORS 670.310 & SB 546

Stats. Implemented: ORS 672.505 - ORS 672.705

Hist.: BGE 3-1998, f.10-16-98, cert. ef. 10-21-98]

[809-060-0005

Election of Candidates

(1) After receiving a nomination, the Board shall send to the licensee a "candidate information form" which the licensee may complete for the purpose of informing registrants of the person's qualifications for Board membership. The form must be in the Board's office no later than forty-five (45) days before the scheduled date of the election for the vacancy(ies).

(2) No later than twenty (20) days before the election for the vacancy, the Board shall send a ballot to all active registrants, along with copies of returned "candidate information forms." Each ballot shall be signed by the registrant and returned to the Board's office no later than 4:00 PM on the election date.

(3) The Board shall remove from consideration any ballot, which is not properly submitted under these rules.

(4) The Board shall count the ballots for all candidates and rank them as nominees for consideration by the Governor.

(5) The Board shall, within ten (10) business days after the election, forward the results of the election to the Governor

Stat. Auth.: ORS 670.310 & SB 546; SB 1126

Stats. Implemented: ORS 672.505 - ORS 672.705

Hist.: BGE 3-1998, f.10-16-98, cert. ef. 10-21-98]

ASBOG Results Released

Twenty-one states were represented in the final statistics of the March 2000 ASBOG Exam. Of the 497 Fundamentals of Geology candidates, 56.1 candidates passed the examination. Of the 399 candidates sitting for the Practice of Geology portion of the ASBOG test, 66.2% passed the test. Of the 20 Oregon candidates sitting for the Fundamental portion, the pass rate was 60.0%. Of the 11 candidates from Oregon sitting for the Practice portion, the pass rate was 72.7%. Oregon continues its tradition of pass rates higher than the average pass rate for the entire examination. Congratulations to those candidates that successfully completed the examination!

Lapsed Licenses for 2000

The following registrants currently have a lapsed license. Their registration was not updated during the months of January, February, and March of 2000. If your name is listed below and you **did** send your renewal fee, please contact the Board office. If an error has been made, staff needs your assistance to correct it.

Engineering Geologists:

Knight, Louis Harold; **LaMont**, Edward Hart; **Nodler**, Laurence C; **Rossi**, Jonathan Lake; **Sholes**, David A.

Professional Geologist:

Bartlett, Jeremy John; **Biddle**, John (Jack) H; **Flaherty**, Michael J; **Moore**, Susan Bloomfield; **Osborn**, Susan Paige; **Rezowalli**, James J.

Geologists-in-Training:

Dill, Earl W; **Groff**, Dale Eugene; **Lefever**, Kerry A; **Levitt**, Thomas Daniel; **Radcliff Jr**, Gerald Eugene; **Scardino**, James Allen; Stewart, **John Campbell**; **Suggs**, Thomas; **Watts**, Christopher F.

New Registrants Recognized

The Board congratulates the following applicants who have met all requirements for registration:

Susan Bednarz, E1681, Issued 5/17/2000

Richard M. Hill, G1904, Issued 5/15/2000

Ingmar A. Saul, G1724, Issued 4/18/2000

Paul R. Wittbrodt, G1909, Issued 5/15/2000.

The Board also congratulates the following registrants as *Geologists-in-Training*:

Adam T. Barber, T1898, Issued 5/15/2000

Timothy L. Barnes, T1899, Issued 5/15/2000

Robert D. Brinkmann, T1900, Issued 5/15/2000

William J. Burnes, T1901, Issued 5/15/2000

Michael R. Dewey, T1902, Issued 5/15/2000

Noah J. Garrison, T1903, Issued 5/15/2000

David Lamadrid, T1905, Issued 5/15/2000

Philip M. Richerson, T1906, Issued 5/15/2000

Nancy L. Rorick, T1907, Issued 5/15/2000

Balin B. Strickler, T1908, Issued 5/15/2000.

Oregon State Board of Geologist Examiners

707 13th Street SE, Suite 275
Salem, OR 97301



Last Effort to Locate GITs

The following 33 Geologists-in-Training are still in the *lost* category. With the Administrative Rule change of 1999, these registrants are required to maintain contact with the Board as GITs. If you know them, please ask that they contact the Board office or notify the Board of their current mailing address. Your assistance is appreciated:

Anderson, Robert Lowell; **Bach**, Jeffrey J; **Bell**, Rochelle; **Bird**, Jill M; **Booker**, Nathan H; **Dilbert**, Clifford A; **Dolan**, David Walter; **Dorion**, Kristel Alexia; **Durham**, Fritz Edwin; **Foelker**, Timothy J; **Ganahl**, Jerome Blaise; **Herrera**, Nora Berggren; **Jensen**, Eric David; **Jenson**, John W; **Jones**, Jeffrey Allen; **Landeche**, Lori Marie; **Lefever**, Kerry A; **Meek**, Mary E; **Mortyn**, P. Graham; **Neff**, William Henry; **Orzol**, Leonard L; **Parsons**, Russell O; **Radcliff JR**, Gerald Eugene; **Richardson**, Dean E; **Savage**, Kaye Sawyer; **Scardino**, James Allen; **Snyder**, Geoffrey W; **Soar**, Maureen; **Stack**, Caroline J; **Stewart**, John Campbell; **Suggs**, Thomas; **Watts**, Christopher F; **Welch**, David L.

Calendar of Upcoming Events

- June 7: Board Committee Meeting,
8:00 AM, The Association Center, Salem
- June 9: Oregon-Specific Geology Examination
4:00 to 6:00 PM, Conference Room B
The Association Center, Salem
- July 1: Cutoff Date, ASBOG Examination
- July 6: Board Work Session, Yachats
(see *Meetings on www.osbge.org*)
- July 7: Board Meeting
10:00 AM, The Adobe Hotel, Yachats
Public Rule-Making Hearing
11:30 AM, The Adobe Hotel, Yachats
- Sept 15: ASBOG National Exam, Salem
8:00 AM Fundamental / 1:00 PM Practice
Oregon-Specific Geology Examination
6:00 to 8:00 PM