

SOUTH CAROLINA BOARD OF REGISTRATION FOR FORESTERS  
BOARD MEETING

Given before Yvonne R. Bohannon, Registered Merit Reporter, Certified Realtime Reporter and Notary Public in and for the State of South Carolina, commencing at 9:59 a.m. on Thursday, October 13, 2011, at the offices of the South Carolina Department of Labor, Licensing and Regulation, 110 Centerview Drive, Columbia, South Carolina.

Reported by:  
Yvonne R. Bohannon, RMR, CRR

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APPEARANCES :

BOARD MEMBERS :

AMY L. McFADDEN (Chairman)  
RONALD W. BYRD (Telephonically)  
GEORGE CHASTAIN  
B. ALLEN DUNN, Ph.D.  
FRED H. GANTT  
CHARLES SIBLEY

FOR THE STATE :

SOUTH CAROLINA DEPARTMENT OF LABOR,  
LICENSING AND REGULATION  
BY: DEAN GRIGG  
Post Office Box 11329 (29211)  
110 Centerview Drive  
Columbia, South Carolina 29210

ALSO PRESENT :

Theresa Garner  
Lenora Addison-Miles

(INDEX AT REAR OF TRANSCRIPT)

1 MS. McFADDEN: I guess we're ready to  
2 call the meeting to order. Our meeting has  
3 been properly posted at all the public  
4 venues, I assume.

5 MS. MILES: Yes, ma'am.

6 MS. McFADDEN: Let's stand and say the  
7 Pledge of Allegiance.

8 (The Pledge of Allegiance was  
9 recited.)

10 MS. McFADDEN: George is going to say  
11 our invocation.

12 (The invocation was recited.)

13 MS. McFADDEN: Okay. Excused  
14 absences, I guess Mr. Lominck is not here.  
15 He is -- as we said at the last meeting,  
16 he's indicated his decision to not serve  
17 anymore, so we're in the process of  
18 replacing him.

19 Do we need to approve his absence?

20 MS. MILES: You're just in time.

21 MR. GRIGG: Sorry. I was on a  
22 conference call. I apologize.

23 MS. MILES: We have a member that's  
24 not here --

25 MR. GRIGG: Okay.

1 MS. MILES: -- today, and he has  
2 indicated that he no longer wishes to  
3 serve, so do we need to do an excused  
4 absence for him?

5 MR. GRIGG: Do an excused absence for  
6 him until you can get him --

7 MS. MILES: A replacement?

8 MR. GRIGG: Replaced, yeah.

9 MS. McFADDEN: Okay.

10 MR. GRIGG: That would be the best  
11 thing.

12 MS. McFADDEN: Do we have a motion?

13 MR. CHASTAIN: I'll make a motion.

14 MR. SIBLEY: And I second it.

15 MS. McFADDEN: All those in favor,  
16 aye.

17 BOARD MEMBERS: Aye.

18 MS. McFADDEN: We've got Ronnie Byrd  
19 with us on conference call this morning.

20 MR. BYRD: Hey, Amy.

21 MS. McFADDEN: Good morning.

22 MR. BYRD: Good morning.

23 MS. McFADDEN: I appreciate you taking  
24 the time to call in.

25 MR. BYRD: Well, I -- I -- as I told

1           you and I'll tell the whole board and  
2           everybody that's there, I apologize for not  
3           being there. We just had a couple of  
4           changes around there. And it's always nice  
5           to show up at the meeting with your new  
6           boss.

7           MS. McFADDEN: It's a good idea.

8           MR. BYRD: I appreciate y'all setting  
9           up the conference call.

10          MS. McFADDEN: Okay. If everybody  
11          would just take a minute to review the  
12          minutes from the last meeting. Let us know  
13          of any changes.

14          MR. GANTT: I just have a couple  
15          questions. No changes. I wonder how many  
16          more we had registered last time. We had  
17          110 I think that said they still had not  
18          licensed, and I just wondered if some more  
19          of them had --

20          MS. McFADDEN: Okay.

21          MR. GANTT: -- picked up.

22          MS. McFADDEN: We'll probably get to  
23          that when Lenora does her -- we'll get to  
24          that when Lenora does her section.

25          MR. GANTT: All right.

1 MS. McFADDEN: There's no changes. Do  
2 I hear a motion to accept the minutes?

3 MR. GANTT: We have a question. The  
4 plaque we're talking about for Virgil, is  
5 that still -- I guess that's in process?

6 MS. McFADDEN: Yes. We're going to  
7 hopefully do that in the January meeting.

8 DR. DUNN: I so move for approval.

9 MR. GANTT: (Indicating.)

10 MS. McFADDEN: Okay. All those in  
11 favor to accept the minutes as presented?

12 BOARD MEMBERS: Aye.

13 MS. GARNER: Who seconded that,  
14 please?

15 MS. MILES: Mr. Gantt.

16 MR. GANTT: (Indicating.)

17 MS. GARNER: Mr. Gantt. Thank you.

18 MS. McFADDEN: I don't have any  
19 remarks at this time.

20 Ms. Lenoir, do you want to give us an  
21 update.

22 MS. MILES: The agency is now  
23 requiring a court reporter of all meetings  
24 in order to provide a verbatim transcript  
25 of the meetings. The transcript will be

1 posted on the Board's website.

2 There are 695 foresters registered  
3 through June 30th of 2013. The last  
4 renewal period ended on September 30th.  
5 Registrants can now apply for  
6 reinstatement. There are 76 licenses that  
7 lapsed effective June 30th as compared to  
8 62 that had lapsed in 2009 at the end of  
9 that renewal period.

10 I have provided each member with  
11 information to access the LLR board member  
12 site. It gives you the website with the  
13 user ID and password. The site contains  
14 information and resources for all POL board  
15 members, including forms, travel  
16 information, board member listing for all  
17 of the boards, and the board member  
18 orientation reference manual that was used  
19 at the board member orientation at the Fire  
20 Academy this week.

21 Each member also has a memorandum  
22 regarding the 2012 state official license  
23 plates. The members who currently have an  
24 assigned plate can retain that same plate  
25 number by paying your vehicle property

1 taxes and renewal registration fee and  
2 submitting your insurance certification to  
3 your county treasurer's office before  
4 January 31st. Members that want to obtain  
5 a license plate for the first time must  
6 complete the application that's attached,  
7 provide a copy of your current vehicle  
8 registration and a \$15 fee payable to SCDMV  
9 and submit that information to me no later  
10 than November 21st.

11 Mr. Byrd, I will forward this  
12 information to you.

13 MR. BYRD: Okay. Thank you.

14 MS. MILES: Okay. CFE audit letters  
15 were mailed on October the 12th to 63  
16 registrants. The registrants were asked to  
17 submit proof of their CFEs by November  
18 30th, and the Board will review the  
19 documents during the January meeting.

20 I have also provided for you the  
21 August 2011 cash balance report as provided  
22 to our office -- our finance office. The  
23 cash balance for August was \$35,459.02.  
24 And you also have a spreadsheet that gives  
25 you -- this is the spreadsheet, and I've



1 color coded it. That -- the spreadsheet  
2 shows July and August information.

3 As you see, you have application fees,  
4 renewal fees, license fees, and then a  
5 miscellaneous revenue. That would be an  
6 online verification. Then in the yellow  
7 you have your expenditures. The pink was  
8 the revenue. The yellow is expenditures.  
9 You have payroll. Then you have postage,  
10 rent for the building, and that's based on  
11 the square footage. You have additional  
12 payroll such as retirement, Social  
13 Security, in -- health insurance, dental.

14 Then if you go to the next page, it  
15 shows our cash transfers. We have -- for  
16 the admin director, that would be the  
17 director's office, administration, finance,  
18 HR, that type of thing, and POL  
19 administration, and we also have office of  
20 investigations and enforcement, legal, and  
21 the office of board services  
22 administration.

23 And I've just given you this  
24 information -- this for your information to  
25 see, you know, what our expenses are and

1 the type of expenses that we are incurring.  
2 And if you would like to get this detailed  
3 report each month, we can do that, or if  
4 you'd rather just get the basic cash  
5 balance, it's up to you. Just let me know  
6 and I'll provide either one.

7 And the expend -- the transfers that  
8 we have like for admin and POL admin, legal  
9 and -- the B&BB is the office of business  
10 services. Finance has come up with a  
11 formula that they use as an overall  
12 percentage, and they just came up with a  
13 percentage that would be equal for each  
14 board, so it's just a formula that they use  
15 and that shows the percentage that they  
16 came up with. Okay?

17 MS. McFADDEN: I think that the  
18 overall is probably good.

19 MS. MILES: Okay.

20 MS. McFADDEN: And then if we have any  
21 questions, you know, we can --

22 MS. MILES: Okay.

23 MS. McFADDEN: -- we can ask for the  
24 further -- the further detail.

25 MS. MILES: That's fine.

1 MS. McFADDEN: But just the outline  
2 here is great.

3 MS. MILES: Yeah, normally we -- we  
4 just -- we haven't got an up -- August was  
5 the last one that we've gotten, so I guess  
6 we would get September maybe later on this  
7 month. So it's a little behind when we get  
8 it, but I'll be glad to provide each one  
9 for you as we get them. Okay?

10 MS. McFADDEN: Okay.

11 MR. GANTT: That would be helpful if  
12 just one time we got a -- maybe at the end  
13 of the six months --

14 MS. MILES: That's why I did it this  
15 time --

16 MR. GANTT: Maybe at the end of the  
17 six months we get one and then about the  
18 other times we just sort of see --

19 MS. MILES: Okay. And I --

20 MR. GANTT -- since it's brand new to  
21 us --

22 MS. MILES: I did it this way because  
23 we just finished renewals so we could see,  
24 you know, the money that was coming in with  
25 our revenues. Yeah, we can do that. That

1 would be fine.

2 MR. GANTT: If we get it in advance of  
3 the meeting --

4 MS. MILES: Okay.

5 MR. GANTT: -- it's hard to solve all  
6 this right now.

7 MS. MILES: Okay. But I sure can.  
8 I'll do that. Well, next time I'll just  
9 send it out maybe with your packet. That  
10 would be good?

11 MS. McFADDEN: That would be good.

12 MS. MILES: Okay.

13 MS. McFADDEN: Thank you, Lenora.

14 MS. MILES: That's it. Thank you.

15 MS. McFADDEN: Okay. Unfinished  
16 business. As we mentioned, the SCFA  
17 executive committee has submitted three  
18 names to replace Mr. Lominck. So we're  
19 just waiting on the governor's office to  
20 take action on -- on that. And hopefully  
21 they'll -- they'll do it soon so that we  
22 have another board member.

23 The plaque for Virgil, we're going to  
24 go ahead and order and have that for our  
25 January -- January meeting.

1 Does anybody else have any other un --  
2 other unfinished business?

3 MR. GANTT: Come back to our minutes  
4 we had on the second page last time. We're  
5 missing one reference on somebody named  
6 Branham and some questions regarding the  
7 work experience. I'm just wondering if  
8 that's --

9 MS. MILES: He's on the agenda.

10 MR. GANTT: He's on the agenda?

11 MS. McFADDEN: Yes.

12 MS. MILES: Yes, sir.

13 MS. McFADDEN: Okay. And he's our  
14 first -- our first approval.

15 Is Branham the one we had questions  
16 on?

17 MS. MILES: Uh-huh.

18 MS. McFADDEN: Okay. We can go ahead  
19 and start with him.

20 MS. MILES: Okay. The Board reviewed  
21 Mr. Branham's application during the July  
22 14th meeting and voted to hold the  
23 application until he provided additional  
24 information regarding his work experience  
25 and an additional reference. Mr. Branham

1           obtained a bachelor of science degree in  
2           forest resource management from Clemson  
3           University on May 8, 2009. He passed the  
4           Certified Forester Exam on May 10th, 2011.  
5           In an e-mail dated August 2nd, Mr. Branham  
6           provided clarification regarding the three  
7           months of work experience which he  
8           indicated was a full-time internship with a  
9           registered forester, and that e-mail I  
10          think is in your packet. And the reference  
11          is also in your packet.

12                 MR. GANTT: I don't think he started  
13                 full-time work until January the 4th, 2010.  
14                 And he graduated in December of 2009, so...

15                 MS. McFADDEN: He graduated in May of  
16                 2009 and started work with SC&G [sic] in  
17                 May of 2009.

18                 MS. MILES: Yeah, he was --

19                 MR. GANTT: Doesn't the experience  
20                 start when you finish school?

21                 MS. McFADDEN: It does. And he  
22                 graduated May of 2009. Okay. So he --  
23                 well, the question that he answered was not  
24                 the question that we needed answered. The  
25                 question we needed answered was the May

1           2009 to August 2009 for SCE&G, has  
2           indicated as part time. So he -- he  
3           answered the question about Okatie which  
4           was an internship --

5           MR. CHASTAIN: Which was prior --

6           MS. McFADDEN: -- which was prior to  
7           graduation, so that wouldn't count anyway.

8           MS. MILES: Okay.

9           MR. SIBLEY: And I'm a little  
10          confused. I saw that he graduated May of  
11          2009, but then it shows that he was at  
12          Clemson attending Clemson through 12/09.  
13          Did he clarify that at all?

14          MS. MILES: Uh-uh.

15          MR. SIBLEY: I mean, his employment  
16          says May 8th, but...

17          MS. McFADDEN: That must be why he was  
18          only part time for SCE&G. He may have  
19          still been taking a class or two.

20          MR. SIBLEY: Additional courses.

21          DR. DUNN: That's probably what he was  
22          doing.

23          MR. SIBLEY: Well, then I would  
24          question whether he was full time --

25          DR. DUNN: Full time.

1 MR. SIBLEY: -- or he was taking  
2 courses.

3 MS. McFADDEN: So the May 18th of '09  
4 to August 8th of '09, it says part time.  
5 So, I mean, I guess it was -- if it was  
6 just part time for the summer, that would  
7 be three months that would count, and then  
8 he would pick up on January 2010. So  
9 January -- well, calculate the -- if that  
10 three months from May to August was  
11 full-time work, he would have his time.

12 MR. SIBLEY: Uh-huh.

13 MR. CHASTAIN: Yes.

14 MS. McFADDEN: So I guess that's what  
15 we need to -- the May 18th to August 8th,  
16 we need to know if that was full time -- it  
17 says part time, but that may just mean he  
18 wasn't hired on as a full -- and he may  
19 have just been a summer employee.

20 MS. MILES: Okay.

21 MS. McFADDEN: But if he was working  
22 40 hours a week in that time period, then  
23 he has enough experience to qualify.

24 MR. BYRD: Amy, does this -- looking  
25 at the sheet from Lenora and their



1           communications where he says work  
2           experience was full time for three months,  
3           but that's -- that's at Okatie, and that  
4           was before -- and that was before his  
5           graduation. So what you're talking about  
6           is the three months with SCE&G.

7                   MS. McFADDEN: Right. Yeah, the  
8           Okatie doesn't count because that was  
9           before he graduated.

10                   MR. BYRD: Okay. All right. Well, I  
11           just saw the same three -- the same time  
12           period, and I just wanted to be sure.  
13           Okay.

14                   MS. McFADDEN: Yeah. And I guess we  
15           should have been more detailed in our  
16           question. When we said the three months,  
17           he assumed -- I guess he assumed that it  
18           was the three months for Okatie.

19                   MR. GANTT: Would be it appropriate to  
20           approve licensing him effective, say, the  
21           first of January of 2012, subject -- unless  
22           he shows and presents the proper  
23           information that he has the extra time to  
24           work full time during the -- May and June  
25           of 2009?

1 MS. McFADDEN: Yeah, you could do -- I  
2 mean, because January 2012 he's got it for  
3 sure.

4 MR. GANTT: He's got it then.

5 MS. McFADDEN: But regardless of what  
6 those three months hold.

7 MR. GANTT: Uh-huh.

8 DR. DUNN: It appears what he did was  
9 basically got his degree in May of '09 and  
10 then he went to summer school and he went  
11 to -- he took a co-op in education for the  
12 first session. The second session, do the  
13 same thing. The fall semester of '09 he  
14 basically took the graduate courses in real  
15 estate, accounting, finance, statistical  
16 methods, and a seminar in coastal planning.  
17 In the spring of 2010 he's back in co-op  
18 again.

19 In the first and second session of  
20 summer school, he also co-oped, but then it  
21 says that during the second summer session  
22 2010 he withdrew on June the 28th, 2010.  
23 So he was -- he was in school or associated  
24 with a school -- of course the co-op could  
25 have been working.

1 MS. McFADDEN: Right.

2 DR. DUNN: That could have been -- but  
3 he officially it would appear on June the  
4 28th, 2010.

5 MS. McFADDEN: So the summer of 2009  
6 co-op would have been what he was doing --

7 DR. DUNN: That's while he was doing  
8 it, uh-huh. That had to be this one.

9 MS. McFADDEN: So that would count as  
10 experience?

11 MR. GANTT: Co-op, what does that  
12 mean?

13 DR. DUNN: It's part of the  
14 requirement -- I'm sure it's part of the  
15 requirement probably for what he was trying  
16 to do with the other courses he was taking  
17 in real estate and tending and all that.  
18 That's probably -- co-op requirement is the  
19 way I would read this because this was out  
20 at -- out at the --

21 MS. McFADDEN: So if --

22 DR. DUNN: But, anyway, he was  
23 cooperating with them during this period of  
24 time to do his co-op hours. That's co-op  
25 681.

1 MR. SIBLEY: That would probably be a  
2 40-hour workweek.

3 DR. DUNN: Yeah.

4 MR. CHASTAIN: He wasn't taking any  
5 other courses at that time?

6 DR. DUNN: Not during this time. Not  
7 during the summer session --

8 MS. McFADDEN: What about spring 2010?

9 DR. DUNN: Spring semester co-op.

10 MR. GANTT: Does that mean you're  
11 in -- at Clemson or you're working or --

12 DR. DUNN: No, he was --

13 MR. SIBLEY: Working.

14 DR. DUNN: -- working. He was  
15 working.

16 MS. McFADDEN: Okay. Do I hear a  
17 motion on Mr. Branham? Don't all speak at  
18 once.

19 MR. BYRD: Amy, there seems to be a  
20 lot of questions about it on -- on the  
21 time. So does he have to either clarify  
22 the three-month period that you mentioned?  
23 And if so, then, if I understand everybody,  
24 he would have his time in. If not, it  
25 would be January of next year for sure. Is

1           that --

2                   MS. McFADDEN: Right. January 2012  
3 would be -- would be a sure thing.

4                   MR. SIBLEY: Yeah, that's true.

5                   MR. BYRD: Unless he can confirm your  
6 question of the three months, was it  
7 permanent and full?

8                   MS. McFADDEN: Right.

9                   MR. BYRD: If he can -- I don't  
10 know -- I guess I would make a motion. If  
11 he can confirm that to -- to the Board's  
12 satisfaction and -- and that answers our  
13 question -- of course that would be  
14 presented at the next meeting I guess to  
15 present it or can -- can we -- prior to his  
16 approval -- his proving that, can -- can  
17 we -- I believe it was Fred asked a similar  
18 question a while ago.

19                   If he can send documentation to prove  
20 that, can we say that he would be approved  
21 upon presenting evidence that that was  
22 permanent, and if not, like you said  
23 earlier, go till January '12?

24                   MS. McFADDEN: Yes. You -- you can  
25 make a motion to that effect.

1                   MR. BYRD: Yeah. Yes. If I've got it  
2 all correct based on all the different  
3 comments, I think that would be a  
4 reasonable motion given all the discussion  
5 and the question.

6                   MS. McFADDEN: Okay.

7                   DR. DUNN: That would clarify a lot  
8 more.

9                   MS. McFADDEN: Right.

10                  MR. GANTT: What did we ask him to  
11 provide us with?

12                  MS. MILES: Information regarding if  
13 the three months -- and I didn't specify  
14 the three months.

15                  MS. McFADDEN: Which three months?

16                  MS. MILES: Yeah. Whether the -- was  
17 it full time or part time, yeah.

18                  MR. GANTT: He didn't answer that, did  
19 he?

20                  MS. McFADDEN: He did.

21                  MS. MILES: He did.

22                  MS. McFADDEN: He answered it about  
23 Okatie. We -- we didn't specify which  
24 three months we wanted to know about.

25                  MR. GANTT: Okay.

1 MS. McFADDEN: And he -- so he assumed  
2 it was the three-month internship at  
3 Okatie.

4 Well, I guess the -- if you -- if you  
5 make the motion on the sure 20 -- in  
6 January 2012 unless he proves otherwise.  
7 Can we do that?

8 MR. GRIGG: Uh-huh.

9 DR. DUNN: I second that.

10 MS. McFADDEN: Well, I can't make a  
11 motion.

12 MR. GANTT: I think Mr. Byrd did.

13 MR. GRIGG: He made a motion.

14 MS. McFADDEN: Okay.

15 MS. MILES: Mr. Byrd made it.

16 MR. BYRD: Based on what you said with  
17 it -- if he can prove it, he would be  
18 approved. If not, he would be approved  
19 January, but that would give him the  
20 correct time.

21 MS. McFADDEN: All right.

22 MR. GRIGG: Basically, Mr. Byrd, your  
23 motion is he'll be approved come January  
24 2012 or earlier if he can show the -- the  
25 clarification y'all are asking for on the

1 work experience?

2 MR. BYRD: Correct.

3 MR. GRIGG: Okay.

4 MR. BYRD: Correct.

5 MR. GRIGG: So we've got a motion on  
6 that. Anybody --

7 MS. McFADDEN: Second?

8 MR. GANTT: (Indicating.)

9 MR. GRIGG: You're seconding it. All  
10 right, Mr. Gantt.

11 MS. McFADDEN: All those in favor.

12 BOARD MEMBERS: Aye.

13 All right. Mosley Clement Coleman.

14 MS. MILES: The Board received an  
15 application for registration by examination  
16 for Mr. Coleman on July 20th, 2011. He  
17 obtained an associate in agriculture  
18 forestry management technology degree from  
19 Horry-Georgetown Technical College on May  
20 7th, 1998. He passed the Certified  
21 Forester Exam on July 8th, 2011, and his  
22 file is complete.

23 MS. McFADDEN: Do we have any  
24 discussion on Mr. Coleman?

25 MR. BYRD: Amy, is his work time -- on



1 my sheet it -- it's not clear. Is it July  
2 1st, '09, or is that '04? I'm assuming  
3 it's '09.

4 MR. GANTT: I think it's '04 --

5 MS. MILES: It's August 1, '04.

6 MR. GANTT: -- on mine.

7 MS. McFADDEN: Yeah, I think it's '04.

8 MS. MILES: It's '04.

9 DR. DUNN: He graduated in '98.

10 MR. BYRD: That was prior to his  
11 graduation, the majority of it.

12 MS. McFADDEN: No, he graduated in  
13 '98.

14 MR. BYRD: Oh, that's right. That's  
15 right. I can't even read my own notes.

16 MR. GRIGG: I have that problem too.

17 MR. BYRD: Amy, I'll just say I  
18 know -- I'll have to admit that the  
19 qualifications -- and I know several of his  
20 references personally, and I would sure put  
21 a lot of confidence in what they're having  
22 to say here.

23 MS. McFADDEN: Okay.

24 MR. BYRD: That's my two cent worth.

25 MS. McFADDEN: Okay. Do I hear a

1 motion?

2 DR. DUNN: I so move.

3 MR. SIBLEY: I'll second.

4 MS. McFADDEN: Any further discussion?

5 All those in favor.

6 BOARD MEMBERS: Aye.

7 MR. GRIGG: Just so we're clear, that  
8 motion was approved, correct?

9 MS. McFADDEN: Yes, for the license.  
10 Okay. Clay Hunter Folk.

11 MS. MILES: The Board received an  
12 updated application for registration by  
13 examination for Mr. Folk on July 7, 2011.  
14 He obtained a bachelor of science degree in  
15 forest resource management from Clemson  
16 University on December 16, 1999. He passed  
17 the state examination on March 6th of 2000,  
18 and his file is complete.

19 MS. McFADDEN: Where is he working at  
20 now? I mean, his -- his application says  
21 employed September '09 to June 2011.

22 MS. MILES: It says Folk Land  
23 Management, Inc.

24 MS. McFADDEN: Right. But -- but it  
25 says it ended two -- in June of 2011.

1 MR. CHASTAIN: Well, there's conflict  
2 between that and -- the employment  
3 verification says to present.

4 MS. MILES: Yeah.

5 MR. CHASTAIN: And it was dated -- of  
6 course it was dated June.

7 MS. McFADDEN: Maybe he was filling it  
8 out to present when he put the date there.

9 MR. GANTT: Four months back in 2006,  
10 and he had a year and nine months since --  
11 I mean, if he's still in forestry, June of  
12 2011, if he's still there, he has his two  
13 years.

14 MS. McFADDEN: Right. I was just  
15 wondering if that -- where his current  
16 employment was, if he wasn't no longer  
17 there, but that must just be a function of  
18 the date that he filled this out.

19 Any other questions on Mr. Folk?

20 MR. GANTT: I don't know what he did  
21 between 2007 and 2009.

22 MS. McFADDEN: It looks like he's in  
23 the military.

24 MR. CHASTAIN: He was in the military.

25 MS. MILES: He was in the military.

1 MR. GANTT: It says when he went -- it  
2 looked like in May of 2006. It looked like  
3 he got out in May of 2007, but maybe that's  
4 a -- I'm not reading it right.

5 MS. McFADDEN: I don't know.

6 DR. DUNN: I guess he was in Iraq for  
7 a year.

8 MR. GANTT: He did something for two  
9 more years.

10 DR. DUNN: Yeah, it says he was in a  
11 detention facility.

12 It appears -- I think he has the time.  
13 I think a lot of -- so I'll make a motion  
14 that we approve his application.

15 MS. McFADDEN: Okay.

16 MR. SIBLEY: I second.

17 MS. McFADDEN: Any further discussion?  
18 All those in favor.

19 BOARD MEMBERS: Aye.

20 MS. McFADDEN: Okay. Mr. Folk.

21 Licensure via reciprocity Jacob Owen  
22 Foose.

23 MS. MILES: The Board received an  
24 application for registration by reciprocity  
25 for Mr. Foose on August 9th, 2011. He

1           obtained a bachelor of science degree in  
2           forest resource management from Clemson  
3           University on August 13, 2005. He was  
4           licensed in North Carolina on October 12th,  
5           2007, by their examination. His file is  
6           complete.

7           MR. SIBLEY: How do we treat on  
8           reciprocity if he no longer lives in North  
9           Carolina? Because he's in Greenville now.

10          MS. McFADDEN: It's basically a  
11          transfer of -- of the license.

12          MR. GANTT: He wasn't in North  
13          Carolina at all except for -- he was both  
14          2005 and 2007. I guess that's when he took  
15          his --

16          MR. CHASTAIN: As long as he was in  
17          North Carolina when he was licensed.

18          MS. McFADDEN: When did he pass the  
19          exam? When did he take the exam?

20          MR. CHASTAIN: 2007.

21          MS. MILES: Yeah.

22          MR. CHASTAIN: October 2007.

23          MS. McFADDEN: So he was still with  
24          them.

25          MR. CHASTAIN: He was still living

1           there.

2                   DR. DUNN: 2007.

3                   MR. SIBLEY: So he was there two  
4           years.

5                   MS. McFADDEN: Uh-huh.

6                   Okay. Do I hear a motion on  
7           Mr. Foose?

8                   MR. CHASTAIN: I make a motion for  
9           license of reciprocity.

10                  DR. DUNN: Second.

11                  MS. McFADDEN: Any further discussion?  
12                  All those in favor say aye.

13                  BOARD MEMBERS: Aye.

14                  MS. McFADDEN: So moved.

15                  Okay. Reinstatement request.

16           Mr. Frazier Baldwin.

17                  MS. MILES: Mr. Baldwin's license  
18                  lapsed on June 30th of 2005. He has  
19                  submitted a completed reinstatement package  
20                  and paid all required fees.

21                  MS. McFADDEN: Any questions,  
22                  discussion on Mr. Baldwin?

23                  Do I hear a motion to reinstate?

24                  MR. SIBLEY: Motion to reinstate  
25           Mr. Baldwin.

1 DR. DUNN: Second.

2 MS. McFADDEN: All those in favor say  
3 aye.

4 BOARD MEMBERS: Aye.

5 MR. GANTT: Where is Tolbert, South  
6 Carolina?

7 MR. SIBLEY: It's between Lancaster  
8 and Rock Hill.

9 DR. DUNN: Rock Hill.

10 MR. GANTT: A great metropolis. His  
11 box is number F.

12 DR. DUNN: But it might be seven.

13 MR. SIBLEY: That's a seven. That's a  
14 forestry address.

15 MS. McFADDEN: Okay. Statute and  
16 regulation review, turn that over to George  
17 if he wants to --

18 MR. CHASTAIN: Make a few comments.  
19 I'm not sure I want to open this can of  
20 worms up again. But you've got a memo in  
21 your packets that I had sent to Lenora when  
22 LLR had asked us to look at the statute and  
23 regulations and look for any comments. I  
24 put that together and I circulated that to  
25 Charles and asked Charles to add in any

1           comments.

2                       We've looked at the regulations and we  
3           have -- I think these are the -- the core  
4           areas that we've seen that are conflicts  
5           between the regulations and the law or  
6           between regulations -- now we actually do  
7           things that were under LLR. A lot of the  
8           regulations came from when we were an  
9           independent board and not part of the LLR.

10                   So there's probably some -- some old  
11           language in there. And I can go over these  
12           just real quick. I -- I would ask that  
13           Charles add anything that he'd like to add.  
14           Then there's some comments on the end that  
15           LLR has added last. Lenora mentioned  
16           those.

17                   We kind of, I guess, need to come up  
18           with a process on how far do we want to go  
19           with this and how do we want to proceed.  
20           There are some potential conflicts. Very  
21           few things in the law itself that -- that I  
22           saw that we did -- we did note in the law  
23           there's some things that are holdovers,  
24           specifically about the secretary posting  
25           the bond and 48-27-70. There's some --



1           some items that are just -- just conflicts  
2           with the way we used to work and the way we  
3           work now.

4                     Not a whole lot in the law. The  
5           biggest thing is the regulations. There  
6           are some things in the regulations that are  
7           just not -- that refer to things that don't  
8           exist anymore partially with SAF.

9                     Quickly looked through the  
10          regulations. 53-2(c)(1), that has a  
11          requirement that the Board's secretary post  
12          a bond -- a surety bond. 53-2(c)(2), it  
13          talks about the secretary being responsible  
14          for receiving funds on behalf of the Board,  
15          and that was I'm sure from when Claude was  
16          located somewhere else and was actually  
17          receiving checks.

18                    53-7 directs that license --  
19          applications for licenses should be sent to  
20          the Board's secretary. 53-9 talks about  
21          the one-year renewal, and that's going to  
22          come up several times. You'll see that,  
23          and that's not -- that's not going to be  
24          real easy to clear up I'm afraid because  
25          the -- most of the regulations were based

1 on a yearly renewal.

2 53-13 talks about the forest  
3 terminology. The book is out of print now.  
4 The third edition is the Dictionary of  
5 Forestry. It was published in 1988 by SAF.  
6 It's actually available online now. I  
7 don't know if you can get a hard copy  
8 anymore now. It's on SAF's website.

9 53-15, in the regulations, the  
10 regulations actually have a copy of the SAF  
11 Code of Ethics that has been replaced, but  
12 it refers to the Code of Ethics adopted by  
13 SAF. So what we're showing in regulations  
14 is not what's actually in the Code of  
15 Ethics adopted by the SAF. I'm not sure  
16 they don't prefer what's actually in the  
17 code -- actually in the regulations versus  
18 what SAF's adopted, but they're not --  
19 they're not the same.

20 53-16 talks about our fee structure.  
21 In looking at that more and more -- and  
22 Charles can comment as well. Looking at it  
23 more and more, it does in the regulations  
24 say that the Board can review that. So I'm  
25 not sure that's something that actually has

1 to be addressed, but it does refer to an  
2 old fee structure that's based on an  
3 annual --

4 MR. SIBLEY: It spells out a lot of  
5 fees in that fee structure.

6 MR. CHASTAIN: It does.

7 MR. SIBLEY: And that's true at the  
8 time it was written, and it does say that  
9 we can change that, so that's something we  
10 decide we want to fight that or not worry  
11 about that because it is -- it's kind of  
12 taken care of by the last statement in  
13 there.

14 MR. CHASTAIN: It does have the little  
15 sentence that lets us change it. So that  
16 may not be something -- I apologize for  
17 misusing the word, but annually.

18 53-20, 53-20 has all six categories  
19 listed out from the SAF continuing  
20 education. It's also based on an annual  
21 renewal. So those six categories, most of  
22 us, know don't exist anymore. SAF has --  
23 has looked at CFEs and changed their  
24 policies on CFEs and they no longer offer  
25 six categories. The categories have

1           changed. The process for getting CFEs  
2           approved have changed. The language also  
3           allows us to -- to accept continuing  
4           education credits that are not SAF  
5           certified, which may be a good thing.

6                     But it's -- it's a lot of language in  
7           there referring to things that are no  
8           longer available. People can't get  
9           category six CFEs anymore, but we're saying  
10          that we would accept those, so there's  
11          probably some work there that needs to be  
12          done to bring it into compliance with the  
13          current Society of American Foresters' CFE  
14          guidelines.

15                    And then we had talked a little bit on  
16          the Board -- this is the only thing that  
17          would be kind of a change. The Board would  
18          just clean it up. We had talked a little  
19          bit about as a board about the ability to  
20          carry over category one CFEs and talked  
21          informally about that. Currently in the  
22          regulations we did not -- we cannot carry  
23          over category one CFEs. And then we talked  
24          about maybe that's a little restrictive,  
25          and that would be a decision for the Board.

1 (The proceedings were interrupted.)

2 MS. MILES: Are you back?

3 MR. BYRD: Lenora?

4 MS. MILES: Yes, sir.

5 MR. BYRD: I'm sorry. I hit a button  
6 and I was gone. You can tell how high tech  
7 I am.

8 MS. McFADDEN: You didn't hit that  
9 button again, did you?

10 MR. CHASTAIN: Are you still with us?

11 MR. BYRD: Yeah, I'm here. I got to  
12 go see about the boss, but I'm -- I'm back.  
13 I'm glad y'all could get me back. Thanks.

14 MR. CHASTAIN: We're talking about --  
15 we're talking a little about the  
16 regulations and conflicts in the  
17 regulations and kind of going over some  
18 comments that I have made. Charles and I  
19 have looked through the regulations and  
20 these are the conflicts that we think  
21 exist. Now, exactly how to approach these  
22 conflicts is the question and whether we  
23 want to open up this can of worms again or  
24 not, especially with -- with the -- the  
25 law.

1                   Then there's a -- you'll see the last  
2                   comment there is the forestry's title is  
3                   48, and that came from LLR. If anybody  
4                   wants to speak to the Board on that.

5                   MS. MILES: Dean, this one is under  
6                   Title 48, Chapter 27. It doesn't conform  
7                   to the engine.

8                   MR. GRIGG: To the engine?

9                   MS. MILES: Yeah.

10                  MR. GRIGG: Yeah, and some of y'all  
11                  were probably at that meeting on Tuesday or  
12                  maybe all of y'all.

13                  MS. MILES: Mr. Sibley was.

14                  MR. GRIGG: Oh, I'm sorry. You were  
15                  there, okay.

16                  MR. SIBLEY: Uh-huh.

17                  MR. GRIGG: Catherine talked about it  
18                  a little bit on Tuesday, and there's  
19                  several things going on. Right now is the  
20                  time that a lot of boards are just in  
21                  general making changes to their statutes  
22                  and regs because they're trying to get  
23                  everything in by the next General Assembly  
24                  session which will obviously begin in  
25                  January.

1                   So to be honest, we're actually on the  
2                   backside of that time frame right now if  
3                   we're going to get anything accomplished,  
4                   but now is the time if we need to start  
5                   working on something to start working on  
6                   something.

7                   It is a good idea -- and I've been  
8                   involved with a lot of boards and making  
9                   some draft changes and whatnot. I have not  
10                  been involved with that in a changing of  
11                  title from, like here, 48 to 40 yet, but I  
12                  will say that that will be something that  
13                  probably needs to be done.

14                  I know other boards have done it in  
15                  the past. I think the Athletic Commission  
16                  off the top of my head who I have been  
17                  working with recently on making some  
18                  changes, they used to be Title 52, but just  
19                  like y'all, just discussed that that  
20                  doesn't conform with the engine. And the  
21                  engine is what gives y'all the authority  
22                  under LLR to have this Practice Act and to  
23                  do the things that we do through LLR.

24                  So that needs to be done. One way or  
25                  the other we'll need to -- we'll need to

1 address that, whether it's this legislative  
2 period or the next one. That is something  
3 that when y'all decide to -- I don't think  
4 any of this you have to do by itself, but  
5 once y'all decide you want to start making  
6 changes and opening up the Practice Act  
7 again and doing some of the things you  
8 recommended, George, we might as well go  
9 ahead and do that.

10 Now, not having been involved  
11 firsthand with that, I'd have to look into  
12 exactly how it's done. I know they  
13 repealed the old title as to what the final  
14 product would look like. It would show  
15 Title 48 repealed. But then Title 48 would  
16 have been rewritten and Title 40, Chapter  
17 something, whatever -- wherever they fit  
18 you in under Title 40, and all of your  
19 stuff would be back in there, just in a  
20 different section than Title 48.

21 So that's one thing that -- I think  
22 you're right. I think it should be looked  
23 into. I think it will be done ultimately.  
24 I would do it as I'm making these other  
25 changes. I don't think you need to do it



1           separately. And, then again, I doubt it  
2           would take a much different form than just  
3           the other cleanup and the other things  
4           we're doing.

5                     And you heard Catherine and those  
6           ladies talking Tuesday about the omnibus  
7           cleanup and some other things going on.  
8           For those of you that don't know what that  
9           is, there's a lot of things -- and George  
10          will get to know them. There's a lot of  
11          things across LLR, all the boards, not just  
12          y'all, that the statute says one thing and  
13          then the reg may say something different.

14                    Those are more housecleaning cleanup,  
15          let's make it all conform and make it all  
16          compliant with each other that the agency  
17          is working on trying to do right now. I  
18          know Lenora has been asked a lot of  
19          questions. In fact, a lot of these notes I  
20          think were submitted --

21                    MS. MILES: Yeah, we did submit them.

22                    MR. GRIGG: -- because I think I  
23          reviewed it after you reviewed it and I saw  
24          a lot of this stuff already on there.

25                    So some of this stuff is already in

1 the works as far as the cleanup. The few  
2 things you've got, that may be amending a  
3 section or adding a section. At some point  
4 we'll need to open up your regs or Practice  
5 Act, whatever the case is. Most of this  
6 stuff is dealing with the regs, but -- you  
7 know, to make sure it's in there and worded  
8 the way you want it.

9 If it's a simple cleanup thing, I  
10 think we're in the process of doing that.  
11 You know, just like your 40 -- you know,  
12 your 53-20-10 here, it's actually amending  
13 a section. That would require a little bit  
14 more than just cleanup. So that may be we  
15 have to go in and actually propose some  
16 draft legislation to change some things  
17 that at some point y'all might want to  
18 think about doing.

19 We can try to start as early as y'all  
20 want. It would be tough at this point  
21 because honestly the time frame I've been  
22 given on our legislative changes for any  
23 boards I've been working with has been I  
24 need to be having approval from the boards  
25 of final draft next week, and then the

1 notice has to be submitted and it has to be  
2 published in the register in November which  
3 gives the 30-day public comment period and  
4 then we have a hearing if necessary on any  
5 of those public comments after that.

6 So if y'all are able to get drafts in  
7 place and approved by next week, we're  
8 still looking at January, and practically  
9 speaking that's just not going to happen.  
10 So maybe the next legislative period, but  
11 that is certainly something y'all want to  
12 keep in mind, and it's usually a good time  
13 to start that stuff.

14 And, Mr. Sibley, you heard -- I don't  
15 want to -- Sibley?

16 MR. SIBLEY: Sibley.

17 MR. GRIGG: Okay, Sibley. You heard  
18 Catherine and them talking Tuesday about --  
19 well, Grant I think was mentioning it. A  
20 good time to start is as soon as the  
21 legislative session ends. So it may be  
22 something we want to try to gear up for  
23 next late summer, early fall after the  
24 legislative period for 2012 has ended as  
25 far as substantive changes, you know.

1                   But I do think from my understanding  
2                   under this cleanup that Catherine and Holly  
3                   and that crowd is working on -- for those  
4                   of you who don't know, Holly is my boss.  
5                   Obviously Catherine is the director, but  
6                   some of the just cleanup, just the general  
7                   let's get the language to conform and  
8                   whatnot, I think a lot of that stuff y'all  
9                   have submitted to Lenora. She's already  
10                  made notes on. I know I looked on it and  
11                  made some more notes on, but I think I  
12                  agreed with just about everything y'all  
13                  had, and if not everything y'all had, I  
14                  looked at 30 of them, so I can't remember  
15                  specifically.

16                  But that's been submitted and they're  
17                  working on those -- those sorts of things  
18                  now as we speak, so --

19                  MR. CHASTAIN: I think most of what  
20                  we've seen is just -- is just cleaning  
21                  up -- cleaning up language and getting it  
22                  in conformity with what's really out there  
23                  now.

24                  This change in the CFE carryover --  
25                  carryover would be a change, and that would

1           be something the Board really needs to talk  
2           about --

3           DR. DUNN:    Sure.

4           MR. CHASTAIN:  -- is that something --  
5           is that the way we want to go down, and  
6           many of the Board members probably remember  
7           this -- when we talk about some amendments  
8           to the law in the past, it became very  
9           controversial.  Just how far we want to go  
10          down that road again.

11          MR. GRIGG:  You do want to be careful,  
12          you're right, because, again, when you're  
13          opening it up, you're opening up everything  
14          to the General Assembly, and issues can  
15          become controversial and, you know, they  
16          get final approval on things.  Y'all are  
17          just proposing it.  So you do want to be  
18          careful.  You're absolutely right.

19          MS. McFADDEN:  So the process -- just  
20          to understand, the process as far as, you  
21          know, adding the carryover of category one  
22          CFEs would be the same process that, you  
23          know, like you say when you -- when we  
24          opened it up and they wanted to change who  
25          was allowed to be licensed and what the

1 requirements are -- I mean, all that could  
2 happen if we say all we want to do is open  
3 it up and amend category one CFEs?

4 MR. GRIGG: Yes. From what I've  
5 learned -- and I haven't been dealing with  
6 this but for a few months, but from what  
7 I've learned, yes, even to just add that  
8 one section, make any sort of substantive  
9 change, even if it's one section, what  
10 you're doing is resubmitting your entire  
11 regs with what change.

12 You're saying here is what we want  
13 now. Even though 90 percent of it has  
14 already been approved and has been in there  
15 for years, you never know what you're going  
16 to get back.

17 MR. GANTT: You know, we got into this  
18 thing some years back, back even before  
19 Virgil was chairman, and I'm --

20 MS. McFADDEN: Seven years long.

21 MR. GANTT: I'm looking for a name,  
22 and I can't right this second. I know just  
23 as well he's a forester and he attended the  
24 forestry commission.

25 But, I mean, you know, we spent years

1 in this thing, and all kinds of problems  
2 and people were going -- they thought they  
3 were going to do away with the licensing  
4 and they wanted to just have -- anybody  
5 wanted to be a forester could just say,  
6 "Well, I'm a forester and --" I don't know  
7 what we're supposed to do, but I know we  
8 went through this thing back and forth and  
9 round and about and finally just abandoned  
10 the whole claim.

11 It got -- because there was so much  
12 fright that it just might end up with chaos  
13 in the Board and everything else. You  
14 know, it was just -- I mean, we went  
15 through two or three years around here.

16 MS. McFADDEN: Seven.

17 DR. DUNN: It was --

18 MS. McFADDEN: It was seven years.

19 MR. GANTT: It might be more than  
20 that, but --

21 MS. McFADDEN: Seven years.

22 MR. CHASTAIN: Even just moving it  
23 from -- from 48 to Title 40 I wonder if it  
24 doesn't open up a -- that --

25 MR. GRIGG: And that's something --

1 MR. CHASTAIN: -- possibility.

2 MR. GRIGG: Directly that issue I've  
3 not been involved with yet. I have not had  
4 do that with anybody yet. I know it has  
5 happened. I'm doing some boards that it  
6 has happened in the past that I wasn't  
7 involved with.

8 My understanding is that you still got  
9 to go through the same process, but I  
10 can -- we can look into that and try to  
11 find out exactly if it's just a matter of  
12 changing it to 48 to get it into 40. We  
13 can look into that. I think the process is  
14 the same, but we can -- we can find that  
15 out for you.

16 MS. McFADDEN: And as far as just  
17 up -- updating the language like with the  
18 Dictionary of Forestry and the Code of  
19 Ethics, that's considered just cleanup?

20 MR. GRIGG: I mean, a lot of that was  
21 in the stuff Lenora had already commented  
22 on. Like I said, I think she took a lot of  
23 your comments and she wrote some comments.  
24 We were asked by the director's office  
25 what -- it's been going on for several



1 weeks, maybe even longer.

2 MS. MILES: Uh-huh.

3 MR. GRIGG: We were asked by the  
4 director's office for all of the  
5 administrators for every board to look at  
6 proposed cleanup changes to every Practice  
7 Act and every reg, and then once the  
8 administrators had written their notes on  
9 it and taken a lot of what y'all had  
10 said -- like I remember seeing a lot of  
11 this in here. The lawyers were asked to  
12 look back at it and add comments and then  
13 submit it back to Catherine's office. We  
14 have done that.

15 A lot of that is considered cleanup,  
16 and, again, I'm not a real hands-on --  
17 knowledgeable about this part of it yet,  
18 but under the Omnibus Cleanup Act, which is  
19 what Catherine was talking about on  
20 Tuesday, I think that we'll be able to  
21 clean up a lot of things like that without  
22 actually reopening for substantive changes  
23 with the Practice Act or the regs.

24 How exactly that works I haven't been  
25 a part of. I would have to learn and

1 figure out myself. And how far in that  
2 process they are -- like I said, the last I  
3 knew of it was a week or so ago. I  
4 submitted a stack of regs that thick with  
5 my notes and stuff on it that covers y'all  
6 and every other board that I work with.

7 So I know that process is ongoing, and  
8 they're considering all of that more  
9 cleanup. So, yes, a lot of things are just  
10 changes in language, conforming the regs so  
11 that they match the statute. You know,  
12 just a good example is like if there's a  
13 fee scheduling -- or a bond issue, let's  
14 say, where the bond in the Practice Act  
15 says 10,000 but the bond in the regs said  
16 50,000. Well, the Practice Act wins. The  
17 reg -- you can't do 50.

18 So things like that they're just  
19 cleaning up to make them conform. It's not  
20 really changing anything. And I can find  
21 out exactly where in the process that is  
22 and exactly how much more needs to be done,  
23 but that process is ongoing as you heard  
24 Catherine talk about on Tuesday, so...

25 MR. BYRD: Amy?

1 MS. McFADDEN: Yes, sir.

2 MR. BYRD: I -- I do have to  
3 legitimately go this time to get to my  
4 other meeting.

5 MS. McFADDEN: Okay.

6 MR. BYRD: Excuse me for interrupting,  
7 and I apologize again for not being able to  
8 be there, but I enjoyed being able to be in  
9 through conference call. So I know y'all  
10 will have a good rest of the meeting.

11 MS. McFADDEN: Okay. Thank you. We  
12 appreciate you calling in.

13 MR. BYRD: Thank y'all. Bye-bye.

14 MR. CHASTAIN: In -- in my review I  
15 had mentioned these -- these conflicts in  
16 the actual -- in Chapter 48 -- in Chapter  
17 27. But I don't know that they're  
18 substantial enough that I personally feel  
19 we need to open that back up. I don't know  
20 that these are substantial problems.

21 The cleaning up of the language in the  
22 regulations, there -- there's an awful lot  
23 of things that are out of date, and I  
24 personally think it is worth it to try to  
25 clean that language up. There's just a lot

1 of things in there that just -- that just  
2 are out of date and refer to things that  
3 don't exist anymore. I really think that  
4 needs to be cleaned up if we can. If we  
5 can do that without opening up the -- the  
6 Practice Act.

7 MR. GRIGG: And I'll find out exactly  
8 how much is opened up when you do this  
9 omnibus thing. I've just never dealt with  
10 omnibus. I'm not overly familiar with it.  
11 So I don't want to give you an answer  
12 that's incorrect, but I can find out what  
13 that entails.

14 But my understanding is that they can  
15 go in under that, not open up all the  
16 substantive stuff, so -- and just, again,  
17 like some of the things you've got here  
18 where it's talking about how something was  
19 done before LLR was created, now it's  
20 completely relevant, you know, things like  
21 that I think they can remove language, you  
22 know, like you're talking about with the  
23 dictionary.

24 MR. CHASTAIN: Well, you mentioned the  
25 bond. It says in the regs that the

1 secretary will post a \$3,000 bond.

2 MR. GRIGG: Yeah.

3 MR. CHASTAIN: So the Practice Act  
4 says a sum to be determined by the director  
5 of LLR.

6 MR. GRIGG: Right. Right. Right.

7 MR. CHASTAIN: So this is minor  
8 inconsistencies. But I think there's  
9 enough inconsistencies with the regs that  
10 they need to be cleaned up. It's probably  
11 worth opening that -- that -- that up to  
12 take a look at the regs.

13 I don't know when you start looking at  
14 the Practice Act whether it's worth opening  
15 that up or not. If it could just be moved  
16 to Chapter 40 --

17 MR. GRIGG: And --

18 MR. CHASTAIN: Just simply move it.

19 MR. GRIGG: And it --

20 MR. CHASTAIN: That's okay.

21 MR. GRIGG: It may be that simple. I  
22 know the one I've seen was in I think 52 or  
23 53, and all it says now when you go to  
24 that -- that chapter is "repealed," and  
25 then you see the exact language almost

1           verbatim copied into Title 40.

2                       So it may be just that simple, that  
3           they repeal it one place and stick it in  
4           another. I just need to find out, and I  
5           will. I'll ask the question for you.

6                       MR. GANTT: You think the foresters  
7           now don't have all this internal  
8           squabblings and so on that we had a few  
9           years back? I just remember comments at  
10          the meetings and all. It was sort of a  
11          choose up sides situation I think.

12                      MS. McFADDEN: Yeah.

13                      MR. CHASTAIN: I don't think things  
14          have changed.

15                      DR. DUNN: Yeah, I don't think that  
16          either. I --

17                      MS. McFADDEN: It would still be the  
18          same.

19                      DR. DUNN: It would still -- the old  
20          camps would reemerge.

21                      MS. McFADDEN: Yeah.

22                      MR. GANTT: It was...

23                      MR. CHASTAIN: I think so.

24                      MS. McFADDEN: Can we -- can we maybe  
25          in January get an update on -- on where we

1 are with the cleanup?

2 MR. GRIGG: Yeah.

3 MS. McFADDEN: And kind of -- you  
4 know, what is anticipated being done with  
5 our -- with Lenora's recommendations and  
6 the remarks that were submitted and then,  
7 you know, if we want to go further and add  
8 anything or open anything up, then we need  
9 to have like a June -- June, July time  
10 period to have everything in place?

11 MR. GRIGG: The best time to start  
12 working on it -- because like I said, if  
13 you try to start doing it now, there's just  
14 a good chance you'll rush and overlook  
15 something and screw something up worse than  
16 we need to.

17 MR. SIBLEY: Really need to get in at  
18 the start of the two-year session --

19 MR. GRIGG: Right.

20 MR. SIBLEY: -- because sometimes it  
21 takes two years.

22 MR. GRIGG: Right.

23 MS. McFADDEN: But once we know what's  
24 being cleaned up through the omnibus,  
25 then --

1                   MR. GRIGG: It may just take care of  
2                   about everything.

3                   MS. McFADDEN: Right.

4                   MR. GRIGG: So it, you know, may be  
5                   that there are only a few things left.

6                   MR. CHASTAIN: That's my report.

7                   MS. McFADDEN: Thank you, George, and,  
8                   Charles, for looking into that and getting  
9                   it condensed so neatly.

10                  Okay. Proposed meeting dates, 2012.  
11                  We've got January 19th, April the 12th,  
12                  July 19th, and October the 11th.

13                  MR. CHASTAIN: I'm not available July  
14                  19th. It might not be a problem since I  
15                  might not be reappointed anyway.

16                  MS. McFADDEN: I don't know that far  
17                  in advance.

18                  MR. CHASTAIN: We're hosting a  
19                  national meeting that day and I know I  
20                  won't be available on July 19th, but the  
21                  other dates are fine.

22                  MS. McFADDEN: Okay.

23                  MR. GANTT: And the southeastern board  
24                  where you're the big chief of the upcoming  
25                  conference --



1 MS. McFADDEN: Right. We'll --

2 MR. GANTT: -- where is it?

3 MS. McFADDEN: Well, that's something  
4 we need to decide and I guess to be  
5 thinking about. Normally that meeting is  
6 held sometime in June. So we need to pick  
7 a -- a desirable location and -- and some  
8 dates that would work for everybody and --  
9 and kind of go from there.

10 I would think, you know -- I mean,  
11 just keep in mind they're coming from North  
12 Carolina, Georgia, Alabama, Mississippi,  
13 Arkansas, so, you know, where -- somewhere  
14 in South Carolina. Of course Charleston is  
15 all -- you know, what they all said at the  
16 board meeting was, "We want to come to  
17 Charleston."

18 But, you know, obviously it's up to us  
19 where -- where is most convenient for  
20 everybody to try to put this thing together  
21 and host it. The last time that we hosted  
22 it was 2008, 2007.

23 MS. MILES: '7 maybe?

24 MS. McFADDEN: 2007. And we did it in  
25 conjunction with the ACF -- the ACF

1 meeting. The spring ACF meeting I think.  
2 We did it in conjunction with that, so  
3 that's -- you know, that's an idea too if  
4 we want to just kind of piggyback on  
5 something else already going on, but I  
6 think in January we probably need to make  
7 some decisions on where -- where it's going  
8 to be and -- and the dates, and then we'll  
9 kind of go from there.

10 MS. MILES: Is the meeting normally  
11 like on a Thursday, Friday --

12 MS. McFADDEN: Thursday and Friday.

13 MS. MILES: Okay.

14 MS. McFADDEN: We usually do all day  
15 Thursday, half a day Friday.

16 MR. CHASTAIN: The ACF summer meeting  
17 has already been set for June 7th and 8th.

18 MS. McFADDEN: Where is that going to  
19 be?

20 MR. CHASTAIN: In Clemson.

21 MS. McFADDEN: Oh.

22 MR. CHASTAIN: Tentatively, but in the  
23 upstate.

24 MS. MILES: I'm sorry, which meeting  
25 was that?

1                   MR. CHASTAIN: The Society of American  
2                   Foresters state meeting --

3                   MS. MILES: Okay.

4                   MR. CHASTAIN: -- is June 7th and 8th.  
5                   Of course that's all tentative.

6                   MR. SIBLEY: What kind of attendance  
7                   do they normally have?

8                   MS. McFADDEN: Very small. It's  
9                   ten -- ten or 12 people. There's usually  
10                  at least one rep from every state, and  
11                  there's seven states involved, and then of  
12                  course the host state, the whole board is  
13                  there. So --

14                  MR. CHASTAIN: If we can tag onto that  
15                  7th, 8th and 9th, you might be able to do  
16                  it at Clemson. I don't know that Clemson  
17                  would be the draw that Charleston would be.  
18                  Tie it on with something.

19                  DR. DUNN: Yeah, that would be the  
20                  meeting to do it if you want to tie it on  
21                  to a meeting.

22                  MR. CHASTAIN: Is the ACF meeting set?

23                  MS. McFADDEN: I don't think so for  
24                  spring -- for spring 2012?

25                  MR. SIBLEY: I don't know.

1 MS. McFADDEN: It's usually April --  
2 sometime in April.

3 MR. GANTT: Do you think the  
4 distance -- some of them will be coming in  
5 by air? About from how far? What --

6 MS. McFADDEN: Yeah, that's possible.

7 MR. GANTT: If they're coming in,  
8 that's where you're going to need to be,  
9 somewhere near the airport.

10 MS. McFADDEN: Airport. I know that  
11 when I went to Mississippi, it was like an  
12 hour -- you know, 45 minutes to an hour  
13 from the airport. So I think about any  
14 place we would pick, whether it would be  
15 Clemson or Charleston or --

16 MR. SIBLEY: Greenville, Spartanburg.

17 MS. McFADDEN: You'd have -- you'd  
18 have that available.

19 Okay. Well, that's definitely  
20 something to keep in mind.

21 Okay. We'll -- I guess we'll finalize  
22 some plans in January when we meet.

23 Okay. Does anybody have anything  
24 else?

25 MR. SIBLEY: Check on this one.

1 MS. McFADDEN: Oh, on the 24th. Did  
2 we want to -- the July 19th date, in the  
3 hopes that George is going to be  
4 reappointed, do we want to move that date?

5 MS. MILES: We have to check to see if  
6 we have a room available. These were based  
7 on, you know, the dates and times that we  
8 normally would meet and that we had a room  
9 available.

10 MR. GRIGG: And you can always  
11 schedule them, but if it needs to have a  
12 special meeting called and that one  
13 cancel -- I mean, so this isn't written in  
14 stone.

15 MS. McFADDEN: Okay.

16 MR. CHASTAIN: If you want to go to  
17 the 19th, I might be able to call in like  
18 Ronnie did for part of the meeting like he  
19 did today.

20 MS. McFADDEN: All right.

21 MR. SIBLEY: Motion, I move that we  
22 approve the date.

23 MS. McFADDEN: Okay. Second.

24 DR. DUNN: Second.

25 MS. McFADDEN: All those in favor say

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aye.

BOARD MEMBERS: Aye.

MS. McFADDEN: Okay. If there isn't anything else, we stand adjourned.

(The hearing was concluded at 11:04 a.m.)

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CERTIFICATE OF REPORTER

I, Yvonne R. Bohannon, Registered Merit Reporter, Certified Realtime Reporter, and Notary Public for the State of South Carolina at Large, do hereby certify:

That the foregoing transcript was taken before me on the date and at the time and location stated on page 1 of this transcript; that all statements made on the record at the time of the proceeding were recorded stenographically by me and were thereafter transcribed; that the foregoing proceeding as typed is a true, accurate and complete record of the proceeding to the best of my ability.

I further certify that I am neither related to nor counsel for any party to the cause pending or interested in the events thereof.

Witness my hand, I have hereunto affixed my official seal this 13th day of August, 2011, at Columbia, Richland County, South Carolina.

-----  
Yvonne R. Bohannon  
Registered Merit  
Reporter, CRR  
My Commission expires  
April 11, 2015

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