



# **TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS**

## **Board Meeting**

*September 19, 2014, 9:00 a.m.*

William P. Hobby, Jr. Building  
333 Guadalupe Street, Room 100  
Austin, Texas 78701

## **AGENDA**

- A. Call to order, roll call and certification of quorum
- B. Approval of minutes from the August 8, 2014 Board Meeting
- C. Public comment, limited to five (5) minutes
- D. Public hearing on TBPG's four year rule review per Texas Government Code §2001.039 regarding 22 TAC Chapters 850 and 851
- E. Chairman's Report: four-year rule review process and resources and public hearings
- F. Executive Director's Report: fiscal and budgetary matters, agency personnel changes and use of staff resources
- G. Discussion and possible action regarding recent Committee Meetings:
  - Summary of Application Review and Continuing Education Committee - 8/22/14
    - Public hearing highlights
    - Summary of requests for waiver of a licensing requirement
    - Recommendation of new rule in compliance with Education Code Chapter 57
    - Recommendation of new rule in compliance with Family Code Chapter 232
    - Reciprocity agreement draft template
    - Discussion about a reciprocity request from Quebec
    - Status of the Texas Geophysics Exam update
    - Current licensing numbers
    - Continuing Education Audit program clarifications
  - Summary of Compliance and Enforcement Committee - 8/22/14
    - Public hearing highlights
    - Implementation summary of changes to the Texas Geoscience Practice Act regarding SB 138, 83<sup>rd</sup> Legislative Regular Session, 2013
    - Discussion regarding which activities performed by individuals in the academic community require a license
    - Discussion and recommendation regarding the "Penalties and Suggested Sanctions" table
    - Discussion of Texas Occupations Code 53 and its impact upon a license holder who is imprisoned following a felony conviction
    - Enforcement numbers, outreach
  - Summary of General Issues Committee – 8/22/14
    - Public hearing highlights

- Discussion on the applicability of firm registration requirements on a Professional Geoscientist doing business as a sole proprietor offering or engaging in the non-exempt public practice of geoscience
  - Discussion regarding Advisory Opinion Request #11
- H. Discussion and possible action regarding Staff Reports:
  - Licensing: current licensing numbers, exam statistics
  - Financial: current revenues, expenditures, appropriations request process
  - Enforcement: current enforcement numbers, Complaint Review Team (CRT) meeting highlights, outreach
- I. Discussion and possible action regarding the Application Review Committee's recommendations regarding requests for licensing requirement waiver for the following applicants for licensure:
  - Donald Goddard: Request for waiver of the ASBOG® Fundamentals of Geology exam
- J. Discussion and possible action regarding proposed Agreed Board Orders:
  - Complaint Case No. 2014016
  - Complaint Case No. 2014025
  - Complaint Case No. 2014031
- K. Discussion and possible action regarding proposed new rule 22 TAC §851.154, Loan Default Ground for Nonrenewal of License, per Texas Education Code §57.491, regarding Guaranteed Student Loan Default Ground for Nonrenewal of Professional or Occupational License, for posting to the Texas Register for public comment
- L. Discussion and possible action regarding proposed new rule 22 TAC §851.155, actions following certain notifications regarding child support delinquency, per Texas Family Code §232.003, regarding Suspension of License, for posting to the Texas Register for public comment
- M. Discussion and possible action regarding a draft Advisory Opinion for posting to the Texas Register for public comment regarding: What activities performed by individuals in the academic community require a license?
- N. Discussion and review of highlights from the Strategic Plan for 2015-2019 and Legislative Appropriations Request (LAR)
- O. Discussion and possible action regarding TBPG's implementation of changes to the Texas Geoscience Practice Act, Sections 1002.201-1002.207, as amended by SB 138, 83<sup>rd</sup> Legislative Regular Session 2013
- P. Discussion and possible action regarding approval of the Compliance and Enforcement Committee's recommendations for the "Penalties and Suggested Sanctions" Table
- Q. Discussion and possible action regarding the process for TBPG to recognize the automatic revocation, by operation of law, of a license upon the license holder's imprisonment following a felony conviction, felony community supervision revocation, revocation of parole, or revocation of mandatory supervision, as required by Texas Occupations Code Chapter 53
- R. Discussion regarding the status of the updated Texas Geophysics Exam
- S. Date for next Board meeting and topics for future agenda
- T. Adjournment

The Board may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Texas Gov. Code Chapter 551.

If you require auxiliary aids, services or material in an alternate format contact the Texas Board of Professional Geoscientists, at least five (5) working days prior to the meeting date. Listed below are the helpful numbers should assistance be required.

Phone: (512) 936-4400, Fax: (512) 936-4409, E-mail: [chorton@tbpg.state.tx.us](mailto:chorton@tbpg.state.tx.us)  
 1-800-relay-VV (for voice), 1-800-relay-TX (for TDD).