



TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS

Board Meeting

October 16, 2015, 8:30 a.m.

William P. Hobby, Jr. Building
333 Guadalupe Street, Room 102
Austin, Texas 78701

AGENDA

The Board may discuss and take action regarding any of the following agenda items.

- A. Call to order, roll call and certification of quorum, order of business
- B. Oath of office and swearing in of new Board Members
- C. Approval of minutes from the July 17, 2015 Board Meeting
- D. Public comment (limited to five minutes per person; more time may be allotted as needed at the discretion of the Board Chair)
- E. Chairman's Report: Salary of agency staff, ASBOG meetings
- F. Executive Director's Report: fiscal and budgetary matters and use of staff resources
- G. Discussion regarding the Railroad Commission of Texas' (RRC) regulation of the disposal of waste fluids from hydraulic fracturing in the subsurface. TBPG has invited RRC staff to provide information to the Appointed Board regarding the permitting process, monitoring processes, and whether there is a requirement of licensure to implement or oversee these processes
- H. Reports on recent Committee meetings and activities (any topic that a Committee discussed that appears later on the Board agenda will not appear on these lists)
 1. Application Review and Continuing Education Committee meeting (10/16/15)
 - Exam Waiver Request Policy – draft criteria for waiver requests for the ASBOG® Practice of Geology exam
 - Review of TBPG's recent reciprocity requests
 - Review and update of applicable Frequently Asked Questions from the TBPG website
 2. Compliance and Enforcement Committee meeting (10/16/15)
 - Discussion regarding the Texas Commission on Environmental Quality's regulation of disposal/injection wells. TBPG invited TCEQ staff to provide information to the Committee regarding the approximate number and types of disposal/injection wells currently in operation, the permitting process, the monitoring processes, and the requirement of licensure to implement or oversee these processes.
 - Review and update of applicable Frequently Asked Questions from the TBPG website
 3. General Issues Committee meeting (10/16/15)
 - Review and update of applicable Frequently Asked Questions from the TBPG website
 4. Financial Review / Strategic Planning Committee (last meeting 7/17/15)
 - Review by Committee Chair Ulmer of upcoming tasks related to the TBPG Strategic Plan and Legislative Appropriations Request

- I. Staff Reports:
- Licensing Report, including current licensing numbers, exam statistics
 - Financial Report, including current revenues, expenditures, appropriations request process
 - Enforcement Report, including current enforcement numbers, Complaint Review Team (CRT) meeting highlights, recent outreach opportunities, implementation of Texas Occupations Code §§1002.206-1002.207 as amended by SB 138, 83rd Legislative Regular Session 2013
- J. Request for waiver received from the following applicant for licensure:
- Olusanmi Emmanuel: Applicant for P.G. license requesting a waiver of the ASBOG® Fundamentals of Geology Examination
- K. Proposed Agreed Board Orders:
- Complaint Case No. 2015018
- L. Review of General Issues Committee’s recommended response to Advisory Opinion Request #13, received September 17, 2015, regarding the requirements of firm registration on a firm located in Texas that does not perform geoscience in Texas, for possible posting to the Texas Register for public comment
- M. Proposed comment to the United States Environmental Protection Agency (EPA) regarding a draft EPA rule regarding a proposed audit program of the collection of fugitive emissions components at well sites and compressor stations. The TBPG Board will consider whether to comment to EPA that, should the EPA consider qualifications to demonstrate that a person is competent and independent to perform an auditor’s functions under this proposed program, a Texas Professional Geoscientist license demonstrates such competence and independence.
- N. Proposal of new rule, 22 TAC 851.26, regarding agency implementation of revisions to Texas Occupations Code Chapter (TOC) 55, Licensing of Military Service Member, Military Veteran or Military Spouse for posting to the Texas Register for public comment.
- O. Proposal of amendment to 22 TAC 851.20 regarding Professional Geoscientist Licensing Requirements and Application Procedure, relating to military service members, military spouses, and military veterans for posting to the Texas Register for public comment.
- P. Proposal of amendments to existing rules to clarify the definition and use of terms in TBPG rules, including the terms “Professional Geoscience” and “Professional Geoscience Services” throughout TBPG Rules in 22 TAC Chapters 850 and 851, including §§851.10 (30) and (31), and 850.62, 851.10, 851.20, 851.23, 851.29, 851.30, 851.101, 851.102, 851.104, 851.105, 851.106, 851.107, 851.108, 851.112, 851.152, 851.153, and 851.157 for posting to the Texas Register for public comment
- Q. Proposal of amendment to 22 TAC 851.156 Professional Geoscientist Seals and Geoscience Firm Identification
- R. Consideration of 22 TAC §851.32 regarding reasons a licensee may be considered exempt from the professional development educational requirements. The Application Review / Continuing Education Committee may recommend amendments to §851.32 to the full TBPG Board for posting to the Texas Register for public comment.
- S. Discussion regarding the content of the 2017-2021 TBPG Strategic Plan
- T. Review of Complaint Standard Operating Procedures (SOP)



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- U. Review of the Compliance and Enforcement Committee's recommended "Penalties and Suggested Sanctions" table
- V. Report on status of Attorney General Opinion Request regarding whether the TBPG has the authority to accept a license resignation and whether the TBPG may impose conditions on a license resignation
- W. Recommendation from the General Issues Committee regarding how license statuses should appear on the online TBPG public license search
- X. Report on status of Texas Geophysics Exam
- Y. Date and agenda items for next meeting
- Z. 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@tbgp.state.tx.us 1-800-relay-VV (for voice), 1-800-relay-TX (for TDD).