



## Appendix A: TBPG Penalties and Suggested Sanctions\*

The following are suggested sanctions that may be imposed against a person or firm for more common violations of the Texas Geoscience Practice Act or TBPG rules.

Violation	Conduct/Citation	Sanction (s)		
		Level I	Level II	Level III
<b>Unlicensed/Unregistered Practice</b>				
PG License or use of title	Unlicensed practice or offer to practice or use of title (including practicing/offer to practice <i>while license is expired</i> --whether or not it is still renewable)--1002.251; indicating that the person is qualified to practice--851.107 (b) & (c)	Letter of Advisement	Private or Public Reprimand; Cease & Desist Order	\$100 Administrative Penalty/violation
GIT use of title	Use of Geoscientist-in-Training title without being certified--851.44;851.107(d)	Letter of Advisement	Private or Public Reprimand; Cease & Desist Order	\$100 Administrative Penalty/violation
GF Registration or indicate qualified to practice	Unregistered offer to or practice by a firm (also while registration is expired--851.30 (a) (b); 851.107(d);851.152(a); 851.152(d)	Letter of Advisement	Private or Public Reprimand; Cease & Desist Order	\$100 Administrative Penalty/violation
<b>License Application</b>				
PG/GIT Applicant	Attempting to obtain a license/obtaining a license by fraud/misrepresentation--851.20(g); Cheating on an exam /not following exam rules --851.21 (d)(f)(g)(h)	Not Applicable	Private or Public Reprimand	Refuse to Issue License; \$100 Administrative Penalty
GF Applicant	Attempting to obtain a license/obtaining a license by fraud/misrepresentation--851.152(c)	Not Applicable	Not Applicable	Refuse to Issue License; \$100 Administrative Penalty
PG/GIT Applicant	Applicant is denied a license <b>because they are unsuitable</b> (as opposed to not meeting the qualifications) New applicant violations--851.110 Use this field for any issues with a PG applicant	Not Applicable	Not Applicable	Refuse to Issue License
<b>Continuing Education</b>				
PG/GIT CE Non-compliance	Continuing Education non-compliance, P.G.-- 851.32(p); GIT-- 851.43	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation; Remedial Education
<b>Code of Professional Conduct</b>				
PG Cooperate	Cooperate with an investigation-comply with Board orders--851.101(c) (d)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Competent	Perform only services for which PG is competent --851.102(a)(b)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation; require restitution; suspension of license
PG Reckless	Reckless work--851.103(a)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation; require restitution; suspension of license

**Note: The Board may use any or all of the sanctions available under the Texas Geoscience Practice Act**

\* Texas Occupations Code §1002.452(b) specifies that the administrative penalty authority is up to \$100 per violation per day that the violation continues. Effective 9/1/2019, the administrative penalty authority is increased to up to \$1500 per violation per day. Please note that each day the violation continues is considered to be a separate violation for the purpose of imposing a penalty. Repeat violations or mitigating or aggravating circumstances may affect the sanctions imposed.



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Violation	Conduct/Citation	Sanction (s)		
		Level I	Level II	Level III
<b><i>Code of Professional Conduct, continued</i></b>				
PG Dishonest	Dishonest perform or omit an act, make an assertion in practice to defraud, deceive, create misleading impression--851.104(a); 851.104(b); 851.104(e)(f)(g)(k)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Conflict	Conflict of interest-- 851.105 all	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Abet	Participate, aid, or abet others to violate law/rules --851.106	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Fail to report violations	Report known violations to the Board-- 851.106(e)	Not Applicable	Private or Public Reprimand	\$100 Administrative Penalty/violation
PG Records	Record keeping-- 851.106(f)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Environmental	Environmental consideration-- 851.106(g)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG violate other jurisdiction	Unauthorized work in other jurisdiction-- 851.107(a)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Criminal conviction	Criminal violations relating to public practice of geosciences-- 851.108 and TOC Chapter 53	Not Applicable	Not Applicable	Revocation of License
PG Substance abuse	Substance Abuse-- 851.109	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Client confidentiality	Client confidentiality-- 851.111	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
PG Contact, other info	Contact information, other required reports to the Board -- 851.112;851.152(e)(f)(h)	Not Applicable	Private or Public Reprimand; or Letter of Advisement	\$100 Administrative Penalty/violation
<b><i>License Display &amp; Seals</i></b>				
PG License display	Display of license certificate/no alterations-- 851.21(p)(o)	Letter of Advisement	Private or Public Reprimand	\$100 Administrative Penalty/violation
GF registration number	Firm registration number on reports-- 851.156(r)	Letter of Advisement	Private or Public Reprimand	\$100 Administrative Penalty/violation
PG Seals	PG seal issues-- 851.156, 851.20(q)(1) and 851.106(d)	Letter of Advisement	Private or Public Reprimand	\$100 Administrative Penalty/violation
<b><i>State Loan and Support Requirements</i></b>				
Texas Student Loan Default	Loan Default Ground for Nonrenewal of License --851.154	Not Applicable	Not Applicable	Nonrenewal of license
Child Support Delinquency	Actions Following Certain Notifications Regarding Child Support Delinquency-- 851.155	Not Applicable	Not Applicable	Suspension of license

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