



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

MINUTES

- A. The regularly scheduled meeting of the Texas Board of Professional Geoscientists was called to order at 9:21 a.m., roll was called and a quorum was certified. Board members present were Board Chairman Charles Knobloch, P.G., JD, Vice-Chairman Charles T. Hallmark, P.G., PhD, Secretary/Treasurer Kelly Krenz-Doe, P.G., Joseph P. DeWoody, Becky Johnson, P.G., Christopher Mathewson, P.G., P.E., W. David Prescott, P.G., and Gregory Ulmer, JD.
- B. Minutes from the August 8, 2014 Board Meeting were approved as written.
- C. Public comments. Mr. John Mikels, P.G. 14 offered comments to the Board.
- D. Public hearing on TBPG's four year rule review per Texas Government Code §2001.039 regarding 22 TAC Chapters 850 and 851. Comments were offered by John Mikels, P.G., and George Dunfield, P.G.
- E. Chairman's Report. TBPG Chairman Charles Knobloch outlined the four-year rules review process, and gave an overview of the resources available on the TBPG website.
- F. Executive Director's Report. Executive Director Charles Horton addressed current agency-staff, resources, and rule review transparency.
- G. Reports regarding recent Committee Meetings:
- Summary of Application Review and Continuing Education Committee - 8/22/14. Committee Chairman Dr. Hallmark summarized requests for waiver, addressed the recommendation of proposed new rules in compliance with Education Code Chapter 57 and with Family Code Chapter 232, mentioned the draft template of the reciprocity agreement, a request for reciprocity from Quebec, the Texas Geophysics Exam update, and Continuing Education Audit program clarifications
 - Summary of Compliance and Enforcement Committee - 8/22/14. Committee Chair Becky Johnson addressed the draft Advisory Opinion on the agenda later, the Penalties and suggested sanctions table, Occupations code 53.
 - Summary of General Issues Committee – 8/22/14. Committee Chair Kelly Krenz-Doe reviewed the Committee's four point summary regarding the issue of sole proprietors and the requirement of firm registration, and the request for an advisory opinion that had insufficient information.
- H. Staff Reports:
- Licensing. Licensing Coordinator Elsa Paynes reviewed the current licensing numbers, and ASBOG® exam statistics.
 - Financial. Chief Financial Officer Leticia Kappel addressed current revenues, expenditures, and the appropriations request process. The LAR was submitted with one exceptional item.

- Enforcement. Enforcement Coordinator Wesley McCoy reviewed the current enforcement numbers, and outreach.
- I. Regarding the request for waiver for Donald Goddard, the Appointed Board unanimously approved his request for waiver of the ASBOG® Fundamentals of Geology exam.
 - J. Regarding proposed Agreed Board Orders:
 - Complaint Case No. 2014016 was adopted unanimously by the Appointed Board, with Members Hallmark and Mathewson being recused.
 - Complaint Case No. 2014025 was adopted unanimously by the Appointed Board, with Members Hallmark and Mathewson being recused.
 - Complaint Case No. 2014031 was adopted unanimously by the Appointed Board, with Members Hallmark and Mathewson being recused.
 - K. Regarding proposed new rule 22 TAC §851.154, Loan Default Ground for Nonrenewal of License, the Appointed Board unanimously approved the new rule as presented for posting to the Texas Register for public comment.
 - L. Regarding proposed new rule 22 TAC §851.155, regarding Suspension of License, the Appointed Board unanimously approved the new rule as presented for posting to the Texas Register for public comment.
 - M. Regarding draft Advisory Opinion #12: “What activities performed by individuals in the academic community require a license,” the Appointed Board unanimously approved the draft for posting to the Texas Register for public comment.
 - N. Regarding review of highlights from the Strategic Plan for 2015-2019 and Legislative Appropriations Request (LAR), this item was postponed until the November 7, 2014 Board meeting.
 - O. Regarding TBPG’s implementation of changes to the Texas Geoscience Practice Act, Sections 1002.201-1002.207, as amended by SB 138, 83rd Legislative Regular Session 2013, Executive Director Charles Horton outlined TBPG activities related to implementation of the bill.
 - P. Regarding the Compliance and Enforcement Committee’s recommendations for the “Penalties and Suggested Sanctions” Table, the table was sent back to Committee for refinement.
 - Q. 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, no action was taken.
 - R. Regarding the Texas Geophysics Exam, Member Krenz-Doe related the progress of the exam.
 - S. The next Board meetings are scheduled for November 7, 2014 and January 23, 2015 (at 8:00 a.m.). Future topics include Board member and staff training topics, and the unlicensed practice of geoscience within other state agencies.
 - T. The meeting was adjourned at 1:58 p.m.



Charles Knobloch, P.G., JD
TBPG Chairman