

## **TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS**

Meeting of July 9, 2002  
E. O. Thompson Building, 4th Floor  
920 Colorado  
Austin, Texas

### Summary of Minutes

Chairman Kevin Coleman called the meeting to order at 9:40 a.m., July 9, 2002. Members present were Kelly Krentz-Doe, Rene Pena, Gordon Ware, William K. Coleman, Edward Miller and Shiela Hall. Roll call verified a quorum was present. Members absent this meeting were: Kimberly Phillips and Murray Milford. Ed Miller made the motion to excuse Murray Milford's absence due to illness which was seconded by Gordon Ware. The motion was passed by unanimous vote.

Texas Department of Licensing and Regulation staff present included: William Kuntz, Executive Director; Brian Francis, Deputy Executive Director; Don Dudley, Director of Licensing and E-Commerce; Kevin Ketchum, Intergovernmental Affairs; Doug Wise, Assistant General Counsel; Kim Whitt, Licensing and e-Commerce; and Caroline Jackson, Legal Assistant. Also present was Frank Knapp, General Counsel to the Texas Board of Professional Geoscientists and Jody Wright, Budget Analyst, Legislative Budget Board.

Chairman Kevin Coleman moved to agenda item C., Public Comment. There was no public comment.

Chairman, Kevin Coleman moved to agenda item D, Staff Reports. William Kuntz, Acting Executive Director, presented a signed copy of the Memorandum of Understanding between the Board and the TDLR, the Board seal, and the letter from the Governors Office regarding the Emergency Deficiency Grant of \$200,000. He stated that TDLR staff has been working diligently with the Comptrollers Office to get all of the paperwork taken care of to be able to process expenditures for the Board, pay travel reimbursements for the Board, hiring FTE positions, obtain the Federal ID number, etc. A webpage for the Board has been setup and can be accessed at [tbpg.state.tx.us](http://tbpg.state.tx.us). The Budget Analyst for the Board, Tomas Spradlin will begin on July 15th and will begin developing the Strategic Plan and the Legislative Appropriations Request. There was some discussion regarding the survey which has been added to the webpage which will target geologists in the petroleum corporate structures and will give an idea of how many people may become licensed. There was also some discussion regarding continuing education requirements.

Chairman, Kevin Coleman moved to agenda item E, Committee Reports. Don Dudley updated the Board on the status of the development of the licensing rules which will be presented to the Board under agenda items F and H. Rene Pena, Chair of the Legislative Appropriations Request presented the committees current work product and updated the Board on the strategic planning and budget structure as well as the budget for the 2004 and 2005 appropriations. Kevin Ketchum updated the Board on the original drafting for the beginning of the Strategic Plan which was the Boards vision, mission, and philosophy. Gordon Ware, Chair of the Strategic Plan Committee stated that the committee is open to comments, suggestions, etc. from the Board. The deadline for submitting the Strategic Plan and the Legislative Appropriations Request is August 23rd.

Chairman, Kevin Coleman moved to agenda item F, Discussion of proposed licensing rules: 16 T.A.C. Sections, 59.10, 59.20, 59.21, 59.23, 59.24, 59.25, 59.27, 59.28, and 59.80, for the Texas Geoscience

Practice Act. Don Dudley, Director of the Licensing and E-Commerce Division advised the Board that the draft of the proposed rules address what needs to be done to begin accepting applications to begin licensing individuals. Ed Miller, Chairman of the Licensing Rules Committee stated that board members will be able to review these rules during the breakout for the committee sessions. The goal is to have the proposed rules approved for publishing to the Texas Register. Discussion regarding the proposed rules followed.

Chairman Kevin Coleman recessed for break at 10:40 a.m. The open meeting was reconvened at 11:00 a.m.

Chairman Kevin Coleman addressed the issue regarding the number of potential licensees. Discussion followed. Gordon Ware motioned to use base number of 5,000 potential licensees which was seconded by Shiela Hall. The motion was passed by unanimous vote.

Chairman Kevin Coleman moved to agenda item G, Breakout for Committee Sessions. The Board convened for Breakout for Committee Sessions and lunch at 11:30 a.m.

The Board reconvened at 1:40 p.m.

Chairman Kevin Coleman moved to agenda item H., Discussion and possible action to approve the publication of proposed rules: 16, T.A.C, Sections 59.10, 59.20, 59.21, 59.23, 59.24, 59.25, 59.27, 59.28, and 59.80, for the Texas Geoscience Practice Act. Ed Miller presented the draft of the revised rules. There was some discussion regarding separate license and examination fees. The motion was made by Rene Pena to separate application fee from 1st year license fee which was seconded by Kelly Krenz-Doe. After some discussion the motion was withdrawn and the consensus of the Board was to have one fee addressed as Application and License fee. The change will be made in the rules. There was further discussion regarding amounts set for the renewal fee, application and license fee, late fee, and exam fee. Ed Miller motioned to publish the proposed licensing rules with modifications as discussed which was seconded by Shiela Hall. The motion was passed by unanimous vote.

Chairman Kevin Coleman moved to agenda item I, Executive Session. There was no executive session held.

Chairman Kevin Coleman recessed for break at 2:16 p.m. The open meeting was reconvened at 2:20 p.m.

Chairman Kevin Coleman moved to agenda item J, Discussion and possible action on dissolution of some committees and formation of work groups. Rene Pena motioned to dissolve the Legislative Appropriations Request Committee, Strategic Plan Committee, Rules and Examination Committee, Legislative Issues Committee, and the Geoscientist Professional Liaison Committee which was seconded by Gordon Ware. The motion was passed by unanimous vote.

Chairman Kevin Coleman established several work groups which are Strategic Planning headed by Gordon Ware; Rules headed by Ed Miller, and Legislative Appropriations headed by Rene Pena.

Rene Pena was excused from the meeting at 2:24 p.m. A quorum was still seated.

Chairman Kevin Coleman moved to agenda item K, Recommendations for agenda items for next meeting. Items suggested were to address rule comments received, possibly vote on adoption of proposed administrative rules, and approve Legislative Appropriations Request and Strategic Plan.

Chairman Kevin Coleman moved to agenda item L, Discussion of date, time, and location of next Board

meeting. The next meeting was scheduled for August 6, 2002 at 9:30 a.m. at the TDLR Office.

Chairman Kevin Coleman moved to agenda item M. Adjournment. Kelly Krenz-Doe motioned to adjourn the meeting which was seconded by Gordon Ware. The motion was passed by unanimous vote.

The meeting was adjourned at 2:30 p.m., July 9, 2002.

**William K. Coleman**, *Chairman*

Texas Board of Professional Geoscientists