



TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS

Board Meeting

November 17, 2017, 9:30 a.m.

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

MINUTES

- A. The regularly scheduled meeting of the Texas Board of Professional Geoscientists was called to order at 9:46 a.m. Roll was called, and a quorum was certified. Board members in attendance were C. Thomas Hallmark, PhD, PG, Board Chairman, Vice-Chairman W. David Prescott, II, PG, Secretary/Treasurer Becky Johnson, PG, Lindsey Lee Bradford, Bereket M. Derie, PhD, PG, Steven Fleming, PG, and Christopher Mathewson, PhD, PG, PE. Board member Greg Ulmer, JD, was absent.
- B. The minutes from the August 18, 2017 and September 28, 2017 Board Meetings were approved unanimously.
- C. Public comment. The Board received comments from Mr. Rettenmaier, PG, (via e-mail) and one from Dale Kohler, PG, from the Texas Commission on Environmental Quality.
- D. Chairman's Report: Chairman Hallmark mentioned TBPG's Four-year Rule Review, and reported on ASBOG® recent Annual Meeting.
- E. Executive Director's Report: TBPG Executive Director Charles Horton reported on fiscal and budgetary matters, and the upcoming Sunset Review/Schedule. TBPG Operations Manager Molly Roman reviewed TBPG's FY 2017 Performance Measures.
- F. Reports on recent Committee meetings and activities
 1. Application Review and Continuing Education Committee meeting (11/16/17). Committee Chair David Prescott reviewed the Committee's discussion regarding an additional ASBOG® Examination administration site in the West Texas area; discussions regarding Alabama's pre-CSSE soil science competency examination; development of consumer information/publications; and the upcoming four-year rule review.
 2. Compliance and Enforcement Committee meeting (11/16/17). Committee Chair Becky Johnson reviewed Committee discussion regarding a recent inquiry regarding whether PG licensure is required for an Underground Water Conservation District employee taking responsible charge of a report that is required by a municipal or county ordinance, state or federal law, state agency rule, or federal regulation that incorporates or is based on a geoscientific study or geoscientific data; consideration of whether proof of CE Activity should be submitted with each renewal; whether the scope of continuing education audits and complaints should be expanded to include a review of licensees' compliance for the past three years; and a review of the four-year rule review process.
 3. General Issues Committee meeting (11/17/17). Committee Chair Christopher Mathewson reported that the Committee reviewed the four-year rule review process.
 4. Financial Review and Strategic Planning Committee meeting (11/17/17). Member David Prescott gave the Financial Report, and reviewed discussions regarding the Comptroller post payment audit, and the four-year rule review process.
- G. Staff Reports:

1. Licensing Report. Licensing Coordinator Elsa Paynes highlighted the current licensing data, and recent ASBOG® examination statistics. Mr. Horton gave an update on efforts to enter into reciprocity agreements with other jurisdictions.
 2. Financial Report. Chief Financial Officer Lisa Stockton mentioned revenues, expenditures, and reported that the 2017 Annual Financial Report was submitted.
 3. Enforcement Report. Enforcement Coordinator T. Wesley McCoy, PG, reviewed current enforcement numbers, Complaint Review Team (CRT) meeting, recent outreach opportunities, staff dismissal of complaints, and cases awaiting a hearing at SOAH.
- H. Applications for P.G. license received from the following individuals:
- a. Madelyn Flannagan: The Board unanimously approved the applicant's request for waiver of the ASBOG® Practice of Geology examination.
 - b. Donnie Windland: The Board unanimously denied the applicant's request for waiver of the ASBOG® Fundamentals of Geology and Practice of Geology examinations.
- I. Position on American Institute of Professional Geologists (AIPG) certification. The Board unanimously recommended that the TBPG Chairman prepare a letter to AIPG expressing concerns about AIPG's proposed certification titled "Nationally Licensed Geologist" and to ASBOG® concerning the security of the exam.
- J. Proposed Agreed Board Orders. The Board unanimously adopted the Proposed Board Orders as presented for Complaint Cases 2017034, 2017035, and 2017055, in a vote of 4-0 with Members Johnson and Bradford recused.
- K. Proposed Default Final Orders. The Board unanimously adopted the Default Final Orders as edited for Complaint Cases 2013023, 2013035, and 2014044, in a vote of 4-0 with Members Hallmark and Mathewson recused. The Board unanimously adopted the Default Final Orders as edited for Complaint Cases 2016059 and 2016058, in a vote of 4-0 with Members Bradford and Mathewson recused.
- L. Exam Waiver Request Policy. The Board approved an amendment to the current TBPG Policy on Examination Waivers by unanimous consent.
- M. Adoption of amendment to 22 TAC §851.21, Licensing Requirements-Examinations. The Board adopted an amendment to 22 TAC 851.21, Licensing Requirements-Examinations, by unanimous consent.
- N. Adoption of amendment to 22 TAC §851.83, Certain Licensees Temporarily Exempt from Continuing Education Requirements. The Board adopted an amendment to 22 TAC §851.83, Certain Licensees Temporarily Exempt from Continuing Education Requirements by unanimous consent.
- O. Discussion and possible action regarding a recommendation to the Appointed Board regarding the employment, evaluation and salary of the Executive Director. The Board unanimously approved a salary increase for the Executive Director. The salary was raised to \$96,386, effective December 1, 2017.
- P. Date for upcoming meetings and agenda items for next meeting. Committee meetings are next scheduled on February 22, 2018. The next Board meeting is scheduled on February 23, 2018.
- Q. The meeting was adjourned at 1:17 p.m.



C Thomas Hallmark, PhD, PG
TBPG Chairman