



TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS

Board Meeting

April 27, 2018, 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 9:33 a.m. Roll was called, and a quorum was certified. Members present were TBPG Chairman C. Thomas Hallmark, PhD, PG, W. David Prescott, II, PG, TBPG Vice-Chairman, Becky Johnson, PG, Secretary/Treasurer, Lindsey Lee Bradford, Bereket Derie, PhD, PG, Steven Fleming, PG, and Christopher Mathewson, PhD, PG, PE. Member Gregory Ulmer, JD, was absent.
- B. The minutes from the February 23, 2018 Board Meeting were unanimously approved as written.
- C. Public comment. No comments from the public were received.
- D. Chairman's Report: Chairman Hallmark reported on the recent ASBOG® Meeting of Council of Examiners which was held in Atlanta.
- E. Executive Director's Report: Director Horton addressed the onset of the Sunset Review; electronic Board and Committee packets; and the completion of the TBPG outreach brochures.

The Board went into Executive Session to consult with its Attorney at 10:16 a.m. regarding confidentiality and the Sunset Review. The Board returned to open session at 10:47 a.m. No action was taken.

- F. Reports on recent Committee meetings and activities
 - 1. Application Review and Continuing Education Committee meeting (04/26/18). The Committee report, given by Dr. Mathewson, Committee Chair, addressed recent efforts with Wyoming and Minnesota; also considered was the staff request for clarification of the Act regarding graduate study that may constitute qualifying work experience.
 - 2. Compliance and Enforcement Committee meeting (04/26/18). Committee Chair Becky Johnson mentioned that the Committee addressed several items that will be considered by the Board later on the agenda.
 - 3. General Issues Committee meeting (04/26/18). The Committee report was given by Committee Chair Steven Fleming. Wesley McCoy, PG, gave the update regarding TCEQ's rule making process to implement Federal Regulations on Coal Combustion Residuals in Texas.
 - 4. Financial Review and Strategic Planning Committee meeting (04/27/18). Committee Member David Prescott reported that the items considered will be addressed later in the Board agenda.
- G. Staff Reports:
 - 1. The Licensing Report, given by Ms. Elsa Paynes, Licensing Coordinator, included licensing numbers, and recent exam statistics.
 - 2. The Financial Report, given by Lisa Stockton, CFO, included current revenues and expenditures.

3. The Enforcement Report, given by Wesley McCoy, PG, including current enforcement numbers, recent Complaint Review Team (CRT) meeting highlights, recent and upcoming outreach opportunities, staff dismissal of complaints, and cases awaiting a hearing at SOAH.
- H. Updated draft of the Strategic Plan 2019-2023/Customer Service Report. Director Horton addressed the draft Strategic Plan and Customer Service Report. The Board unanimously approved that TBPG Chairman Hallmark work with staff to authorize and timely submit the final Strategic Plan.
- I. Legislative Appropriations Request for FY 2020-2021. The Board unanimously approved that Mr. Horton work with Dr. Hallmark and Committee Chair Ulmer to request the reinstatement of the previous 4% cut from the previous LAR and to request back any potential mandatory cut that may occur this session.
- J. Request for feedback from American Institute of Professional Geologists (AIPG) regarding New Member Category-Nationally Accredited Professional Geologist. The Board approved unanimously that Chairman Hallmark respond to AIPG regarding the Board's feedback regarding their new member category.
- K. Adoption of rule review per Texas Government Code §2001.039 (Administrative Procedure Act-Agency Four Year Rule Review) regarding TBPG rules Chapters 850 and 851. The Board unanimously adopted its four-year rule review, and readopted its rules in their entirety, subject to any changes proposed separately.
- L. Proposal of amendments, new rules, and repeals to TBPG rules. The Board approved the proposal of new rules 22 TAC 851.22 and 851.85, and proposal of amendments to §§850.82, 851.10, 851.20, 851.21, 851.23, 851.24, 851.25, 851.28, 851.29, 851.30, 851.32, 851.40, 851.41, 851.43, 851.80, 851.101, 851.103, 851.104, 851.106, 851.109, 851.111, 851.112, 851.113, 851.156, 851.158, 851.203, and 851.204 for posting to the Texas Register for public comment.
- M. Complaints recommended for dismissal by TBPG's Complaint Review Teams. The Board dismissed the following complaints by unanimous consent: 2018004, 2018005, 2018006, 2018007, and 2018012. These were dismissed by unanimous consent, with Members Mathewson and Bradford recused.
- N. Proposed Agreed Board Orders. The Board adopted Complaint Case No. 2017062 by unanimous consent, with Members Bradford and Mathewson recused.
- O. Discussion and possible action regarding the employment, evaluation and salary of the Executive Director. The Board discussed its options for hiring its next Executive Director. No action was taken.
- P. Date for upcoming meetings and agenda items for next meeting. The next set of meetings is scheduled on August 16 and 17, 2018. The Board will consider item O at the next Board meeting.
- Q. The meeting was adjourned at 12:57 p.m.



C Thomas Hallmark, PhD, PG
TBPG Chairman