



TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS

Board Meeting

April 26, 2019, 9:00 a.m.

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

AGENDA

The Board may discuss and take action regarding any of the following agenda items.

- A. Call to order, roll call, certification of quorum, order of business.
- B. Approval of minutes from the February 1, 2019 Board Meeting.
- C. Public comment (limited to five minutes per person; more or less time may be allotted as needed at the discretion of the Board Chair).
- D. Chairman's Report: TBPE Board liaison; outreach; short term and long term goals-TBPG.
- E. Executive Director's Report: Fiscal matters; agency operations; legislative updates.
- F. Ethics presentation.
- G. Reports on recent Committee meetings and activities
 1. Application Review and Continuing Education Committee meeting (4/25/19)
 - Update regarding Texas Geophysics exam: potential actions to strengthen the TGE; item bank; Angoff scoring methods.
 - Sunset Advisory Commission recommendations and possible rule amendments:
 1. Eliminate the statutory notarization requirement for individuals applying for the Professional Geoscientist license (statutory); TBPG Rule 22 TAC 851.20.
 2. Eliminate the statutory letter of reference requirement for individuals applying for a Professional Geoscientist license (statutory); TBPG Rules 22 TAC 851.20, 851.22, 851.23, 851.24.
 3. Eliminate the letter of reference requirement for individuals applying to register as a Geoscientist-in-Training certification (non-statutory); TBPG Rules 22 TAC 851.40, 851.41.
 - Addition of an Environmental Science license.
 - Inquiry regarding PG licensure for geochemists.
 - Potential outreach initiatives.
 2. Compliance and Enforcement Committee meeting (4/25/19)
 - Sunset Advisory Commission recommendations and possible rule amendments:
 1. Direct the board to discontinue geoscience firm registration (non-statutory); TBPG Rules 22 TAC 850.10, 850.62, 851.10, 851.20, 851.30, 851.80, 851.85, 851.101, 851.102, 851.103, 851.104, 851.105, 851.106, 851.107, 851.111, 851.112, 851.151, 851.152, 851.156, 851.157, 851.159.
 2. Direct the board to cease routinely opening unlicensed public practice complaints against expired licensees who failed to timely renew (non-statutory).
 3. Direct the board to further develop policies guiding the administrative dismissal of complaints by staff, specifically to provide staff clear direction to handle continuing education

- complaints unless aggravating circumstances require board involvement (non-statutory).
4. Direct the board to publish its penalty matrix on its website (non-statutory).
 5. Amend Texas Occupations Code, Section 1002.452 to increase the board's maximum administrative penalty amount from \$100 to \$1,500 per day for each violation. The application of the maximum penalty should be limited to only the most serious offenses (statutory).
 6. Apply the Sunset across-the-board recommendation regarding complaint processing for complaints against the board (statutory).
 7. Apply the Sunset across-the-board recommendation regarding alternative dispute resolution (statutory).
 - Civil liability immunity for Advisory Committee members.
 - "Emeritus" license status of a PG license.
 - Potential outreach initiatives.
3. General Issues Committee meeting (4/25/19)
 - Sunset Advisory Commission recommendation: Require the agency to develop a training manual that each board member attests to receiving and reviewing annually, and require existing board member training to include information about the scope and limitations of the board's rulemaking authority, including potentially anticompetitive behavior (statutory).
 - Additional continuing education options for ethics.
 - Inquiry regarding P.G. licensure for geochemists.
 - Potential outreach initiatives.
 4. Financial Review/Strategic Planning Committee meeting (4/26/19)
 - Update on CAPPs training and implementation, financial review and analysis of expenditures for FY 2019.
 - Possible financial impact regarding recommended upgrades for IT purchases.
 - Legislative related updates.
- H. Staff Reports:
1. Licensing Report, including licensing data, examination statistics, and efforts to enter into reciprocity agreements with other jurisdictions.
 2. Financial Report, including revenues, expenditures, travel updates.
 3. Enforcement Report, including current enforcement numbers, Complaint Review Team (CRT) meeting highlights, recent outreach opportunities, enforcement penalties.
- I. Applications for P.G. license received from the following individuals.
- J. Proposed dismissal of complaints from the Complaint Review Team.
- K. Proposed Agreed Board Orders.
- L. Proposed Default Orders.
- M. Potential outreach initiatives.
- N. Discussion regarding TBPE Board liaison.
- O. Date for upcoming meetings and agenda items for next meeting.
- P. Adjournment.

The Board may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Texas Gov. Code Chapter 551.

If you require auxiliary aids, services or material in an alternate format contact the Texas Board of Professional Geoscientists, at least five (5) working days prior to the meeting date. Listed below are helpful numbers should assistance be needed. Phone: (512) 936-4400, email: truan@tbpge.texas.gov, 1-800-relay-VV (for voice), 1-800-relay-TX (for TDD).