



TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS

Compliance and Enforcement Committee Meeting

(Johnson-Chair, Dillard, Prescott, Varhaug)

November 20, 2020, 10:00 a.m.

Videoconference call – Zoom (<https://zoom.us/>)

MINUTES

1. The Compliance and Enforcement meeting was called to order at 10:05 a.m. Roll was called, and a quorum was certified. Members present were Committee Chair Becky Johnson, P.G., Margon Dillard, Public Member, W. David Prescott, III, P.G., and Mark N. Varhaug, P.G., C.P.G.
2. The August 14, 2020, Compliance and Enforcement Committee meeting minutes were approved with revisions by unanimous consent.
3. Public comment. A public comment was sent to Chair Johnson by email regarding the carryover policy and temporary COVID CE relief policy.
4. Compliance Report. Elsa Paynes reviewed the current compliance program statistics, the complaints dismissed by staff, the enforcement penalties collected for General Revenue, and cases referred to the Office of the Attorney General for collection. Executive Director Rene Truan reported that TBPG has received referrals from other state agencies recently.
5. Update of penalty matrix. David Prescott moved to recommend adoption of the new penalty matrix to the full board. Varhaug seconded the motion and the committee voted unanimously to carry the motion.
6. Complaint SOP review and possible revisions. Chair Johnson moved to accept the revisions as discussed and report out to the board. Varhaug seconded and the committee voted unanimously to carry the motion.
7. Secretary of State's out-of-state exemptions and firm registration filing requirements. This item was discussed. No action was taken.
8. Implementation of Sunset recommendations, including the elimination of firm registration.
9. Sunset Advisory Commission recommendation. Possible future proposed rule amendments and repeals related to remove the firm registration requirement, including: 22 TAC 850.10, 850.62, 850.82, 851.10, 851.20, 851.29, 851.35, 851.80, 851.85, 851.101, 851.102, 851.103, 851.104, 851.105, 851.106, 851.107, 851.111, 851.112, 851.113, 851.151, 851.156, 851.157, 851.159, 851.204; 22 TAC 851.30 and 851.152. This is an ongoing item; no action was taken.
10. Committee work session: TBPG four-year rule review of 22 TAC 850 and 851, including §§850.1, 850.10, 851.10, 851.30, 851.80, 851.101, 851.101, 851.102, 851.103, 851.104, 851.105, 851.106, 851.107, 851.108, 851.109, 851.110, 851.111, 851.112, 851.113, 851.151, 851.152, 851.153, 851.154, 851.201, 851.202, 851.203, 851.204, and 851.220. Revisions to these items were discussed; no action was taken.
11. Potential outreach initiatives.
12. Date for upcoming meetings and agenda items for next meeting. The next meeting is scheduled for February 18 & 19, 2021.
13. The meeting was adjourned at 12:21 pm.