



# **TEXAS BOARD OF PROFESSIONAL GEOSCIENTISTS**

## **Compliance and Enforcement Committee Meeting**

(Johnson-Chair, Dillard, Prescott, Varhaug)

*April 28, 2021, 10:00 a.m.*

### **MINUTES**

1. Call to order, roll call, and certification of quorum. The meeting was called to order at 10:02 am by Chair Johnson. 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 November 20, 2020, Compliance and Enforcement Committee meeting minutes were approved with revisions by unanimous consent.
3. Public comment. No public comments were received.
4. Firm Registration Advisory Committee report. Kenneth S. Tramm, PhD, P.G., CHMM; Allen Shane Estep, P.G.; and Joseph M. Reilly, MSc, P.G. presented findings from the firm registration advisory committee to the Committee.
5. Compliance Report. Rebecca Funderburg 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.
6. Sunset Advisory Commission recommendation. Rule amendments and repeals related to potential elimination of 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. Member Prescott moved to recommend to the Board posting the proposed changes to the Texas Register as written with edits from legal counsel. Member Dillard seconded and the committee voted unanimously to carry the motion. After the committee meeting concluded, this item was put on hold for legal review.
7. TBPG four-year rule review of 22 TAC Chapters 850 and 851, in their entirety, including possible amendments to §§850.1, 850.10, 851.10, 851.30, 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, 851.155, 851.156, 851.157, 851.158, 851.159, 851.201, 851.202, 851.203, 851.204, and 851.220. Member Prescott moved to recommend to the Board posting the proposed changes to the Texas Register as written with edits from legal counsel. Member Dillard seconded and the committee voted unanimously to carry the motion. After the committee meeting concluded, this item was put on hold for legal review.
8. Amendment to 22 TAC 851.30, regarding firm registration. Member Prescott moved to recommend to the Board proposed changes to as written with edits from legal counsel. Member Dillard seconded and the committee voted unanimously to carry the motion. After the committee meeting concluded, this item was put on hold for legal review.
9. Amendment to 22 TAC 851.31, regarding temporary firm registration. Member Prescott moved to recommend to the Board proposed changes to as written with edits from legal counsel. Member Dillard seconded and the committee voted unanimously to carry the motion. After the committee meeting concluded, this item was put on hold for legal review.
10. Potential outreach initiatives.
11. Date for upcoming meetings and agenda items for next meeting. The next meeting is scheduled for August 13, 2021.
12. The meeting was adjourned at 11:13 am.