

AGENDA
TEXAS BOARD OF PROFESSIONAL ENGINEERS
REGULAR QUARTERLY BOARD MEETING
1917 SOUTH INTERSTATE 35
AUSTIN, TX 78741
FEBRUARY 13, 2014 – 10:30 AM

Call to Order. (Daniel O. Wong, Ph.D., P.E., Presiding Officer)

1. Roll Call and Welcome Visitors..... Daniel O. Wong, Ph.D., P.E.
2. Public Comment..... Daniel O. Wong, Ph.D., P.E.
3. Consent Agenda Daniel O. Wong, Ph.D., P.E.

(The following items may be acted upon under Consent Agenda and are marked with an asterisk* on the Regular Quarterly Board Meeting Agenda)

(Motion Required)

- November 20, 2013, Licensing Committee Minutes (**See agenda item #5**)
- November 21, 2013, Enforcement Committee Minutes (**See agenda item #6**)
- November 21, 2013, Policy Advisory Opinion Committee Minutes (**See agenda item #7**)
- November 21, 2013, Regular Quarterly Board Meeting Minutes (**See agenda item #4**)
- Administrative Reports and Outstanding Administrative Penalties and Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments (**See agenda item #15**)
- Licensing Applications. (**See agenda item #18**)

Discuss and Possibly Approve Board Minutes:

4. ***(Consent Agenda)** Discuss and possibly approve minutes of the November 21, 2013, Regular Quarterly Board Meeting Minutes Daniel O. Wong, Ph.D., P.E.

Discuss and Possibly Accept Committee Minutes: Daniel O. Wong, Ph.D., P.E.

5. ***(Consent Agenda)** November 20, 2013, Licensing Committee Minutes
6. ***(Consent Agenda)** November 21, 2013, Enforcement Committee Minutes
7. ***(Consent Agenda)** November 21, 2013, Policy Advisory Opinion Committee Minutes

Discuss and Possibly Act on the following agenda items (8-19):

8. Board Members' Activity Reports Daniel O. Wong, Ph.D., P.E.
(Report)

- Baker
- Ballí
- Greer
- Kannappan
- Nejad
- Reyna
- Summers
- Womack
- Wong

9. Emeritus Members Daniel O. Wong, Ph.D., P.E.
(Report)

- Gonzalez
- Guerra
- Nadkarni

10. Budget..... Jeff Mutscher
 •FY14 1st Quarter Budget Report
(Report)

Discuss and Possibly Act on Issues Regarding Committee Reports or Items on the Committee Agendas:

11. Licensing Committee Bobby Ballí, P.E., Chair
 - Personal Appearances from Licensing Applicants
(Motion required on all personal interviews)
 - International Agreement..... Lance Kinney, P.E.
(Update)

12. Policy Advisory Opinion Committee Carry Baker, Chair
- Discussion of stakeholder meeting and possible draft of EAOR #34 – Industry Exemption
(Update/Possible Motion)
 - Discussion of stakeholder meeting and possible draft of EAOR #36 – Construction Management
(Update/Possible Motion)

Discuss and Possibly Act on Reports or Items reported by the Executive Director:

13. Executive Director’s Report.....Lance Kinney, P.E.
(Report)
- Activity Report
 - NCEES
 - SZ Secretary/Treasurer Nomination of Sam Kannappan, P.E. (Motion Required)
 - 2014 NCEES Award Nominations
 - 2014 SZ Meeting-Charleston, SC
 - Journey Toward Excellence
 - Survey of Employee Engagement
 - Criminal History Record Check (CHRC) Communication
 - Outreach
 - Upcoming Webinar March 6, 2014
 - Kudos
 - Staff Attorney Report..... Dewey Helmcamp III, JD
 - SOAH Cases
 - Suits Against the Board
 - Status of Court Cases (Injunctions)

Discussion of possible rule change:

14. Discussion and possible rule change to §137.63 (c), (5), Engineers Responsibility to the Profession..... Dewey Helmcamp III, JD
(Possible Motion)

Discuss and Possibly Act on Enforcement/Disciplinary Matters:

15. *(Consent Agenda) Administrative Reports, Outstanding Administrative Penalties Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default JudgmentsC.W. Clark, P.E.
16. Agreed Board Order..... C.W. Clark, P.E.
(Motion Required)
1. B-34457 (Baker)
17. Consent Orders C.W. Clark, P.E.
(Motion Required)
- SOAH Result
(None)
- Informal Reprimands (In accordance with Board Rule 139.31(b) individual names are not listed)
(None)
- Non-Practice Violations
(None)
- Practice Violations
2. Mike F. Padula, P.E. – D-33476
- Sanctions Against Non-License Holders
3. John A. Avolio, Jr. – E-34776
- Firm Registrations/Sole Proprietorship Sanctions
4. Babbs Engineering Consultants, L.L.C. – B-34205

Discuss and Possibly Act on Licensing Applications requiring board ruling:

18. *(Consent Agenda) Licensing Applications.....David Howell, P.E.
- Vote or Reconfirm Votes Pursuant to Board Rule §133.87:
- Approved for Exams
 - Approved for Licensure
 - Firms Approved
 - Not Approved for Licensure
 - Exams Not Approved

Waivers – Both
Waivers – FE

Discuss and Possibly Act on Other Matters

19. Issues to consider for future meeting..... Daniel O. Wong, Ph.D., P.E.

Adjourn.

The Board may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Tex. Gov't. Code Ann. Chapter 551.



Individuals needing special accommodation should contact the Texas Board of Professional Engineers at (512) 440-7723, in a timely manner.