

**AGENDA
ENFORCEMENT COMMITTEE MEETING
TEXAS BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS**

Via Videoconference

For General Public Viewing: <https://www.youtube.com/watch?v=WY-8Ze1E7Ls>

**For Participants and Public Comment – Zoom (<https://zoom.us/>)
Meeting URL:**

<https://zoom.us/j/99407735477?pwd=aFduNERNTFNTSUIDaXVOakFaVldKQT09>

Meeting ID: 994 0773 5477

Password: 988640

August 19, 2020—10:30 AM

Due to Governor Greg Abbott’s March 13, 2020, proclamation of a state of disaster affecting all counties in Texas due to the Coronavirus (COVID-19) and the Governor’s March 16, 2020, suspension of certain provisions of the Texas Open Meetings Act, the August 19, 2020, meeting of the Enforcement Committee will be held by videoconference, as otherwise authorized under Texas Government Code section 551.127. Due to the Governor’s suspension, the public will not be able to attend the open meeting in person.

Members of the public will have access to view the meeting via YouTube and the link will be available on the agency website at <https://pels.texas.gov>. Members of the public will have access to participate and make public comment in this meeting, by two-way audio/video, by connecting to the video access number identified on the agenda above or by clicking on the link contained on the agency website at <https://pels.texas.gov>. Members of the public are encouraged to confirm the correct conference access number/link 24 hours before the meeting by going to the agency website. An electronic copy of the agenda is available at <https://pels.texas.gov>. A recording of the meeting will be available after September 1, 2020, on the agency website.

For public participants who wish to make public comment, after the meeting convenes, the presiding officer will call roll of board members and then of public attendees. Please identify yourself by name and state whether you would like to provide public comment. You may also email comment@pels.texas.gov in advance of the meeting if you would like to provide public comment. When the Board reaches the public comment portion of the meeting, the presiding officer will recognize you by name and give you an opportunity to speak. All public comments will be limited to five (5) minutes. All participants are asked to keep their microphones muted when they are not providing public comment.

Discuss and Possibly Act on the Following Agenda Items:

1. Preliminary Matters (Lamberto Ballí, P.E., Chair)
 - A. Call to Order
 - B. Roll Call
 - C. Excuse absent Committee members
 - D. Welcome Visitors
 - E. Public Comment

2. Adopt Amendments to 22 Texas Administrative Code Chapter 137, Subchapter A – Individual and Engineer Compliance
 - §137.7 – License Expiration and Renewal
 - §137.9 – Renewal for an Expired License
 - §137.13 – Inactive Status

3. Propose Amendments to 22 Texas Administrative Code Chapter 138, Subchapter B – Sealing Requirements
 - §138.31 – Seal Specifications
 - §138.33 – Sealing Procedures
 - §138.35 – Electronic Seals and Electronic Signatures
 - §138.37 – Sealing Misconduct

4. Propose Amendments to 22 Texas Administrative Code Chapter 138, Subchapter C – Professional Conduct and Ethics
 - §138.51 – General Practice
 - §138.53 – Surveyor Standards of Compliance with Professional Services Procurement Act
 - §138.55 – Surveyors Shall Protect the Public
 - §138.57 – Surveyors Shall Be Objective and Truthful
 - §138.59 – Surveyors' Actions Shall Be Competent
 - §138.61 – Surveyors Shall Maintain Confidentiality of Clients
 - §138.63 – Surveyor's Responsibility to the Profession

- §138.65 – Action in Another Jurisdiction
5. Propose Amendments to 22 Texas Administrative Code Chapter 138, Subchapter D – Firm and Governmental Entity Compliance
 - §138.73 – Firm Record Modifications
 - §138.75 – Registration Renewal and Expiration
 - §138.77 – Firm Registration Compliance
 - §138.79 – Standards for Compliance with Professional Services Procurement Act
 6. Propose Amendments to 22 Texas Administrative Code Chapter 138, Subchapter E – Professional and Technical Standards
 - §138.83 – Precision and Accuracy
 - §138.85 – Boundary Construction
 - §138.87 – Monumentation
 - §138.89 – Certification
 - §138.91 – Survey Drawing/Written Description/Report
 - §138.93 – Subdivision Plat
 - §138.95 – Descriptions Prepared for Political Subdivisions
 - §138.97 – Easement Depiction
 7. Propose Amendments to 22 Texas Administrative Code Chapter 139, Subchapter C – Enforcement Proceedings
 - §139.35 – Sanctions and Penalties – Engineering
 - §139.37 – Sanctions and Penalties – Surveying
 8. Propose Amendment to 22 Texas Administrative Code Chapter 137, Subchapter C – Professional Conduct and Ethics
 - §137.63 – Engineer's Responsibility to the Profession
 9. Compliance & Enforcement Report
 - Update on Compliance & Enforcement Department
 - Status of Compliance & Enforcement caseload
 - Status of Continuing Education audit(s)

10. Issues for consideration for future committee meetings

11. Adjourn

The committee 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 auxiliary aids or services should contact the Texas Board of Professional Engineers and Land Surveyors at (512) 440-3051, in a timely manner.