

AGENDA
ENFORCEMENT COMMITTEE MEETING
TEXAS BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS
1917 S. Interstate 35
Austin, Texas 78741

In Person and via Videoconference

For General Public Viewing: <https://youtu.be/ugAAyZMoDig>

Videoconference Meeting URL:

<https://zoom.us/j/94769384772?pwd=NnpzVXpmMU9reG5sZmY1OG13c0RLUT09>

Meeting ID: 947 6938 4772

Password: 780057

Call-In Number: +1 (346) 248-7799

February 10, 2022—9:00 AM

This meeting is a videoconference meeting pursuant to Texas Open Meetings Act, Government Code section 551.127. Members of the board and staff may appear remotely. The board officer presiding over the meeting will be present at the physical location set forth in this agenda.

Members of the public will have access to view the meeting via YouTube at the link above and the link will be available on the agency website at <https://pels.texas.gov>. Members of the public may attend the meeting in person at the location listed above. Members of the public will have access to participate and make public comment in this meeting either in person or 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 will also have access to participate and make public comment in this meeting, by two-way audio-only telephone call, by calling the number identified on the agenda above. An electronic copy of the agenda is available at <https://pels.texas.gov>. A recording of the meeting will be available after February 18, 2022, 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 three (3) minutes, unless extended by Board vote. 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 (Coleen Johnson, R.P.L.S., Chair)
 - A. Call to Order
 - B. Recitation of the Pledge of Allegiance
 - C. Roll Call
 - D. Excuse absent Committee members
 - E. Welcome Visitors
 - F. Public Comment
2. Propose Amendments to 22 Texas Administrative Code (Tex. Admin. Code) Chapter 133, Subchapter C – Professional Engineer License Application Requirements
 - § 133.23 – Applications From Former Standard License Holders
3. Propose Amendments to 22 Tex. Admin. Code Chapter 133, Subchapter H – Review Process of Applications and License Issuance
 - § 133.97 – Issuance of License
4. Propose Amendments to 22 Tex. Admin. Code Chapter 134, Subchapter C – Land Surveyor Application Requirements
 - § 134.23 Application From Standard Registration Holders
5. Propose Amendments to 22 Tex. Admin. Code Chapter 134, Subchapter H – Review Process of Applications and Registration Issuance
 - § 134.97 – Issuance of Registration
6. Propose Amendments to 22 Tex. Admin. Code Chapter 135, Firm Registration
 - § 135.3 – Application for a Certificate of Registration
7. Propose Amendment to 22 Tex. Admin. Code Chapter 136, Surveying Firm Registration
 - § 136.3 Application for a Certificate of Registration

8. Propose Amendments to 22 Tex. Admin. Code Chapter 137, Subchapter A – Individual and Engineer Compliance
 - § 137.1 – License Holder Designations
 - § 137.12 – Suspended License
 - § 137.14 – Voluntary Surrender of License
 - § 137.17 – Continuing Education Program

9. Propose Amendments to 22 Tex. Admin. Code Chapter 137, Subchapter B – Sealing Requirements
 - § 137.31 – Seal Specifications
 - § 137.33 – Sealing Procedures
 - § 137.37 – Sealing Misconduct

10. Propose Amendments to 22 Tex. Admin. Code Chapter 137, Subchapter C – Professional Conduct and Ethics
 - § 137.55 – Engineers Shall Protect the Public
 - § 137.57 – Engineers Shall Be Objective and Truthful

11. Propose Amendments to 22 Tex. Admin. Code Chapter 137, Subchapter D – Firm and Governmental Entity Compliance
 - § 137.77 – Firm Registration Compliance

12. Propose Amendments to 22 Tex. Admin. Code Chapter 138, Subchapter A – Individual and Surveyor Compliance
 - § 138.1 – License Holder Designations
 - § 138.5 – Notification of Name Change, Address Change, Employer Change and Criminal Convictions
 - § 138.12 – Suspended License or Registration
 - § 138.14 – Voluntary Surrender of License or Registration
 - § 138.17 – Continuing Education

13. Propose Amendments to 22 Tex. Admin. Code Chapter 138, Subchapter B – Sealing Requirements

- § 138.31 – Seal Specifications
- § 138.33 – Sealing Procedures
- § 138.37 – Sealing Misconduct

14. Propose Amendments to 22 Tex. Admin. Code Chapter 138, Subchapter C – Professional Conduct and Ethics

- § 138.57 – Surveyors Shall Be Objective and Truthful
- § 138.61 – Surveyors Shall Maintain Confidentiality of Clients

15. Propose Amendments to 22 Tex. Admin. Code Chapter 139, Subchapter B – Complaint Process and Procedures

- § 139.17 – Investigating a Complaint

16. Propose Amendments to 22 Tex. Admin. Code Chapter 139, Subchapter C – Enforcement Proceedings

- § 139.35 – Sanctions and Penalties - Engineering
- § 139.37 – Sanctions and Penalties - Surveying

17. Discussion about Licensed State Land Surveyor Seals

18. Compliance & Enforcement Director’s Report

- Update on Compliance & Enforcement Department
- Status of Compliance & Enforcement caseload
- Status of Continuing Education audit(s)
- Overview of Investigative and Enforcement Process

19. Future Committee Meetings: Agenda items, dates, locations, and other arrangements

20. Adjourn

The Committee may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Texas Government Code 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.