

**AGENDA**  
**TEXAS BOARD OF PROFESSIONAL ENGINEERS**  
**REGULAR QUARTERLY BOARD MEETING**  
**1917 SOUTH INTERSTATE 35**  
**AUSTIN, TX 78741**  
**NOVEMBER 21, 2013 – 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)*

- August 28, 2013, Licensing Committee Minutes (**See agenda item #5**)
- August 29, 2013, Enforcement Committee Minutes (**See agenda item #6**)
- August 29, 2013, General Issues Committee Minutes (**See agenda item #7**)
- August 29, 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 #17**)
- Licensing Applications. (**See agenda item #21**)

**Discuss and Possibly Approve Board Minutes:**

4. **\*(Consent Agenda)** Discuss and possibly approve minutes of the August 29, 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)** August 28, 2013, Licensing Committee Minutes
6. **\*(Consent Agenda)** August 29, 2013, Enforcement Committee Minutes
7. **\*(Consent Agenda)** August 29, 2013, General Issues Committee Minutes

**Discuss and Possibly Act on the following agenda items (8-21):**

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.
  - Gonzalez
  - Guerra

10. Budget..... Jeff Mutscher

- FY13 4<sup>th</sup> Quarter Budget Report  
*(Report)*
- Annual Financial Report (AFR)  
*(Report)*

11. Performance Measures ..... David Howell, P.E.  
*(Reports only)*

- November 2013 Performance Measures
- 104b Report

12. Discuss and possibly act on the following rule adoption ..... David Howell, P.E.

*(Motion Required)*

- §131.63 Self-Directed Semi-Independent Agency Project Act

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

13. Enforcement Committee ..... Sam Kannappan, P.E., Chair

- Discuss and possibly act on the following rule adoption

*(Motion Required)*

- §139.31-Enforcement Actions for Violations of the Act
- §139.35-Sanctions and Penalties

- Criminal History Record Check Policy

*(Possible Motion)*

- Staff Attorney Report
  - SOAH Cases
  - Suits Against the Board
  - Status of Court Cases (Injunctions)

14. Licensing Committee ..... Bobby Ballí, P.E., Chair

- Personal Appearances from Licensing Applicants

*(Motion required on all personal interviews)*

- Discuss and possibly act on the following rule adoption:

*(Motion required on all rule adoptions)*

- Application/Professional Fee Split

- §133.81-Receipt and Processing of Applications by the Board
- §133.87-Final Action on Applications
- §133.97-Issuance of License

- Computer Base Testing (CBT) Implementation

- §133.21-Application for Standard License
- §133.25-Applications from Engineering Educators
- §133.61-Engineering Examinations Required for a License to Practice as a Professional Engineer
- §133.65-Examination on the Fundamentals of Engineering
- §133.69-Waiver of Examinations
- §133.71-Examination for Record Purposes
- §133.73-Examination Results and Analysis
- §133.75-Examination Irregularities

- Criminal History Record Check

- §133.21-Application for Standard License
- §133.23-Applications from Former Standard License Holders
- §133.25-Applications from Engineering Educators
- §133.27-Application for Temporary License for Engineers Currently Licensed Outside the United States
- §133.89-Processing of Administratively Withdrawn Applications
- §137.7-License Expiration and Renewal
- §137.13-Inactive Status

- Military Spouse Application

- §133.81-Receipt and Processing of Applications by the Board

- Criminal History Record Check

*(Possible Motion)*

- Review Policy
- Licensing Application-Revised

- International Agreement..... Lance Kinney, P.E.
  - South Korea
  - Japan

15. Policy Advisory Opinion Committee ..... Carry Baker, Chair
- Present, for consideration and discussion of EAOR #34 – Industry Exemption
  - Present, for consideration and discussion; and possibly accept the request for further action, EAOR #36 –Construction Management  
(Motion Required)
  - Present, for consideration and discussion; and possibly approve a revised response to EAOR #10 – Professional Engineer (PE) Title Use  
(Motion Required)

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

16. Executive Director’s Report.....Lance Kinney, P.E.  
(Report)
- Activity Report
  - NCEES
    - CBT
    - 2013 Engineering Award Winners-UTEP
    - 2014 NCEES Award Nominations
  - Journey Toward Excellence
  - Criminal History Record Check (CHRC) Communication
  - Outreach
    - Upcoming Webinar December 2, 2013
    - Kudos

**Discuss and Possibly Act on Enforcement/Disciplinary Matters:**

17. **\*(Consent Agenda)** Administrative Reports, Outstanding Administrative Penalties Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments .....C.W. Clark, P.E.
18. Agreed Board Order..... C.W. Clark, P.E.  
(None)
19. 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)
1. D-34589
- Non-Practice Violations  
(None)
- Practice Violations
2. William J. Harris, Jr., P.E. – D-33361
- Sanctions Against Non-License Holders  
(None)
- Firm Registrations/Sole Proprietorship Sanctions
3. Apex Consulting Group, Inc. – B-34244
4. Bellot Engineering, L.L.C. – B-34204
5. Corridor Development Consultants, Inc. – B-34114
6. E.R. Consultants Engineers & Land Surveyors – B-33952
7. Ilseng Engineering & Consulting, Inc. – B-34455
8. Long Consultants, Inc. – B-34011
9. Martin & Wallin, L.L.C. – B-34646
10. The Gore Group – B-34219
11. Verde Engineering, Inc. – B-34602

20. **Discuss, possibly act on request to reconsider approved Board Orders** ..... Dewey Helmcamp III, J.D.  
(*Motion Required*)
- Raghunath Dass, P.E., D-31480 (from SOAH Result)
  - Seyed Masoud (Sam) Khoshnoudi, P.E., D-33510

**Discuss and Possibly Act on Licensing Applications requiring board ruling:**

21. \*(**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
- Auto Not Approved for Licensure
- Waivers – Both
- Waivers – FE
- Waivers—PE

**Discuss and Possibly Act on Other Matters**

22. Schedule of Board meetings for 2014..... 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.