

**MINUTES**  
**LICENSING COMMITTEE MEETING**  
**TEXAS BOARD OF PROFESSIONAL ENGINEERS**  
**1917 IH35 SOUTH, BOARD ROOM, AUSTIN, TX 78741**  
**August 17, 2016—1:00 PM**

**Call to Order.** Dr. Sina Nejad, P.E., P.Eng., Chair called the Licensing Committee of the Texas Board of Professional Engineers to order at 1:00 pm on August 17, 2016, at Texas Board of Professional Engineers, 1917 S. Interstate 35 in Austin, Texas. A quorum was present. (Note: all votes are unanimous unless noted)

**1. Roll call and welcome visitors.**

Sina Nejad, D.Eng., P.E., P.Eng.	Chair
Lamberto “Bobby” Ballí, P.E.	Member
Edward L. Summers, Ph.D.	Member
Kyle Womack, P.E.	Member

Ms. Veena Mohan, Assistant Attorney General, was present to provide legal counsel to the Board. Mr. Jose Guerra, P.E., Emeritus Board Member, was present.

The following staff members were present:

Lance Kinney, Ph.D., P.E.	Executive Director
David Howell, P.E.	Deputy Executive Director
Robert Opiela, P.E.	Director of Licensing
Morgen Cuming, JD	Staff Attorney
Shannon Velazquez	Licensing Specialist
Dorothy Gonzales	Executive Assistant

**Personal Appearances:** Christopher Drake, Jason Pyka, Phillip Pitzer, Lynn Lambert.

**Visitors.** Kent O’Brien, P.E., Texas Department of Transportation (TxDOT)

**2. Public comment.** None.

**Discuss and Possibly Act on the Following (Agenda Items 3-11):**

**3. Discuss and possibly approve the February 10, 2016, Licensing Committee Minutes.**

It was MOVED/SECONDED (Womack/Ballí) to approve the minutes as submitted. A vote was taken and the MOTION PASSED.

**4. Discuss and possibly act on applications for licensure: Personal Interviews.**

**Christopher Drake.** This applicant applied for licensure. He came before the Committee due to a disclosed recent criminal incident. He has completed the terms related to the criminal incident. The Committee and applicant discussed the incident, his experience, and lessons learned.

It was MOVED/SECONDED (Ballí/Summers) to recommend to the Board at its Regular Quarterly Meeting on August 18, 2016, to approve the applicant for licensure. A vote was taken and the MOTION PASSED.

**Jason Pyka.** This applicant applied to take the PE exam. He came before the Committee due to a disclosed recent criminal incident. He has completed the terms related to the criminal incident. The Committee and applicant discussed the incident, his experience, and lessons learned.

It was MOVED/SECONDED (Womack/Ballí) to recommend to the Board at its Regular Quarterly Meeting on August 18, 2016, to approve the applicant to take the PE exam. A vote was taken and the MOTION PASSED.

**Phillip Pitzer.** This applicant applied to take the PE exam. He came before the Committee due to an unreported criminal incident. He has completed the terms related to the criminal incident. The Committee and applicant discussed the incident, his experience, and lessons learned.

It was MOVED/SECONDED (Ballí/Summers) to recommend to the Board at its Regular Quarterly Meeting on August 18, 2016, to approve the applicant to take the PE exam pending completion of the Level I (30 hour) Ethics course from Texas Tech and submittal of documentation to staff. A vote was taken and the MOTION PASSED.

**Lynn Lambert.** This applicant applied to take the PE exam. She came before the Committee due to an unreported criminal incident. She has completed the terms related to the criminal incident. The Committee and applicant discussed the incident, her experience, and lessons learned.

It was MOVED/SECONDED (Ballí/Womack) to recommend to the Board at its Regular Quarterly Meeting on August 18, 2016, to approve the applicant to take the PE exam. A vote was taken and the MOTION PASSED.

**5. Discuss and possibly adopt the following rule proposals.**

Mr. Howell reported that the following rule proposals were posted in the Texas Register for comment, and the Board did not receive any comments. The rules are ready for adoption.

- **Engineers-in-Training**
  - § 133.41, Experience Evaluation
  - § 133.43, Supplemental Experience Record
- **International temporary license to include S. Korea applicants in accordance with Mutual Recognition Agreement.**
  - § 133.27, Application for Temporary License for Engineers Currently Licensed Outside the United States.

It was MOVED/SECONDED (Ballí/Summers) to recommend to the Board to adopt proposed revisions to §§ 133.41, Experience Evaluation; 133.43, Supplemental Experience Record; and 133.27, Application for Temporary License for Engineers Currently Licensed Outside the United States as submitted. A vote was taken and the MOTION PASSED.

**6. Discuss and possibly approve the following rule proposals to be posted in the Texas Register for comment.**

Mr. Howell reported that during the 4 year rule review completed by staff earlier this year, there were minor revisions identified in existing rules that would improve clarity or readability. Two rules are in Chapter 133 of the rules for the Licensing Committee to consider.

- § 133.35 Proof of Education Qualifications—Accredited/Approved Programs

- § 133.67 Examination on the Principles and Practice of Engineering

It was MOVED/SECONDED (Summers/Womack) to recommend to the Board to post §§133.35 Proof of Education Qualifications and 133.67 Examination on the Principles and Practice of Engineering in the Texas Register for public comment as submitted. A vote was taken and the MOTION PASSED.

**7. International Licensure**

**• Memorandum of Understanding (MOU) with Spain**

Dr. Kinney reported that the Texas Board has developed an MOU with Spain showing interest of working together towards international licensure for both engineers from Texas and Spain. The next Unión Profesionales de Colegios de Ingenieros (UPCI) meeting is scheduled in September where the Spanish delegation will present the MOU for acceptance.

It was MOVED/SECONDED (Summers/Womack) to recommend to the Board to approve the signing of the MOU between the Texas Board of Professional Engineers and Spain. A vote was taken and the MOTION PASSED.

**8. Discuss and possibly act on staff's research regarding additional Ethic courses.**

Dr. Kinney reported that staff will be taking the Texas Tech Ethics course to provide feedback to Texas Tech. The Murdough Center For Engineering Professionalism is well known for their ethics courses especially because they are specific to engineering.

**9. Licensing Director's Report.**

**• Results and statistics: Application and Examination Report**

Mr. Opiela reviewed the results and statistics report (an exhibit) with Committee members. He also shared the impact on staff's workload prompted from the decoupling rule that went into effect May 1<sup>st</sup>.

Dr. Kinney also reported that NCEES has added an additional testing site in Austin and has expanded the Houston and DFW testing sites.

**10. Issues for consideration and schedule next meeting.**

None.

**11. Adjourn.**

Dr. Sina Nejad, P.E., Licensing Chair, adjourned the meeting at 2:18 pm.

Date Committee approved the minutes as submitted:

November 16, 2016

Date Board accepted the minutes:

November 17, 2016