

Texas State Board of Plumbing Examiners

Board Meeting Agenda

929 East 41st Street

Austin, TX 78751

October 8, 2018

The Texas State Board of Plumbing Examiners will convene in open session, deliberate and possibly take action on any of the following items:

1. Call to Order – 9:00 a.m.
2. Roll Call.
3. Review and possibly take action on the July 9, 2018 Board Meeting Minutes.
4. Public Comment.
5. Enforcement Committee Activity Report for 4th Quarter FY 2018 – Lisa G. Hill, Chair.
 - (a) Summary of Complaint Cases reviewed and administrative penalties imposed.
 - (b) Summary of Complaint Cases pending.
 - (c) Summary of approval and denial of applications for registration and/or examination.
 - (d) Discussion and possible action regarding Board's response to House Bill 91, 85th Legislature, Regular Session, requiring the Board to review and make recommendations concerning eligibility of persons with past criminal convictions.
 - (e) Review and possibly take action on the Schedule of Applications for Approval after Revocation, concerning those individuals whose licenses or registrations were previously revoked and are re-applying for registration or examination under Board Rule 365.10:
 - (i) Brinlee, Sean – Re-applying for registration as a Plumber's Apprentice;
 - (ii) Cruz, Antonio Jesus – Re-applying for registration as a Plumber's Apprentice;
 - (iii) Lane, Steven – Re-applying for registration as a Plumber's Apprentice and
 - (iv) Morales, Jeff – Re-applying for registration as a Plumber's Apprentice.

- (f) Summary of Cease and Desist Orders issued under Section 1301.5045 of the Plumbing License Law:
 - (i) Cease and Desist Orders, listed alphabetically:
 1. Flores, Kevin; Complaint No. 2018-01495;
 2. Hale Robert; Complaint No. 2018-01496;
 3. Hampton, Gregory; Complaint No. 2017-02149;
 4. Hampton, Pola; Complaint No. 2017-02149; and
 5. King, Michael A.; Complaint No. 2018-00045.
- (g) Consider and possibly take action on Board Order of Administrative Penalties.
- (h) Consider and possibly take action on SOAH Proposals for Decision regarding Administrative Penalties:
 - (i) Nearn, William J.; SOAH Docket No. 456-18-3549; and
 - (ii) Vela, Teodoro Jr.; SOAH Docket No. 456-18-4025.
- (i) Consider and possibly take action on SOAH Proposals for Decision regarding applicants with past criminal convictions:
 - (i) None.
- (j) Consider and possibly take action on SOAH Default Orders regarding applicants with past criminal convictions:
 - (i) Nail, Billy Don; SOAH Docket No. 456-18-3744.
- (k) Consider and possibly take action on Final Orders of the Board on a default basis pursuant to Section 1301.704 of the Plumbing License Law:
 - (i) Default Final Orders, listed alphabetically:
 1. Barrow, Michael Lee; 2018-01493;
 2. Boling, David Aaron; 2018-01330;
 3. Burton Jr., Willie B.; 2018-01679;
 4. Daugherty, Will R.; 2018-01331; 2018-01443; 2018-01536;
 5. French, Gerald; 2018-01668;

6. Gaines, Marshall Lynn; 2018-01659;
7. Gallegos, Jose R.; 2018-01997;
8. Gamez, Juan A.; 2017-02018;
9. Garza, Jose E.; 2018-01649;
10. Giles, Richard Bojo; 2018-01589;
11. Gonzales, Sergio; 2018-01983;
12. Hall, Stuart; 2018-01059;
13. Hernandez, Jaime Mares; 2018-01597;
14. Hernandez, Omero; 2018-01805;
15. Hertz, Steve; 2018-01978;
16. Hollingsworth, Mark; 2018-01985;
17. Lacy, James R.; 2017-00875
18. Leger, Derick; 2018-01803;
19. Miller, Joshua Myles; 2018-01461;
20. Perez, Israel; 2018-01979;
21. Quintanilla, Clemente; 2018-01993;
22. Ramirez, Armando; 2018-01541;
23. Rehkopf, Andy; 2018-01650;
24. Richard, William Todd; 2018-01797;
25. Rivas, Justin; 2018-00941;
26. Rodriguez Orduna, Jose Ismael; 2018-01999;
27. Serna Jr., Roberto; 2018-00942;
28. Short, John Damon; 2018-01969;
29. Spadafora, David A.; 2018-01975;

30. Steelman, Chris B.; 2018-01542;

31. Wilson III, Arthur Lee; 2018-01646; and

32. Wise, Jonathan; 2018-01976.

(ii) Consider and possibly take action on Board Schedule of Default Orders.

6. Continuing Professional Education (CPE) Committee Report – Robi Jalnos, Chair.
 - (a) Summary of 2017-2018 Annual CPE Provider reports.
 - (b) Discussion regarding submittal of Plumber’s Continuing Education completed correspondence course work from the student to the Course Provider by electronic means.
7. Rules Committee Report – Rick Guerra, Chair.
 - (a) Consider and possibly take action on Staff’s proposed amendments to Texas Administrative Code, Title 22, Part 17, Chapter 363, Section 363.22, Reexamination, in accordance with Texas Government Code Section 2001.023.
 - (b) Discussion regarding proposed amendments to the Board’s administrative rules concerning the review of applicants with a past criminal history and procedural rules regarding contested cases.
8. Examination Department Report – Lisa G. Hill, Executive Director.
 - (a) Report of Saturday, September 8, 2018 Medical Gas examinations.
 - (b) Comparison of Master, Journeyman and Tradesman examinations administered and pass/fail rates for FY 2018.
9. Examination Committee Report – Ed Thompson, Chair.
 - (a) Consider and possibly take action on Texas State Technical College’s (TSTC) request for approval of a Plumbing & Pipe Engineering Associate of Applied Science Degree curriculum for the Tradesman - Plumber Limited License examination per Board Rule 363.6.
10. Enforcement Department Report – Stephen P. Davis, Director of Enforcement.
 - (a) Summary of Field Department activities for 4th quarter FY 2018.

11. Financial Department Reports – Mayra Zamarripa, Director of Financial Operations.
 - (a) FY 2018 appropriation balances.
 - (b) FY 2018 4th quarter revenues as compared to FY 2017 revenues.
 - (c) FY 2018 4th quarter estimated number of license & registration/examination fees paid as compared to FY 2017.
 - (d) Review of Annual Financial Report.
12. Discuss submittal of Agency Strategic Plan for Fiscal Years 2019-2023.
13. Executive Director’s Report – Lisa G. Hill.
 - (a) Staff additions, retirements and job postings.
 - (b) Staff activities and communications.
 - (c) Sunset Commission updates.
 - (d) Update on Health Professions Council (HPC) project to display Board exam results in the Plumber’s online renewal account and the display of continuing education course history on the Board’s website.
 - (e) Update on implementation of Voice over Internet Protocol (VoIP) Telephone system.
 - (f) Current statistics on licenses and registrations.
14. Future Board Meeting Dates.
15. Issues for Consideration at Next Board Meeting.
16. Adjourn.

The Texas State Board of Plumbing Examiners may go into a closed meeting after first convening in an open meeting and stating the authority under which the closed meeting will be held in accordance with Section 551.101 of the Open Meetings Act. Public comment shall be limited to 3 minutes per person.

Section 46.035 of the Texas Penal Code prohibits handgun licensees from carrying their handguns at government meetings, such as this one. This prohibition applies to both concealed carry and open carry by handgun licensees. Handgun licensees are required by law to refrain from carrying their handguns at this meeting.

If you need auxiliary aids or services, please contact Dawn Saravia at (512) 936-5226 at least 72 hours prior to the meeting so that appropriate arrangements can be made. Parking is available in the front and rear of the building.