

**Texas State Board of Plumbing Examiners
Board Meeting Agenda**

929 E. 41st St.
Austin, TX 78751

January 20, 2021

10:00 am

VIDEOCONFERENCE AND TELEPHONE CONFERENCE CALL MEETING

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, this meeting will be held by videoconference call and telephone conference call, as authorized under Texas Government Code sections 551.127 and 551.125, respectively.

Members of the public will have access and a means to participate in this meeting, by two-way communication, by visiting:

[ZOOM LINK](#)

<https://us02web.zoom.us/j/82078146141?pwd=UDJSREFWU2RsdGIFbXZyYbHB5cUExQT09>

An electronic copy of the agenda is now available at <https://tsbpe.texas.gov/> under "Open Meetings."

If you wish to simply watch the meeting live or view a recording of the meeting it can be found at:

<http://adminmonitor.com/tx/tsbpe/>

For public participants, please use the "Raise Hand" feature in Zoom to indicate that you wish to speak during the meeting. Please email dawn.saravia@tsbpe.texas.gov in advance of the meeting if you would like to provide public comment. When the Board reaches the public comment item, the Chair will recognize you by name and give you an opportunity to speak.

The Board will meet at the above-stated time to consider and take appropriate action on the items listed below.

1. Call to Order – 10:00 a.m.
2. Roll Call, Excuse Absent Board Members, and Certification of Quorum.
3. Chairman's Opening Remarks and Introduction of New Board Members.
4. Board Secretary Special Election.
5. Rules Committee Report – Robert Jalnos

- (a) Proposed amendments to board rule 22 Tex. Admin. Code § 363.4 regarding eliminating the high school diploma or equivalent requirement for the Master Plumber and amending the required number of years to hold a Journeyman license prior to being eligible to sit for the Master Plumber examination.
 - (b) Proposed amendments to board rule 22 Tex. Admin. Code § 363.8 regarding eliminating the high school diploma or equivalent requirement for a Plumbing Inspector.
 - (c) Proposed amendments to board rule 22 Tex. Admin. Code § 363.22 regarding the waiting period to reapply for an examination after failure.
 - (d) Proposed amendments to board rule 22 Tex. Admin. Code § 363.5 regarding the number of hours of experience required to obtain a Journeyman Plumber License.
 - (e) Proposed amendments to board rule 22 Tex. Admin. Code § 363.6 regarding the number of hours of experience required to obtain a Tradesman Plumber-Limited License.
 - (f) Proposed amendments to board rule 22 Tex. Admin. Code § 363.13 regarding the number of hours of experience required to obtain a Drain Cleaner Registration.
 - (g) Proposed amendments to board rule 22 Tex. Admin. Code § 361.1 regarding the definitions of the Journeyman Plumber and Tradesman Plumber-Limited Licenses.
 - (h) Proposed amendments to board rule 22 Tex. Admin. Code § 363.2 concerning the requirements for applicants and licensees to submit fingerprints to allow for a review of their criminal background by the Texas Department of Public Safety and the Federal Bureau of Investigation, pursuant to Texas Government Code § 411.122.
 - (i) Proposed amendments to board rule 22 Tex. Admin Code § 367.2 regarding updates to the applicable code editions from 2012 to 2018 versions of the Uniform Plumbing Code, International Plumbing Code, International Fuel Gas Code, and the International Residential Code, as effective January 1, 2021.
 - (j) Proposed amendments to board rule 22 Tex. Admin Code § 365.14 regarding the revision to the course year begin and end dates for Continuing Professional Education Programs.
6. State Auditor's Report on Implementation of Sunset Advisory Commission's Management Actions.
7. Enforcement Committee Activity Report – Lisa G. Hill, Chair.
- (a) Summary of complaint cases reviewed and administrative penalties imposed – 1st Quarter FY 2021.
 - (b) Summary of applications approved or denied for registration and/or examination – 1st Quarter FY 2021.

- (c) Summary of complaint cases pending.
- (d) Schedule of Applications for Approval after Revocation, concerning those individuals whose licenses or registrations were previously revoked and are re-applying for registration as a Plumber's Apprentice or to take a plumber examination under board rule § 365.10 during 1st Quarter of FY2021.
 - (1) Barnes, James A. (License # A-84654)
 - (2) Brown, Everon D. (License # A-52680)
 - (3) Campos, Sammuell (License # A-85576)
 - (4) Emebo, Jermaine O. (License # A-94613)
 - (5) Montalvo, Luis C. (License # A-61446)
- (e) Summary of Cease and Desist Orders issued under § 1301.5045 of the Plumbing License Law, listed alphabetically:
 - (1) Franchi, Wesley Charles; Case No. 2020-01548
 - (2) Murry, Adrian D. ; Case No. 2020-01547
- (f) Board Order of Administrative Penalties paid by agreement.
- (g) Agreed Final Orders:
 - (i) None.
- (h) SOAH Proposals for Decision regarding applicants for licensure with past criminal history:
 - (i) None.
- (i) SOAH Default Orders regarding administrative penalties or other disciplinary action:
 - (i) None.
- (j) Default Final Orders § 1301.704 of the Plumbing License Law:
 - (i) Default Final Orders, listed alphabetically by respondent:
 - 1. Aldana, Christian A.; 2020-01513
 - 2. Alvarado, Greg Ricardo; 2020-01515
 - 3. Alvarez, Martin; 2020-00926
 - 4. Anguiano, Gabriel; 2020-01628

5. Anguiano, Gabriel; 2020-01655
6. Armstrong II, Raymond P.; 2020-01472
7. Ault, Brian; 2021-00240
8. Avila, Adolfo; 2021-00172
9. Cain, Joshua L.; 2021-00170
10. Daniels, Margarita Elizabeth; 2020-01516
11. Howden, Frederick B.; 2020-01489
12. Johnson, James A.; 2021-00277
13. Martinez, Isidro; 2020-01511
14. Maxwell, Adrian A.; 2020-01504
15. Morales, Francisco; 2020-01512
16. Moreno, Gordio Gustavo; 2021-00273
17. Morones, George A.; 2020-00724
18. Myer, Larry G.; 2020-01661
19. Oberholtzer, Joseph Gordon; 2020-01178
20. Peterson, Craig; 2020-01314
21. Prince, Oscar; 2021-00226
22. Robb, Nathanael; 2020-01528
23. Roberts, James P. 2021-00263
24. Robles, Manuel Juan; 2020-01166
25. Rodriguez, Arturo; 2021-00137
26. Rodriguez, Eduardo Guzman; 2020-01630
27. Rodriguez, Eduardo Guzman; 2020-01658
28. Rodriguez, Rodolfo H.; 2020-01656
29. Stephen, Michael James; 2021-00269
30. Vanegas, Fausto A.; 2020-01660
31. Weiss, David; 2020-01652
32. West, William B.; 2020-01633
33. Zavala, Fidencio; 2020-01519

- (ii) Board Schedule of Default Final Orders adopted pursuant to § 1301.704 of the Plumbing License Law.

8. Continuing Professional Education (CPE) Committee Report – Robi Jalnos, Chair.

- (a) Review and Approval of 2021-2022 Business or Association CPE course provider applications:

- (i) Association for the Advancement of Codes, Education and Standards (A-ACES);
- (ii) Associated Plumbing – Heating – Cooling Contractors of Texas (APHCCT);
- (iii) Bobby Doran’s Plumbers Continuing Education, Inc.;
- (iv) Christianson Company;
- (v) Conger Construction Services, LLC;

- (vi) Hydrotech;
- (vii) International Association of Plumbing and Mechanical Officials (IAPMO);
- (viii) Jerome Mendias Sr. Construction Education;
- (ix) Johnny Kurten Plumbing Education;
- (x) Pioneer Educational Services, Inc.;
- (xi) Plumber Trainer;
- (xii) Texas Pipe Trades Association;
- (xiii) Texas Plumbing, Air Conditioning and Mechanical Contractors Association; and
- (xiv) Winn's Career Education, Inc.

(b) Review and Approval of 2021-2022 individual CPE course provider applications:

- (i) Applegate, David;
- (ii) Heuberger, William;
- (iii) Kurten, Johnny;
- (iv) Mendias Sr., Jerome;
- (v) Murphy, Debbie;
- (vi) Pemberton, Guy;
- (vii) Pulaski, Richard;
- (viii) Villarreal, Dianne K.;
- (ix) Wark, Joseph E.; and
- (x) Wyman, Russell W.

(c) Review and Approval of 2021-2022 CPE course material applications and materials submitted by the following CPE Providers:

- (i) APHCCT;

- (ii) ICE; and
 - (iii) Winn's Career Education, Inc.
- (d) Report on Disaster Relief Continuing Education Markers and Continued need.
- 9. Audit Committee Report –
 - (a) None.
- 10. Examination Department Report – Lisa G. Hill, Executive Director.
 - (a) Administration of written examinations in locations other than Austin, including Corpus Christi, Dallas, Fort Worth, Houston, Lubbock, and the Valley area.
 - (b) Master, Journeyman, and Tradesman Plumber examinations administered and pass/fail rates for 1st Quarter FY 2021.
 - (c) Pending plumber exam types and retakes.
 - (d) Progress report on 3rd party computer based testing.
- 11. Enforcement Department Report – Stephen P. Davis, Director of Enforcement.
 - (a) Field Department activities for 1st quarter FY 2021.
- 12. Financial Department Reports – Richard Herman, Financial Operations.
 - (a) FY 2021 appropriation balances.
 - (b) FY 2021 1st quarter revenues as compared to FY 2020 revenues.
 - (c) FY 2021 1st quarter estimated number of plumber licenses & registration/examination fees paid as compared to FY 2020.
 - (d) Annual Report of Non-Financial Data – FY 2020.
- 13. Executive Director's Report – Lisa G. Hill.
 - (a) Staff Additions, Job Postings, and Staff activities related to pandemic.
 - (b) Development of New Outreach and Consumer Education Program.
 - (c) Update on Health Professions Council (HPC) projects to display education credits.
 - (d) Customer Service Reports for walk-in and telephone services.

(e) Current statistics on plumber licenses and registrations.

14. Future date, time, and location of board meetings.

15. Issues for consideration at next board meeting.

16. Public Comment. *Comments will be limited to no more than three minutes.

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.

If you need auxiliary aids or services, please contact Dawn Saravia, Executive Assistant, at (512) 936-5226, at least 72 hours prior to the meeting so that appropriate arrangements can be made.