

MINUTES
POLICY ADVISORY OPINION COMMITTEE MEETING
TEXAS BOARD OF PROFESSIONAL ENGINEERS
1917 S. IH 35
Austin, Texas 78741
August 23, 2018—9:45 AM

CALL TO ORDER. Kyle Womack, P.E., Chair, called the Policy Advisory Opinion Committee meeting of the Texas Board of Professional Engineers to order at 9:45 a.m. on August 23, 2018, at the Texas Board of Professional Engineers, 1917 S. IH 35, Austin, TX. A quorum was present. (NOTE: all votes are unanimous unless noted.)

1. Roll call and welcome visitors.

Ms. Bodden called the roll. It was noted for the record that a quorum was present.

The following Committee members were present:

Kyle Womack, P.E.	Chair
Lamberto Ballí, P.E.	Member
Sina Nejad, Ph.D., P.E.	Member
Albert Cheng	Member
Catherine Norwood, P.E.	Member (Alternate)

Ms. Veena Mohan, Assistant Attorney General, was present to provide legal counsel to the Board. Mr. Edmundo Gonzalez, P.E., Advisory Member; Mr. Sockalingam Kannappan, P.E., Board Member; Mr. Govind Nadkarni, P.E., Advisory Member; Dr. Edward Summers, Board Member and Dr. Daniel Wong, Board Chair, were present.

The following staff members were present:

Lance Kinney, Ph.D., P.E.	Executive Director
David Howell, P.E.	Deputy Executive Director
Rick Strong, P.E.	Director of Licensing
Michael Sims, P.E.	Director of Compliance and Enforcement
Morgen Cuming, JD	Staff Attorney
Cristabel Bodden	Executive Assistant

Visitors: Terry Bilderback, P.E., Texas Society of Professional Engineers (TSPE); Libby Norwood, Nicholas Consulting Group, Inc.; Kent O'Brien, P.E., Texas Department of Transportation; Stephanie Stanford, P.E., TSPE.

2. Public comment. None.

DISCUSS AND POSSIBLY ACT ON THE FOLLOWING (AGENDA ITEMS 3-6):

3. Discuss and possibly approve the May 16, 2018, Policy Advisory Opinion Committee Meeting Minutes.

It was MOVED/SECONDED (Nejad/Cheng) to approve the May 16, 2018, Policy Advisory Opinion Committee minutes as submitted. A vote was taken and the MOTION PASSED.

Mr. Ballí abstained as he was not present at the May 16, 2018, Policy Advisory Opinion Committee meeting.

4. Discuss and possibly approve the response for:

• Request for Policy Advisory Opinion Regarding Texas P.E. Sealing Requirements for Offshore Oil and Gas Facilities.

Mr. Howell introduced the new Director of Compliance and Enforcement; Michael Sims, P.E., and relayed that Mr. Sims had written the response to this anonymous request and would provide the details to the Committee.

Mr. Sims relayed that after review of the question posed, it was determined that the question is adequately addressed by existing Board rules. Mr. Sims added that if engineering work is performed outside of the State of Texas, it does not require a seal of a Texas Professional Engineer.

Mr. Sims relayed that because the letter was anonymous, the Board could not reply directly but would post the response letter on the Board website along with the original request.

Mr. Howell added that since the request was not treated as a formal PAO and could be addressed by existing Board rules that we didn't need to publish

Mr. Womack asked that the Board add a clarification in the letter regarding a seal being required within Texas waters and not required in International waters and correct a misspelled word. Mr. Sims replied that he would add this to the response letter and make the correction.

It was MOVED/SECONDED (Nejad/Ballí) that the Board decline to take this as a Policy Advisory Opinion and issue this response letter as appropriate and as corrected in the discussion. A vote was taken and the MOTION PASSED.

5. Issues for consideration for future board meetings.

Mr. Howell relayed that a new request had been received and would be up for discussion at the next Policy Advisory Opinion Committee meeting in November 2018.

6. ADJOURN.

It was MOVED/SECONDED (Ballí/Nejad) to adjourn the meeting at 9:58 a.m. A vote was taken and the MOTION PASSED.

Date minutes were approved by Committee as submitted:

November 15, 2018

Date Board accepted minutes:

November 15, 2018