

## **TEXAS COMMISSION OF LICENSING AND REGULATION**

Meeting of March 6, 2023  
1106 Clayton Lane, Austin, TX 78723  
1<sup>st</sup> Floor Public Meeting Room  
Austin, Texas

### **S u m m a r y o f M i n u t e s**

Chairman Rick Figueroa called the meeting of the Texas Commission of Licensing and Regulation to order at 8:31 a.m. Members present were Chairman Rick Figueroa, Commissioners Thomas Butler, Dr. Ray Callas, Dr. Gary Wesson, Nora Castaneda, and Lori High. Commissioner Sujeeth Draksharam joined the meeting at 8:36 a.m. A quorum was present.

Staff present included: Mike Arismendez, Executive Director, Christina Kaiser, Senior Deputy Executive Director; Hemant Makan, Deputy Executive Director; Jessica Escobar, Chief of Staff, and Della Lindquist, Interim General Counsel.

Chairman Figueroa moved to agenda item C, Public Comment. One in-person public comment was made.

Chairman Figueroa moved to agenda items D and E, Executive Session. The Commission adjourned at 8:38 a.m. The Commission returned at 9:26 a.m. No action was taken on these items.

Chairman Figueroa moved to agenda item F, Recognition of former Commissioner Helen Callier. Chairman Figueroa spoke words of gratitude and kindness towards former Commission Callier for her service to the TDLR Commission.

Chairman Figueroa moved to agenda item G, Approval of Minutes – Meetings of December 6, 2022, February 10 and 11, 2023. Commissioner Callas, seconded by Commissioner Wesson, made a motion to approve the December 6, 2022, February 10 and 11, 2023 minutes as presented. Motion passed by unanimous vote.

Chairman Figueroa moved to agenda item H, Contested Cases - consideration and possible action on cases heard before the State Office of Administrative Hearings:

Docket Number BAR20220011037 / 452-22-07257.BAR; Jose V. Juarez, Jr. Commissioner Callas, seconded by Commissioner Butler moved to adopt the PFD as issued with a correction in conclusion of law #15 to change from Class B license to Class A license. Motion passed by unanimous vote.

Docket Number TOW20220011125 / 452-22-01730.TOW; Lindsay A. Perez. Commissioner Butler, seconded Commissioner Callas, moved to adopt the PFD as recommended. Motion passed by unanimous vote.

Chairman Figueroa moved to agenda item I, Motions for Rehearing. The Commission heard the following cases:

COS20210015518; Michelle Mendoza. Commissioner Callas, seconded by Commissioner Wesson, made a motion to deny the Motion for Rehearing. Motion passed by unanimous vote.

Chairman Figueroa moved to agenda item J, **Discussion and possible action** on the readoption, revision, or repeal, of the rules at 16 Texas Administrative Code, Chapter 55, Rules for Administrative Services, Chapter 61, Combative Sports, Chapter 65, Boilers, Chapter 66, Registration of Property Tax Consultants, Chapter 67, Auctioneers, Chapter 68, Elimination of Architectural Barriers, Chapter 74, Elevators, Escalators, and Related Equipment, Chapter 75, Air Conditioning and Refrigeration, Chapter 77, Service Contract Providers and Administrators, Chapter 79, Weather Modification, Chapter 87, Used Automotive Parts Recyclers, and Chapter 94, Property Tax Professionals, as a result of the **four-year rule review**. Commissioner Callas, seconded by Commissioner Castaneda, moved to readopt the rules, as a result of the four-year rule review. Motion passed by unanimous vote.

Chairman Figueroa moved to agenda item K, **Discussion and possible action** on the proposed **new rules** at 16 Texas Administrative Code (TAC), **Chapter 55**, Subchapter G, §§55.110 – 55.112, regarding the **Rules for Administrative Services**. The proposed new rules are established to comply with section 2171.1045 of the Texas Government Code, which requires the adoption of rules relating to the assignment and use of the Department vehicles. Commissioner Callas, seconded by Commissioner Wesson, moved to adopt the proposed rules under 16 TAC Chapter 55, as published with an effective date of April 1, 2023. Motion passed by unanimous vote.

Chairman Figueroa moved to agenda item L, **Presentation of Enforcement Plans for adoption by the Commission**. John Medlock, Chief Prosecutor, presented on Laser Hair Removal, Court-Ordered Education Program, Mold Assessors and Remediators. Commissioner Callas, seconded by Commissioner Castaneda, made a motion to adopt the Enforcement plans. Motion passed by unanimous vote.

Chairman Figueroa moved to agenda item M, Approval of appointments and reappointments of members to Advisory Boards, including appointment of presiding officers. Commissioner Draksharam asked questions regarding the Sunsetting of Advisory Committee's on May 2024 and a discussion took place. Commissioner Callas, seconded by Commissioner Butler, made a motion to approve Chairman Figueroa's Board Appointments and Reappointments recommendations. Motion passed by unanimous vote.

## **APPOINTMENTS**

### Code Enforcement Officers Advisory Committee

- Jose Victor Baldovinos, South Padre Island, Texas

### Motor Fuel Metering and Quality Advisory Board

- Jeffrey Bond, Pearland, Texas

### Speech-Language Pathologists and Audiologists Advisory Board

- Stacy Poteet, Lubbock, Texas

### Texas Water Well Drillers Advisory Council

- Jason M. Flynt, Keller, Texas

### Towing and Storage Advisory Board

- Mark Mitchell, Waco, Texas

## **REAPPOINTMENTS**

### Air Conditioning and Refrigeration Contractors Advisory Board

- James Graves, Jr., Houston, Texas
- Dave Yelovich, Houston, Texas

### Advisory Board of Athletic Trainers

- Dr. David Schmidt, San Antonio, Texas
- Michael Fitch, Richardson, Texas

### Barbering and Cosmetology Advisory Board

- Naylan Holman, Plano, Texas
- Natalie Inderman, Lubbock, Texas
- Laura Valdez, Austin, Texas

### Behavior Analyst Advisory Board

- Mariel Fernandez, Houston, Texas
- Dr. Stephanie Sokolosky, Harlingen, Texas

### Board of Boiler Rules

- Bill Quisenberry, Amarillo, Texas
- George Crawford, Lubbock, Texas
- Stuart Shannon Nester, Austin, Texas

### Code Enforcement Officers Advisory Committee

- Stuart Walker, Lubbock, Texas
- Matthew Christianson, College Station, Texas

### Combative Sports Advisory Board

- Kerry Hatley, Midland, Texas
- Maurice “Termite” Watkins, Crosby, Texas

### Driver Training and Traffic Safety Advisory Committee

- Anna Freeman, Fort Hood, Texas
- James Hiller, Coppell, Texas
- Rodolfo “Rudy” Martinez, Katy, Texas

### Electrical Safety and Licensing Advisory Board

- Kim Allen, Grand Prairie, Texas
- Stacey Mighty, Houston, Texas
- Joseph “Mark” Roach, Portland, Texas

### Elevator Advisory Board

- Scott Anderson, Houston, Texas
- Grayson D. Gill, Jr., Dallas, Texas
- Bryan R. Morris, El Paso, Texas
- Greg Tamez, San Antonio, Texas

### Hearing Instrument Fitters and Dispensers Advisory Board

- Gary Haun, San Angelo, Texas

### Licensed Breeders Advisory Committee

- Laura Donahue, Austin, Texas
- Erin Shults, Carrollton, Texas

- Christena Stephens, Crowell, Texas

Midwives Advisory Board

- Dr. Charleta Guillory, Houston, Texas
- Destiny Hooper, Pearland, Texas

Motor Fuel Metering and Quality Advisory Board

- Keesha Esqueda, Wichita, Kansas
- Carlos A. Garza, Edinburg, Texas
- Seth Stephens, Floydada, Texas

Ex-Officio Member

- Stephen Scurlock, Austin, Texas

Orthotists and Prosthetists Advisory Board

- Randall Duncan, Sherman, Texas
- Miguel Mojica, Dallas, Texas

Property Tax Consultants Advisory Council

- Debra Bawcom, Austin, Texas
- Jeffrey Burgher, Irving, Texas
- Steven Mills, Dallas, Texas

Registered Sanitarian Advisory Committee

- Claire De Guzman, Tyler, Texas
- Steven Kotsatos, McAllen, Texas
- Victor Morales, El Paso, Texas

Texas Tax Professional Advisory Committee

- Joseph Vela, Alice, Texas

Texas Water Well Drillers Advisory Council

- Michael G. Becker, Marble Falls, Texas
- Billy R. Lange, Rowena, Texas
- Roger N. Russell, Nacogdoches, Texas

Towing and Storage Advisory Board

- Gary Hoffman, Robinson, Texas

Weather Modification Advisory Committee

- James P. Nance, Austin, Texas
- Honorable Frank Reilly, Granite Shoals, Texas

Chairman Figueroa moved to agenda item N, **Executive Office Reports**: Briefing from Executive Office staff on activities, statistical data, personnel changes, communications, and public outreach. Discussion and updates of the following topics: Legislative Session Update, Sunset Update, Agency Report, Statistics, and Trends, and Recent Accomplishments.

Chairman Figueroa moved to agenda item O, Agenda items for future commission meetings. No action was taken on this agenda item.

Chairman Figueroa moved to agenda item P, Discussion of date, time, and location of future commission meetings.

Chairman Figueroa adjourned the meeting at 11:03 a.m.

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Rick Figueroa, Chairman  
Texas Commission of Licensing and Regulation