

**MINUTES  
PUBLIC SAFETY COMMISSION  
June 15, 2017  
AUSTIN, TX**

The Public Safety Commission met in Austin, Texas on June 15, 2017. Attending the meeting were Chairman Steven Mach, Commissioners Manny Flores, Cynthia Leon, Jason Pulliam and Randy Watson. A quorum was present at the meeting. DPS staff members and guests were also present.

**CALL TO ORDER** (0:00:30)

The meeting was called to order by Chairman Mach at 10:00 a.m. Proper notice had been posted.

**APPROVAL OF MINUTES** (0:01:00)

**A motion was made by Commissioner Leon, seconded by Commissioner Flores, approving the minutes from the discharge hearing on April 26, 2017. Motion passed unanimously. A motion was made by Commissioner Leon, seconded by Commissioner Watson, approving the minutes from the April 27, 2017 Public Safety Commission meeting. Motion passed unanimously.**

Chairman Mach welcomed Jason Pulliam to the Commission.

**PRESENTATIONS** (0:02:25)

**Service Awards**

- Tamara Celeste Tovar – 30 years
- Marla Cecile Mayfield – 30 years
- Darla R. Freeman – 30 years
- Lisa Dawn Hamilton – 30 years
- Sheri Lynne Gipson – 35 years
- Randy Charles Loewe – 35 years

**Lifesaving Award**

- Trooper James Glaze
- Trooper Brandon Laird
- Trooper Franklin Randolph
- Trooper Samuel Hellinger

**Director's Award**

Deputy Eric Molina – Burnet County Sheriff's Office  
Lieutenant Bill Dixon – Cooke County Sheriff's Department  
Chief Olga De Luna – Customs and Border Protection

**Director's Citation**

Trooper Patrick Alonzo

**Unit Citation Award**

Human Intelligence Team – Texas Joint Crime Information Center

Director McCraw recognized Chief Luis Gonzalez, Assistant Director Texas Highway Patrol, who will be retiring in July.

(0:28:18) Break 10:28 – 10:43 a.m.

Chairman Mach acknowledged Libby Elliott, Governor's Office, in attendance.

**PUBLIC COMMENT** (0:29:12)

None.

**DIRECTORS REPORT**

**A. Case Update** (0:29:40)

Update provided by Major Manny Espinosa, Gang Unit:

- “Operation Patched Over” consisted of a motorcycle gang from the Midland/Odessa area; Bandidos Support Club/La Familia Motorcycle Club
- Collaborative effort: DPS CID/FBI/Midland PD/Odessa PD/ Ector County SO/Midland County SO/ATF/US Marshal's Service/DEA
- Investigation focused on Patrick Amalio Carrillo and Roy Christopher Rodriguez
- 5/26/16 warrant arrest operation; resulting in arrest of 13 individuals (including 7 members of La Familia Motorcycle Club)
- All subjects arrested were charged with federal offense of Conspiracy with Intent to Distribute Cocaine (sentences ranged from 33 months – 188 months federal prison time)
- Outcome of 10 search warrants: 10 weapons / 7 vehicles & motorcycles / 1 lb marijuana / 3 kilos cocaine / \$195,000 currency
- Federal Asset Forfeiture Proceedings Awarded: residence located in Odessa / 3 motorcycles / 2 cars / \$195,000 currency

2017 Texas Gang Threat Assessment (0:51:00)

Update provided by Director McCraw:

-Gang Ranking Criteria

- \*Relationship with Cartels
- \*Transnational Criminal Activity
- \*Level of Criminal Activity
- \*Level of Violence
- \*Prevalence throughout Texas
- \*Total Strength
- \*Statewide Organizational Effectiveness
- \*Juvenile Recruitment
- \*Threat to Law Enforcement
- \*Involvement in Drug and Human Smuggling and Trafficking

-Gang Matrix

- \*Tango Blast – estimated >19,000 members (Tier 1)
- \*Latin Kings – estimated >1,300 members (Tier 1)
- \*Texas Mexican Mafia – estimated >4,100 members (Tier 1)
- \*Mara Salvatrucha (MS-13) – estimated >500 members (Tier 1)

-Key Analytical Judgments

- \*Remain significant threat to public safety in Texas
- \*Violence is often inseparable from gang activity
- \*Cartel and gang activity remain steady
- \*Partnership between gangs continue across the state
- \*Gang members actively use social media to communicate, boast, and recruit.

-More than ½ of all tier-ranked gang members incarcerated with TDCJ prisons are serving sentences for violent crimes:

- \*23% Robbery
- \*16% Homicide
- \*14% Assaultive Offenses
- \*6% Sexual Assault

DPS Major Operations Framework (0:56:35)

Update provided by Director McCraw:

-Asymmetric Threat Environment

- \*Increasing Population
- \*Increasing Commercial Passenger Vehicle Traffic
- \*Substantial Critical Infrastructure & Key Resources
- \*Special Events
- \*Local Law Enforcement Staffing

(1,757 local law enforcement agencies / 53% have 10 officers or less / 69% have 20

officers or less / 85% have 50 officers or less)

- \*Violent Crime
- \*Transnational Crime (drug & human smuggling & trafficking)
- \*Domestic & International Terrorism
- \*Cyber
- \*Crimes of Mass Effect (i.e. Kaufman County Murders)
- \*Natural Disasters
- \*Public Health
- \*Public Unrest
- \*Preparation & Planning (Regional and Statewide)
- \*Unified Command & Accountability
- \*Integration of Key Disciplines (Patrol Investigations, Science, Electronic & Physical Surveillance, Intelligence, Tactical, Civil Disturbance & Management Teams, Aviation, Interoperable Communications, and Emergency Management)
- \*Rapid, Flexible, Sustainable & Integrated Surge Capacity
- \*Smart Technology (Communications, Surveillance, Crime Scene)
- Major Operation examples:
  - \*Operation Secure Texas
  - \*East Texas Church Arsons
  - \*Twilight Rapist
  - \*Kaufman County Murders
  - \*Super Bowls
  - \*Pope Visit to El Paso area
  - \*Hurricane Ike
  - \*Violent Crime Reduction Operation (North Star)
  - \*Ambush of Dallas Police Officers
  - \*Twin Peaks Shooting
  - \*June 10, 2017 Protests

(1:15:54) Chairman Mach inquired about the recent media on Driver License. Director McCraw responded:

- We have been very transparent this Session asking for more money for Driver License (DL) due to increasing population and Federal requirements.
- Exceptional Item Request \$57M for DL
- DL was already operating under \$14M operating deficit
- 4% cut equated to \$7.9M in DL cuts
- Hours cut in some DL offices in urban areas (4 hours less a week); wasn't received well so it was halted immediately
- Can't afford to provide poor customer service with less people, less money, and less resources.

-Challenge is how do we minimize impact on the customer.

## **NEW BUSINESS**

### **A. Report, discussion, and update on upcoming Sunset Review (1:23:05)**

Update provided by Assistant Director Amanda Arriaga:

-Every state agency undergoes a 'Sunset' review every 12 years to determine if agency should be abolished or still needed.

-Timeline:

\*Agency Self Evaluation – due 9/1/17

\*1/2 of agencies under review – begin September 2017

\*Remaining 1/2 of agencies under review – begin April 2018

\*Sunset Reviews – completed by December 2018

\*Sunset Advisory Commission decisions made – January 2019

-Agencies under review: DPS, TABC, Military Department, Department of Motor Vehicles

-Self Evaluation Report contains:

\*Contact Information

\*Key Functions and Performance Evaluation

\*Historical and Major Events

\*Policymaking Structure

\*Funding

\*Organization

\*Guide to Agency Programs

\*Statutory Authority and Legislation

\*Major Policy Issues

\*Other Contacts

\*Additional Information

\*Agency Comments

\*Attachments

-PSC Liaison will be Chairman Mach and Commissioner Leon

### **B. Report, discussion, and update on the Texas Suspicious Activity Reporting Network (TxSARN) (1:33:34)**

Update provided by Assistant Director John Jones:

-Created 8 years ago

-DHS publishes a quarterly newsletter, NSI Quarterly, and the April 2017 edition highlighted the success of TxSARN in Texas.

-Members: Fusion Centers / Texas Capitol Complex / Texas Banking Association

-National Incident Based Reporting System (NIBRS):

\*added Group A Offense Codes

\*Crime Based Codes developed for Department initiatives

-Interoperability:

\*eGuardian

\*THP submits thru computer-aided dispatch system

\*TxMAP integration

-www.iwatchtx.org – application for public use

-AY2016 Results:

<b>TX DPS Sites</b>	/	<b>TxSARNET Total</b>
1,029 Matches	/	1,050 Matches
219 Threat Patterns Created	/	231 Threat Patterns Created

C. Report, discussion, and possible action on Legislative Appropriations for the 2018 – 2019 Biennium (1:50:11)

Update provided by Assistant Director Suzy Whittenton:

-Over 6% reduction

-Increase in FTE's

-Border Security \$694.3M (250 new Troopers in Regions 3 & 4 / Drawbridge Camera Program / Continue 50-Hour Work Week)

-Other Appropriations:

\*Vehicles – 1,400 plus 285 for new Troopers

\*Interdiction for Protection of Children – increase \$300,000 + 1 FTE

\*PeopleSoft Financial System - \$2.6M + 12 FTE's

\*Pay increase for CO3 pay group (commissioned officers with over 20 yrs)

\*Sexual Assault Kit Testing - \$4.2M + 20 FTE's

\*New lease in Penitas (Hidalgo County)

\*\$7.2M + 5 FTE's for IT/Cyber Security

-Economic Stabilization Fund (Rainy Day Fund):

\*Deferred Maintenance \$12M

\*Training Center in Cameron County \$3M

-Changes in Riders/Article IX:

\*Limits on transferring between Appropriations

\*Limits on recruit schools

\*Contract cost containment reductions

-Governor's Line-Item Vetoes:

\*Houston Crime Stoppers

\*2<sup>nd</sup> Year funding for Safety Education and Motorcycle Safety Programs

D. Report, discussion, and possible action on the following rule proposals for publication to receive public comment:

1. Amendments to and new rules in 37 TAC Chapter 15, concerning Driver License

Rules (2:02:40)

(a) Amendments to 37 TAC Section 15.49, concerning Proof of Domicile

(b) New 37 TAC Section 15.167 and Section 15.168, concerning Driver Responsibility Program

**A motion was made by Commissioner Flores, seconded by Commissioner Watson, to approve New Business, Item D1a&b, to receive public comment. Motion passed unanimously.**

E. Intelligence Threat Briefing (Clearance Required – Executive Session Expected)

### **ONGOING BUSINESS**

A. Report, discussion, and possible adoption of the following previously published rules:

1. Amendments to 37 TAC Section 1.261, concerning Historically Underutilized Businesses (HUB) (2:05:17)

No comments.

**A motion was made by Commissioner Flores, seconded by Commissioner Watson, approving adoption of Ongoing Business, Item A1. Motion passed unanimously.**

B. Update report, discussion and possible action regarding recruitment (2:06:39)

Update provided by Assistant Director Sonia Garcia:

-A-17 School started with 149 recruits; tomorrow 122 will graduate (2 sisters / Karlton Keesee – son of fallen Trooper, Sergeant Karl Keesee)

-B-17 School started with 111 recruits, currently have 88 – graduation scheduled 8/25/17

-C-17 School (11 week) started with 70 recruits, currently have 54 – graduation scheduled 8/4/17

-D-17 School scheduled to begin 7/9/17, currently have 115 applicants

C. Report, discussion, and possible action regarding the appointment, promotion, ratification, employment, evaluation, reassignment, duties, discipline, or dismissal of a member of the Department or Commission management team (2:08:31)

Director McCraw is seeking advice and consent to promote Ron Joy to Chief, Texas Highway Patrol due to upcoming retirement of Luis Gonzalez.

**A motion was made by Commissioner Watson, seconded by Commissioner Flores, approving advice and consent to promote Ron Joy to Chief, Texas Highway Patrol. Motion passed unanimously.**

Director McCraw is also seeking advice and consent to promote Dwight Mathis to Deputy Chief, Texas Highway Patrol (Deputy Assistant Director).

**A motion was made by Commissioner Flores, seconded by Commissioner Watson, approving advice and consent to promote Dwight Mathis to Deputy Chief, Texas Highway Patrol. Motion passed unanimously.**

D. Report, discussion, and possible action regarding ongoing criminal investigations pursuant to Government Code § 411.0041 (Executive Session anticipated)  
To be discussed during Executive Session.

**REPORTS** (2:11:08)

- A. Commission member reports and discussion - none
- B. Finance Report - none
- C. Chief Auditors Office - none
- D. Division status reports on activities and action - none

**CONSENT ITEMS** (2:11:19)

- A. Advice and consent regarding director's determination that certain probationary employees were found unsuitable for work during May 2017
- B. Discussion and possible action on appointments of Special Rangers and Special Texas Rangers pursuant to Government Code Chapter 411, Secs. 411.023 & 411.024; Special Rangers: Richard M. Blake and Billy R. Manning, Jr.; Special Texas Rangers: David A. Byrnes and Danny W. Crawford
- C. Report, discussion, and possible action on the Office of Psychological Services Other Victim Assistance Grant (OVAG) FY2018 & FY2019 Funding
- D. Donations:
  - 1. Donate Life Polo Shirts – Driver License Division
  - 2. Horse Mountain Ranch – Texas Rangers Company "E"
  - 3. 15 Chevrolet Tahoe Police Pursuit Vehicles from Holiday Chevrolet – Texas Highway Patrol
  - 4. Additional donation items, as needed

**A motion was made by Commissioner Leon, seconded by Commissioner Flores, approving Consent Items. Motion passed unanimously.**

**ITEMS FOR FUTURE AGENDA** (2:11:54)

None at this time.

**DATE FOR FUTURE MEETING** (2:12:07)

Any discharge hearings will be scheduled on August 23, 2017, and the regular Public Safety Commission meeting is scheduled for August 24, 2017.



**ADJOURN INTO EXECUTIVE SESSION**

The Commission adjourned into Executive Session to discuss security issues, to consult with legal counsel regarding pending or contemplated litigation or settlement offers or to receive legal advice on items posted on this agenda; deliberation regarding real estate matters; consideration of any other items authorized by law, including personnel matters, the Director's action of discharging employees as identified in this agenda; ongoing criminal investigations. Executive Session began at 12:27 p.m.

(2:13:25) The Public Safety Commission reconvened in open session at 5:05 p.m. Commissioners present were Chairman Steven Mach, Commissioners Manny Flores, Cynthia Leon, Jason Pulliam and Randy Watson.

**ADJOURN**

**A motion was made by Commissioner Flores, seconded by Commissioner Watson, to adjourn the meeting. Motion passed unanimously.**

The meeting was adjourned at 5:05 p.m.

Read and approved this 24<sup>th</sup> day of August, 2017.



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Chairman

TEXAS DEPARTMENT OF PUBLIC SAFETY  
ORDER ADOPTING A RULE

On June 15, 2017, the Public Safety Commission (the commission) by majority vote approved rules concerning:

Organization and Administration  
Title 37 T.A.C. Part I, Chapter 1  
Subchapter U  
Section 1.261

The Texas Department of Public Safety (the department) adopts amendments to §1.261, concerning Historically Underutilized Businesses (HUB). This rule is adopted without changes to the proposed text as published in the May 12, 2017 issue of the *Texas Register* (42 TexReg 2529) and will not be republished.

This amendment updates references to the Comptroller's rules governing Historically Underutilized Businesses.

No comments were received regarding the adoption of this rule.

This rule is adopted pursuant to Texas Government Code, §411.004(3), which authorizes the Public Safety Commission to adopt rules considered necessary for carrying out the department's work, and Texas Government Code, §2161.003.

This agency hereby certifies that the adoption has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

The effective date of the rules is 20 days after the rules are filed with the Texas Register Division, Office of the Secretary of State.

This order constitutes the order of the commission required by the Administrative Procedures Act, Government Code, Section 2001.033.



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Steven P. Mach, Chairman  
Public Safety Commission

SPECIAL RANGER/SPECIAL TEXAS RANGER APPLICANTS  
June 15, 2017



**Special Ranger Applicants:**

Name	Division	Service/Station	Retire Date	Years of Service	Approved
Blake, Richard M.	CID	Austin	08/31/2003	26	
Manning, Jr. Billy R.	THP	Houston	03/31/2000	29	

**Special Texas Ranger Applicants:**

Name	Division	Service/Station	Retire Date	Years of Service	Approved
Byrnes, David A.	Ranger	Garland	08/31/1996	23	
Crawford, Danny W.	Ranger	Abilene	5/31/2017	30	

Approved by the Public Safety Commission on:         *Luc*         Date:         6/15/17

**RESOLUTION OF GOVERNING BODY-REQUIRED**

REQUIRED TO BE SUBMITTED WITH THE APPLICATION BY 5:00 P.M. CDT WEDNESDAY, April 19th, 2017. IF THE TIMING OF THE APPLICATION DUE DATE AND REQUIREMENTS OF THE OPEN MEETINGS ACT OR OTHER REQUIREMENTS PREVENTS THE GOVERNING BODY FROM REVIEWING AND APPROVING THE RESOLUTION, THEN IT MAY BE SUBMITTED TO THE OAG AFTER THE DUE DATE.

LEGAL NAME OF APPLICANT: Texas Department of Public Safety

UNIQUE APPLICATION NUMBER (if applicable): O0015-18-0025

*Be it known as follows:*

WHEREAS, the Texas Department of Public Safety, [Name of Applicant] has applied or wishes to apply to the Office of the Attorney General, (OAG) Crime Victim Services Division for the following grant program (check one):

- Other Victim Assistance Grant (OVAG)
- Victim Coordinator and Liaison Grant (VCLG)
- Sexual Assault Prevention and Crisis Services (SAPCS) – State Grant

WHEREAS, the Public Safety Commission, [Name of Governing Body of Applicant, such as City Council, County Commissioners' Court or Board of Directors], has considered and supports the Application filed or to be filed with the OAG;

WHEREAS, the Texas Department of Public Safety, [Name of Applicant] has designated or wishes to designate the following individual as the "Authorized Official" who is given or has been given the power to apply for, accept, reject, alter, or terminate that certain grant with the OAG, Crime Victim Services Division as well as given the authority to sign all grant adjustment requests, inventory reports, progress reports and financial reports or any other official documents related to the grant on behalf of the grantee:

Name of Person Designated as "Authorized Official": Steven C. McCraw

Position Title: Director

NOW THEREFORE, BE IT RESOLVED that this governing body approves the submission of the Application to the OAG, Crime Victim Services Division as well as the designation of the Authorized Official.

[Signature]  
Signature

Steven P. Mach  
Printed Name

6/15/17  
Date

