

AGENDA
Public Safety Commission Meeting
October 12, 2017, 10:00 a.m.
6100 Guadalupe, Building E
Austin, TX 78752

The Public Safety Commission will convene as posted to consider and take formal action, if necessary, on the following agenda items:

- I. CALL TO ORDER**
- II. APPROVAL OF MINUTES**
- III. PRESENTATIONS**
- IV. PUBLIC COMMENT**
(Members of the public wishing to address the Commission are subject to a time limit of 5 minutes and must complete a Public Comment Registration Card located at the entry. Should a member of the public bring an item to the Commission for which the subject was not posted on the agenda of the meeting, state law provides that the Commission may receive the information but cannot act upon it at the meeting. The Commission may direct staff to contact the requestor or request that the issue be placed on a future agenda for discussion.)
- V. DIRECTORS REPORT**
 - A.** Case Update: Vanilla Ice
 - B.** Case Update: Forensic Art: Evidential Art and Facial Identification
 - C.** Search, Rescue and Security Operations by the Numbers
 - D.** Hurricane Harvey
- VI. NEW BUSINESS**
 - A.** Report and discussion regarding the Texas Crimes Against Children Center
 - B.** Discussion and possible action to approve Director's salary increase to amount authorized by 85th Legislature
 - C.** Report, discussion, and possible action regarding staff response to Petition for Rulemaking submitted by "Just Liberty"
 - D.** Report, discussion, and possible action on the following rule proposals for publication to receive public comment:
 - 1. Amendments to 37 TAC Section 6.1, concerning Definitions

2. Amendments to 37 TAC Section 6.14 and Section 6.16, concerning Eligibility and Application Procedures for a License to Carry a Handgun
 3. Amendments to 37 TAC Sections 6.32, 6.40, and 6.42, concerning Qualified Handgun Instructor License
 4. Repeal of 37 TAC Section 6.39, concerning Prior Notice of Training Required
 5. New 37 TAC Sections 6.81 – 6.92, concerning Approved Online Course Providers
 6. Amendments to 37 TAC Section 15.44, concerning Driver License Photograph
 7. Amendments to 37 TAC Section 15.172, concerning Issuance by Counties and Municipalities
- E.** Intelligence Threat Briefing (Clearance Required – Executive Session Expected)

VII. ONGOING BUSINESS

- A.** Report, discussion, and possible action regarding Public Safety Commission advice and consent role under Texas Government Code 411.005(b) and Public Safety Commission role regarding management team positions under Texas Government Code 411.0071
- B.** Report, discussion, and possible adoption of the following previously published rules:
1. Amendments to 37 TAC Section 15.61, concerning Third Party Skills Testing
 2. Amendments to 37 TAC Section 15.142, concerning Agreement to Monitor Certain Records and Purchase Driver Record Information
 3. Amendments to 37 TAC Section 23.41 and Section 23.42, concerning Vehicle Inspection Items, Procedure, and Requirements
 4. Amendments to 37 TAC Section 36.16, concerning Renewal of Certificate of Registration
 5. Amendments to 37 TAC Section 36.31 and Section 36.36, concerning Practice by Certificate Holders and Reporting Requirements
 6. Amendments to 37 TAC Sections 36.52, 36.56, and 36.60, concerning Disciplinary Procedures and Administrative Procedures
- C.** Update report, discussion and possible action regarding recruitment
- D.** 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
- E.** Report, discussion, and possible action regarding ongoing criminal investigations pursuant to Government Code § 411.0041 (Executive Session anticipated)

VIII. REPORTS

- A.** Commission member reports and discussion
- B.** Finance Report

- C. Chief Auditors Office
- D. Division status reports on activities and action

IX. CONSENT ITEMS

All of the following items may be enacted with one motion. These items are typically self-explanatory or have been previously considered by the Commission. There will be no separate discussion of these items unless a commissioner so requests.

- A. 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: Warren Allen, Robert L. Bailey, Melvin W. Beighle, Gregory D. Bourland, Joe N. Bridges, Curtis L. Brown, Ricky L. Buckaloo, Stanley A. Carter, Patrick C. Davis, Richard R. Fernandez, Leonel V. Garcia, Robert L. Haiyasoso, Thomas M. Harris, Bryan D. Henry, Thomas W. Jeanes, Darryl R. Jiral, Warren L. Kirkland, Todd K. Kresnik, Alberto Maldonado, Oscar O. Martinez, Bill J. McLean, Scott D. Nix, Terry W. Parker, Manuel Ponce, Andrew S. Priddy, Mike T. Rivard, William F. Rogillio Jr., Thomas J. Rosales, Joseph A. Sagnibene, Matthew W. Southall, Marvin J. Sparkman, Eddy A. Williams, Eric J. Williams and Debra L. Zerda; Special Texas Rangers: Howard D. Henderson, Martin T. Hood, Frank J. Malinak III, Kevin D. Pullen, Jeffery D. Robertson
- B. Donations:
 - 1. Equine Center – Time and services for the design, construction method, and operation of an equine center for mounted patrol at the Capitol – Administration Division
 - 2. Use of Kinsel Ranch facilities for Regional Director’s regular meeting – Texas Rangers
 - 3. Additional donation items, as needed

X. ITEMS FOR FUTURE AGENDA

XI. DATE FOR FUTURE MEETING

Any discharge hearings will be scheduled on December 20, 2017, and the regular Public Safety Commission meeting is scheduled for December 21, 2017.

XII. ADJOURN INTO EXECUTIVE SESSION

(If required) 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

XIII. ADJOURN

The Commission may take items out of the order in which they are posted on this agenda. Also, an item that has been adopted, passed upon, delayed or tabled for a later meeting may be considered or reconsidered at the same meeting.

The Public Safety Commission may meet and discuss in Executive Session and have action taken in an Open Meeting where required on the following items:

Government Code Sec. 551.071 Consultation and deliberation with legal counsel about pending or contemplated litigation or a settlement offer, or on a matter where the Commissioners seek the advice of their attorney as privileged communications under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, and to discuss the Open Meetings Act and the Administrative Procedures Act with their attorney

Government Code Sec. 551.074 Appointment, employment, evaluation, reassignment, duties, discipline or dismissal of director, assistant director, and persons appointed to management team positions pursuant to Govt. Code Sec. 411.0071

Government Code Sec. 551.076 Deliberations about security audits, security devices, including deployment and implementation of security personnel and devices

Government Code Chapter 411, Sec. 411.0041 Ongoing criminal investigations

Government Code Sec. 551.072 Deliberation of the purchase, exchange, lease, or value of real property, if deliberation in an open meeting would have a detrimental effect on the position of the government body in negotiations with a third person

Government Code Sec. 551.073 Deliberation of a negotiated contract for a prospective gift or donation to the state or the governmental body if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person