

AGENDA

**Public Safety Commission Meeting
Thursday, July 16, 2009 10:30 a.m.
Directors Conference Room
5805 N. Lamar Blvd. Bldg A
Austin, TX 78773**

**Friday, July 17 2009, 10:30 a.m.
Criminal Law Enforcement Auditorium
6100 Guadalupe, Bldg 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. ADJOURN INTO EXECUTIVE SESSION** 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 Directors action of discharging employees as identified in this agenda; ongoing criminal investigations

Interview and deliberate regarding applicants for position of Department Director as authorized under Government Code 571.074

III. APPROVAL OF MINUTES

- IV. PUBLIC COMMENT** (members of the public wishing to address the Commission are subject to a time limit of 5 minutes)

V. NEW BUSINESS

- A.** Discussion and possible action to acknowledge individuals who have served the Department in the 81st Legislative Session
- B.** Discussion and possible action regarding search for a Division Chief for the Driver License Division, interview processes for this position, status report on the search, and possible action regarding management position candidates
- C.** Review of pending Contracts:
 - 1.** Official Prescription Forms Production and Distribution
 - 2.** Electronic Prescription Transmission System
 - 3.** Texas Highway Patrol Information Systems
- D.** Discussion and possible action to fill position of Department Director
- E.** Discussion and possible action to celebrate DPS 75th Anniversary

- VI. 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 Directors action of discharging employees as identified in this agenda; ongoing criminal investigations

Interview and deliberations regarding applicants for position of Department Director as authorized under Government Code 571.074

VII. ONGOING BUSINESS

- A. Reports, discussion, deliberation and possible action regarding the following:
 - 1. Procurement of a project management contract to implement organizational changes and planning regarding the development and administration of the project management plan for reorganization
 - 2. Discussion and possible action to implement organizational changes and possible next steps in planning to develop and administer a project management plan and project management office for reorganization of the Department
 - 3. Executive search firm services for executive director and management positions, interview processes for those positions, status report on the search, and possible action regarding the employment of management position candidates to include the Director of the Department
 - 4. Implementation of Driver License Reengineering, New Driver License System, and options regarding implementation
- B. Update, discussion and possible action regarding the recruitment policy committee
- C. Discussion and possible action on year-end repair and rehabilitation projects
- D. Presentation, discussion and possible action regarding the Drivers License Division-Driver Responsibility-Vendor Management HQ-08-37, September 2008
- E. Discussion and possible action regarding the Sunset Review recommendations and other legislation affecting the Department and the Public Safety Commission
- F. Update report, discussion and possible action on transformation of the administration of the Driver License Division to a civilian model
- G. Discussion and possible action regarding security measures for Department
- H. Discussion and possible action regarding the procurement of an information management intrusion detection system.

VIII. REPORTS

- A. Commission member reports and discussion
- B. Budget Matters
- C. Audit & Inspection Report
- D. Division status reports on activities and action taken

IX. CONSENT ITEMS

The following items may be discussed and acted upon in a single motion or discussed separately as determined by the Commission

- 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: Paul T. Hopson, Arvel P. Shepard, Teddie D. Williamson
- B. Discussion and possible action on **adoption** of proposed rules:

1. Proposed amendments to Rule 1.4, 37 TAC Sec. 1.4, regarding Programs under Texas Highway Patrol Division, as published in 34 TexReg 2749, May 8, 2009
 2. Proposed amendments to Rule 1.58, 37 TAC Sec. 1.58, regarding Release of Information on Crash Victims, as published in 34 TexReg 2750, May 8, 2009
 3. Proposed amendments to Rule 1.129, 37 TAC Sec. 1.129, regarding Fees for Sale of Motor Vehicle Crash Reports in Highway Patrol Field Offices, as published in 34 TexReg 2751, May 8, 2009
 4. Proposed repeal of Rules 1.281-1.285, 37 TAC Secs. 1.281-1.285, regarding Senate Bill 1074 Video Units, as published in 34 TexReg 2751, May 8, 2009
 5. Proposed amendments to Rule 14.52, 37 TAC Sec. 14.52, regarding Texas School Bus Specifications, as published in 34 TexReg 2752, May 8, 2009
- C. Discussion and possible action on **proposed** rules for publication:**
1. Proposed amendments to Chapter 15: Rules 15.5, 15.7, 15.21-15.23, 15.25-15.31, 15.33-15.40, 15.42, 15.44, 15.48, 15.52, 15.54, 15.56, 15.59, 15.81-15.83, 15.85, 15.87, 15.91-15.93, 15.101, 15.113, 15.114, 15.131, and 15.163, 37 TAC Secs.15.5, 15.7, 15.21-15.23, 15.25-15.31, 15.33-15.40, 15.42, 15.44, 15.48, 15.52, 15.54, 15.56, 15.59, 15.81-15.83, 15.85, 15.87, 15.91-15.93, 15.101, 15.113, 15.114, 15.131, and 15.163, regarding Driver License Rules
 2. Proposed repeal of Rule 15.8, 37 TAC Sec. 15.8, regarding Classified Driver License
 3. Proposed repeal of Rules 15.41 and 15.47, 37 TAC Secs. 15.41 and 15.47, regarding Application Requirements-Original, Renewal, Duplicate, Identification Certificates
 4. Proposed repeal of Rules 15.111 and 15.112, 37 TAC Secs. 15.111 and 15.112, regarding Denial of Renewal of Driver License for Failure to Appear for Traffic Violation
 5. Proposed amendments to Chapter 16: Rules 16.3, 16.4, 16.8, 16.9, 16.11, 16.12, 16.34, 16.47, 16.48, 16.50, 16.51, 16.71-16.73, 16.75, and 16.103-16.105, 37 TAC Secs.16.3, 16.4, 16.8, 16.9, 16.11, 16.12, 16.34, 16.47, 16.48, 16.50, 16.51, 16.71-16.73, 16.75, and 16.103-16.105, regarding Commercial Driver License
 6. Proposed repeal of Rule 16.91, 37 TAC Sec. 16.91, regarding Noncommercial Motor Vehicle Permits
 7. Proposed amendments to Chapter 18: Rules 18.1-18.4 and 18.21-18.25, 37 TAC Secs. 18.1-18.4 and 18.21-18.25, regarding Driver Education

X. ITEMS FOR FUTURE AGENDAS

XI. DATE FOR FUTURE MEETINGS

XII. 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 governmental 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