



Public Safety Commission Meeting

August 31, 2018, 10:00 a.m.6100
Guadalupe, Building E Austin, TX
78752

Summary

(This report represents a summary of events of the meeting,
and is not necessarily complete nor an exact transcript of testimony.)

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

I. CALL TO ORDER

10:01 am – Chairman Steven Mach called the meeting to order. In attendance: Chairman Steve Mach, Commissioners Cindy Leon, Jason Pulliam, Manny Flores and Randy Watson.. A quorum was present. Also present were, Director Steve McCraw, Deputy Director Robert “Duke” Bodisch, Regional Director Freeman Martin, and General Counsel Phil Adkins.



II. APPROVAL OF MINUTES

A motion was made by Commissioner Watson and seconded by Commissioner Leon to approve the minutes from the June 28, 2018 PSC Meeting. The motion carried.

III. PRESENTATIONS

Director Steve McCraw – Made the following presentations for Service Awards:

30 YEAR SERVICE AWARDS



Jo Jo Heselmeyer – Regulatory Serv., HQ



Melanie Menefee – Director's Office, HQ

40 YEAR SERVICE AWARD



Aresteo Elizondo, Jr. – Administration – HQ



Mary Ann Scribner – LES, HQ

45 YEAR SERVICE AWARDS

PHOTO NOT AVAILABLE



Charles Cain – LES, HQ

Charles Longfellow – THP, HQ

DPSOA thanks the DPS Media and Communications Office for the following report regarding the Awards.

DPS Honors Outstanding Achievements, Lifesaving Efforts

AUSTIN – The Texas Public Safety Commission (PSC) and Texas Department of Public Safety (DPS) Director Steven McCraw today presented one *Director's Citation*, five *Lifesaving Awards* and one *Unit Citation* to DPS employees. Additionally, several other DPS employees were recognized for their outstanding work during the meeting.

“The individuals we honored today represent the true definition of public servants who are dedicated to saving lives, protecting the public and their communities, and making Texas a safer place to call home,” said Director McCraw. “I am honored to work alongside these members of the DPS family who exemplify our mission every day. It is truly a privilege to recognize their selfless service.”

The following awards were presented:

- **Trooper Calvin Starkie**, Texas Highway Patrol–Newton, received a *Director's Citation*. On Feb. 5, 2018, Trooper Starkie was dispatched to a one-vehicle crash on SH-87 in Newton County. Upon arrival, Trooper Starkie observed an SUV that was resting on its side in a deep creek. The terrain was steep and treacherous. After assessing the situation, Trooper Starkie relayed critical information to dispatch and first responders, while also providing first aid to a Newton Police sergeant who had been injured trying to help the driver. Upon arrival of the Burkeville Fire Department, Trooper Starkie and a firefighter secured the vehicle's position. Trooper Starkie then climbed on the hood, cut out the windshield and used the “Jaws of Life” to access the driver. As an experienced paramedic, Trooper Starkie evaluated the driver's injuries, placed a backboard under the driver and assisted in lifting him from the vehicle. The driver was transported to a medical center where he spent weeks in recovery.
- **Special Agent Jason Ernst**, Criminal Investigations Division–Austin, received a *Lifesaving Award*. On Nov. 29, 2017, Agent Ernst was traveling in Williamson County when he received a report about an adult male slumped over the steering wheel of a vehicle parked on the shoulder



of the road. Agent Ernst responded to the scene where he found the male driver barely breathing and unconscious. Agent Ernst assessed the driver's vitals and checked for any obstructions around his neck. Agent Ernst was approached by an off-duty paramedic, Peter Wagner with the Round Rock Fire Department, who also began assisting. The driver no longer had a pulse, and together, the pair extracted the driver from the vehicle and began administering CPR. Williamson County EMS arrived on scene where they continued life-saving measures and transported the driver to the hospital for further treatment.



- **Trooper Natalie Wilson**, Texas Highway Patrol–Cleburne, received a *Lifesaving Award*. On Jan. 14, 2018, Trooper Wilson was on routine patrol when she observed a vehicle traveling above the posted speed limit. Trooper Wilson turned on the vehicle and activated her emergency overhead lights. The driver failed to stop and attempted to evade at an unsafe speed, losing control of the vehicle and subsequently rolling over. Trooper Wilson approached the crashed vehicle that had begun smoking. The driver was unable to exit the vehicle on their own. Trooper Wilson, realizing the urgency of the situation due to the engine compartment catching fire, began kicking in the front windshield. As the fire became more intense, the subject crawled to the rear of the vehicle, where Trooper Wilson successfully shattered the back windshield. Immediately after Trooper Wilson pulled the driver out of the burning vehicle, it became fully engulfed by the fire and was destroyed.



- **Trooper Homer Villarreal**, Texas Highway Patrol–Eagle Pass, received a *Lifesaving Award*. On June 15, 2018, Trooper Villarreal arrived at his residence and observed a crowd of people gathered by the pool area. After a bystander called for help, Trooper Villarreal saw a small child lying motionless near the pool; the child’s lips and skin were blue-toned. Immediately, he began performing CPR and observed that with each compression the child expelled water through his mouth and nose. As the Trooper continued to administer first aid to the child, EMS arrived on scene. The child was transported to a medical center, where he was placed in intensive care and is now progressing in his recovery. After reviewing video surveillance, it was determined that the child had been underwater for approximately four minutes before being pulled out of the water.



- **Trooper Ethan McAdoo**, Texas Highway Patrol–New Caney, received a *Lifesaving Award*. On Nov. 23, 2017, Trooper McAdoo responded to a shots fired call at a residence in Montgomery County. As he arrived at the home to assist the Montgomery County Sheriff’s Office, Trooper McAdoo observed a male gunshot victim lying on the floor of the garage. Trooper McAdoo immediately applied pressure to stop the profuse bleeding. He then applied a tourniquet to the victim’s upper leg to successfully control the bleeding. When EMS and fire personnel arrived, they noted that Trooper McAdoo’s quick actions increased the victim’s chance of survival. The victim was transported to a hospital in critical condition, and after undergoing surgery, was listed in stable condition.



- **Trooper Briar Cordova**, Texas Highway Patrol–Amarillo, received a *Lifesaving Award*. On April 17, 2018, Trooper Cordova was en route to his home when he heard a radio broadcast advising that someone was about to jump from an overpass crossing on I-40. He responded to the scene and found a woman sitting on the edge of the overpass with both of her legs hanging over. Trooper Cordova was approached by two good Samaritans, Amy Brown and Jeffery Graham, who were already on-scene and speaking to the woman. Trooper Cordova was advised that the woman was upset and had reportedly gone off her medication. After the Trooper formulated a plan, Brown distracted the woman and Graham worked with Trooper Cordova to simultaneously grab the woman and pull her to safety.



- **The Victim and Employee Support Services (VESS)** received a *Unit Citation*. VESS is a workgroup of 18 licensed mental health professionals and two administrative assistants. Since August 2017, VESS has responded to five major incidents with widespread impact, including: Hurricane Harvey, the Sutherland Springs shooting, the line-of-duty deaths of Trooper Damon Allen and Trooper Thomas Nipper, and the Santa Fe High School shooting. As part of their response efforts, VESS coordinated information and support group meetings; conducted outreach calls; deployed counselors; assisted victims, family members and DPS employee through critical incident response resources; extended emotional support to those impacted; and more.



The employees commended for their hard work and dedication included: **Melissa Atwood, Tom Cooper, Marty Elkins, Roberta Farley, Patty Galvan, Jesica Grimes, Celesta Harris, Kristin Ipes, Dave Knight, Alicia Kovac, Roxanne Mata, Alisa McDonald, Brigette O'Reilly, Kathy Smith, Glenda Sosby, Ray Tarpley, Belinda Taylor, Bunny Terrell, Sumer Wassef and Melanie Webb.**

The following were also recognized at the PSC meeting:

- **Trooper Jeremy Usener, Texas Highway Patrol–Colorado City, and Commercial Vehicle Enforcement (CVE) Inspector Jose Najera, Texas Highway Patrol–El Paso**, were both recognized for their efforts in recent competitions. In July, 20 DPS Troopers and Inspectors participated in the 2018 Commercial Vehicle Enforcement Texas Challenge. Every year, CVE Troopers and Inspectors participate in several events throughout the Challenge to showcase their commercial vehicle inspection expertise. Trooper Usener was named Grand Champion and Inspector Najera was named runner-up in the Texas competition. Additionally, in August, Trooper Usener competed in the international competition and won the *Jimmy K. Ammons Grand Champion Award* for placing first overall in the 2018 North American Inspector Championship.



- On July 17, 2018, five officers from the DPS Criminal Investigations Division were recognized by the Special Agent in Charge of the FBI, El Paso Division, for their contributions in assisting the FBI Midland Office during an investigation. The investigation involved a violent crimes against children case, in which two children



were ultimately rescued. Those honored included **Lt. Daniel Sarabia** and **Special Agents Cody Allen, David Stewart, Oscar Valles** and **Michelle Wilson** of Midland.

- The DPS Foundation announced \$5,000 scholarships for each of the [10 recipients](#) of the 2018-2019 Academic Scholarship program. The recipients were selected from more than 100 applicants. The Foundation provides scholarships to DPS employees, retirees and family members to continue their education.



- Director McCraw and members of the PSC announced the creation of the *Robert J. Bodisch Leadership Award*, on Deputy Director Bodisch's last day before his retirement from the department. Bodisch was instrumental in expanding the DPS leadership curriculum. The award will recognize one graduate, selected by their peers, from each DPS Command College.



Chairman Steve Mack asked that Deputy Director Robert "Duke" Bodisch, whose last day of work at DPS is today, to step forward and be acknowledged for his dedication and service to DPS and especially his integral role in the development of the DPS Leadership Academy. There are 3 levels of this endeavor, and 185 agency leaders (including some from outside agencies) have completed the program. He noted that the Commission would formally award him at a later PSC Meeting, and each of the Commissioners and the Chair took the opportunity to personally thank him for his service.

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.)

There was no public comment.

V. DIRECTORS REPORT

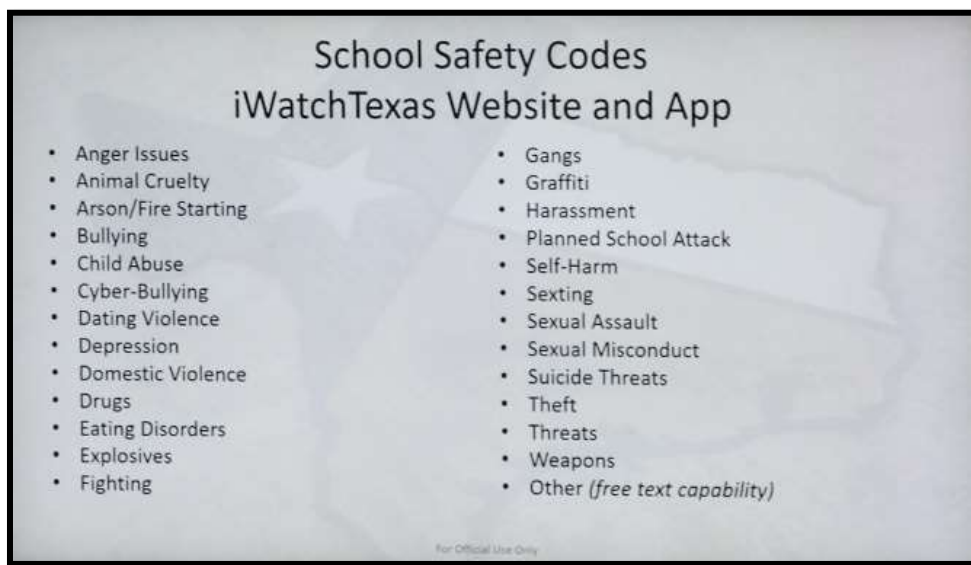


Director Steve McCraw asked Division Director John Jones, Intelligence & Counterterrorism, to speak about school safety. Div. Director Jones reported on the “I Watch Texas” website and App, that allows individuals (including students and teachers) to report incidents of bullying, threats, criminal activities (anonymously, if wished) through the website or app, which will then be forwarded on to local or regional authorities, such as law



enforcement agencies and/or school administrators for follow-up.

The next release of the website/app will include identifying codes to assist authorities in responding.



Commissioner Cynthia Leon asked DD Jones what kind of reaction or response he has seen from

school administrators and agencies. DD Jones responded that they haven't received much feedback yet, however, he expects that that will change once they begin a promotional campaign that is about to be rolled out.

Director McCraw also wanted to report to the Commission that he would like to rename the DPS Highway Patrol Divisions. Region 1-Dallas would become North East Texas Region; Region 2-Houston, Southeast Texas Region; Reg. 3-Weslaco, South Texas Region; Reg. El Paso, South West Texas Region; Reg. 5-Lubbock, North West Texas Region; Reg. 6-San Antonio, Central Texas Region; and Reg. 7-Capitol, Capitol Region.



<u>CURRENT</u>	<u>FOR FUTURE CONSIDERATION</u>
Region 1 – Garland	North Texas
Region 2 – Houston	South East Texas
Region 3 – Weslaco	South Texas
Region 4 – El Paso	South West Texas
Region 5 – Lubbock	North West Texas
Region 6 – Austin	Central Texas
Region 7 – Capitol Complex	Capitol

4-

Commissioner Leon asked if this meant that they are doing away with the numbers altogether. Director McCraw said yes, for the most part, however some of the DPS internal systems will still use them since this is the way they are set up. Commissioner Watson quipped that the Dallas Region will still be #1!

Director McCraw also touched briefly on several topics including the proposal to move Driver License operations to the Department of Transportation – A study is underway, and if the decision is made to make this move it would be at least 4 years before the changeover could happen.

General Counsel Phil Adkins updated the Commissioners on several strong issues including Driver License, Border Data Reporting, Private Security Bureau, and Contracting.

A. Aviation Operations



Director Steve McCraw stated that when DPS canvassed law enforcement agencies around the state of what services that DPS provides are most important to them, their #1 answers overwhelmingly (90%) was Lab Services. #2 on their list was Air Support.

Director McCraw asked Acting Division Director Tim Ochsner, Aircraft Division, to make a presentation for the Commission. Acting Div. Dir. Ochsner reported a case involving an aggravated robbery in progress, in which the DPS Aircraft Division played a key role in tracking the suspects and recovering the stolen goods. From the air,

DPS was able to coordinate pursuit operations on the ground and follow all 5 suspects. In one incident, local law enforcement officers had detained an individual and asked for DPS air support to help him determine if the detained person was actually one of the 5 suspects. DPS was quickly able to review the video footage from the air, and confirm that the detained individual was definitely NOT one of the 5 suspects and that he should be released at once. Ochsner pointed out that clearing individuals from suspicion is a very important part of the job.



While following the suspects from the air (the victim had slipped a GPS tracker in with the stolen goods and money, which also helped significantly), DPS spotted the suspects discarding their stolen loot (weapons and cash), and were later able to lead local law enforcement officers to the exact location of the stolen goods. All 5 suspects were apprehended and charged, and all of the stolen goods were recovered.



They also showed a compilation video of the Aircraft Division at work. Director McCraw pointed out that new footage continues to flow in daily that could easily be added to the compilation, but this is a good representation of some of the ways the aircraft division is instrumental in combating crime and rescuing citizens from dangerous situations.

Last year, the DPS Aircraft Division logged 6,629 flights. Director McCraw has been asked why DPS maintains fixed wing aircraft, since they cannot land to arrest or rescue. McCraw pointed out that, for example, during Hurricane Harvey last year, the DPS Pilates aircraft was able to establish a flying command station that included mapping and communications operations. With multiple agencies responding in the area, many differing radio frequencies and protocols were being used, and DPS was in a unique situation to relay communications and directives to bring everyone on the same page. Other agencies reported that this coordination was invaluable to the efficient running of the operations.

Another great example of inter-agency cooperation and coordination that DPS was able to provide assistance, is that of the Austin area serial bomber that Austin Police Chief Brian Manley so ably handled. A clip of the Aircraft division following and coordinating pursuit efforts of the suspect/perpetrator of the bombings that ended with the perp igniting a bomb in his car when cornered, was included on the video shown.

VI. NEW BUSINESS

A. Report, discussion, and possible action on the 2020-2021 Legislative Appropriations Request, including Exceptional Items and Changes to Appropriation Riders

Assistant Director/CFO Susy Whittington – Briefly reported on the DPS Base Budget, then primarily focused on the DPS Exceptional Items Requests. Her slides tell the story:

FY 2018-19 General Revenue Related	\$1,859,423,946
Economic Stabilization Funds	15,000,000
Federal Funds	3,544,537,888
Criminal Justice Grants	7,465,196
Appropriated Receipts	99,444,568
Inter-Agency Contracts	9,062,714
Governor’s Disaster Grants	<u>68,257,052</u>
Total	\$5,603,191,364
 FTEs	 10,596.8

Item	Description	Amount Requested	Total FTEs	Comm. FTEs	Highlights
1	Improve Driver License Services	\$420.0	1,914	0	Properly staff current DL offices; Reclass Customer Support Representatives to License and Permit Specialists; Expand the number of DL Offices and fully staff them.
2	Law Enforcement Aircraft & Vehicle Replacement	\$145.9	13	0	Replace aging aircraft; Replace high mileage vehicles; Provide major component maintenance
3	Improve Crime Lab Services	\$49.8	122	0	Fund crime lab salaries; Reduce the backlog of untested forensic evidence; \$14M for OOG ???
4	Maintain Commissioned Staff Levels	\$10.0	0	0	Fund one recruit school per fiscal year. Replace funding for recruit schools that was cut last biennium.
5	Maintain Core Operational Capacity/Critical Staff	\$29.2	212	177.4	Restore General Revenue Funding for positions reduced last biennium.
6	Secure IT Operations against Cyber & Disaster events	\$14.6	7	0	Implement Cyber Security Framework & Agency Security Plan Objectives; Business Continuity and Disaster Recovery, IT Systems Modernization

FY2020-21 DPS Exceptional Items
 EI #1 – Improve Driver License Services
 \$420M 1,914 FTEs

- Reclassify Customer Service Representatives to License and Permit Specialists (Avg \$26k to \$35k) \$51.3M
- Properly Staff Current DL Offices – add 962 FTEs \$178.6M
- Expand the number of DL Offices – add 952 FTEs \$190.1M
 - Plano/McKinney Area
 - San Antonio
 - South Austin/San Marcos
 - Houston Area
 - Temple
 - Denton
 - El Paso
 - Beaumont
 - Wichita Falls
 - Abilene
 - Bexar and Cass Counties
 - McAllen Area
 - Fort Worth

FY2020-21 DPS Exceptional Items
 EI #2 – Law Enforcement Aircraft and Vehicle Replacement
 \$145.9M 13 FTEs

- Replace High Mileage Vehicles – 1,058 B&W, 890 Non-pursuit \$91.6M
- Replace Aging Aircraft – 5 Helicopters; 2 Cessna 206, 1 Twin-Engine Commander \$50.6M
- Increase Mandatory Major Component Maintenance \$3.7M

FY2020-21 DPS Exceptional Items
 EI #3 - Improve Crime Lab Services
 \$49.8M 122 FTEs

- Fund Crime Lab Salaries that were Reduced Due to Rider 58 \$5.8
- Reduce Crime Lab Backlog and Retain Personnel \$30M 75 FTEs
- Crime Lab DNA Backlog Reduction \$14M 47 FTEs

FY20120-21 DPS Exceptional Items
 EI #4 – Maintain Commissioned Staff Levels
 \$10M 0 FTEs

- Fund 2 Recruit Schools over the Bannium – one per fiscal year with 100 graduating recruits per class \$10M

FY20120-21 DPS Exceptional Items
 EI #5 – Maintain Core Operational Capacity
 \$29.2M 212 FTEs

- Restore funding for positions reduced in 18-19 \$29.2M 212 FTEs, 177.4 Commissioned
 - THP (129)
 - TX Rangers (10.5)
 - Executive Protection Bureau (4)
 - Criminal Investigations (12.9)
 - Intelligence Counter Terrorism (7.9)
 - Regulatory Support (20.1)
 - Cyber Security (1)
 - Inspector General (1)
 - Other (6)

FY20120-21 DPS Exceptional Items
 EI #6 – Secure IT Operations against Cyber and Disaster Events \$14.6M 7 FTEs

- Accelerate the implementation of the 4D security objectives created by DIR. Achieve the Agency Security Plan maturity level of three \$10.9M 7 FTEs
- Provide funding for a Business Impact Analysis study and a Business Continuity Plan with an offsite technology recovery center \$1.4M
- Modernization of 3 legacy systems \$1.6M

FY20120-21 DPS Exceptional Items
 EI #7 – Watch Texas Schools
 \$3.6M 22 FTEs

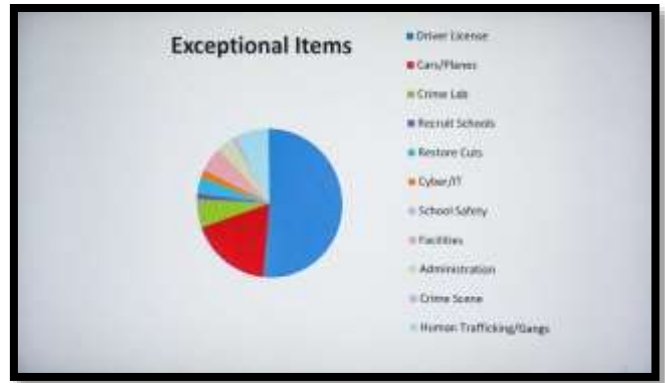
- Identify and report threats to schools and communities.
- Maintain 24/7 capability to process reporting from an increase in 6 million students \$3.6M 20 FTEs

FY20120-21 DPS Exceptional Items
 EI #8 – Improve Procurement, Contracts, Facilities Functions
 \$82.1M 76 FTEs

- Ensure adequate operational support in:
 - Supply Chain and Distribution Services
 - Asset management
 - Facilities
 - Fleet Operations
 - Human Resources and Employee Services
 - Victim and Employee Support Services
 - Reprographics

FY2020-21 DPS Exceptional Items
 (I) #11 Address Human Trafficking and Anti-Gang Activities \$60.8M / 205 FTEs

- Reduce the number of human trafficking victims through proactive enforcement efforts: \$22.1M / 66 FTEs
- Address significant threats and violence by gangs and transnational criminal organizations: \$31.6M / 94 FTEs
- Develop a statewide strategy to combat human trafficking and a robust analytical capability vetting suspicious activity reporting and identifying organized criminal elements: \$7M / 45 FTEs



B. Report, discussion, and possible action regarding the FY2019 Internal Audit Strategy proposed by the Chief Auditor’s Office

Chief Auditor Catherine Melvin –

C. Report, discussion on Driver License Update

Amanda Arriaga – Division Director for Drivers License – Discussed many options regarding streamlining and improving customer service in the DL division, including adding personnel, staffing stations with more than one person, scheduling appointments, encouraging all that are permitted to conduct transactions online. Below are her slides that give more details.

CURRENT STATE OF DRIVER LICENSE

Though the Legislature has made a significant investment in Driver License over the past few years, the lines continue to get longer. Why?

- 1.) We do not have enough Customer Service Representatives to fully staff every office.
- 2.) The population continues to increase. New residents to Texas must conduct their transactions in a DL office.
- 3.) The number of people who do not need to come into our DL offices, but choose to do so anyway, continues to increase:
 - FY 17 – 52%
 - FY 16 – 43%
 - FY 15 – 29%
 - FY 14 – 16%

OFFICE CLOSURES

Sunset Recommendation:

P. 17 "Require DPS to develop and implement a plan to close inefficient driver license offices.

- Closing low volume offices would make more resources available for allocation to other offices where they could serve a greater number of customers and best impact customer service. ... DPS should consider setting a standard for minimum distance between offices as well as a standard for minimum volume of business to keep an office open unless located in a rural area without reasonable access to other such offices".

Intermittent Closures:

Offices with only 1 CSR may be subject to intermittent closure when the CSR is sick, on vacation, retires or is serving another customer. Offices also sometimes may close due to safety or other operational issues.

CURRENT INITIATIVE – MANDATORY IN OFFICE TRANSACTIONS ONLY

- Implemented in 7 Offices: Conroe, Denton, Grand Prairie, Houston – DaComa, Plano, Rockwall and Temple.
- Since July 9, these offices are only accepting customers who must conduct their transaction within an office. Those transactions include: Original, Renewal after the 12th year, Over 79, Under 18.
- Customers with transactions that can be handled online, by phone or by mail are redirected to those three options, or are provided directions to the closest full service office.
- In the first 6 weeks of the initiative, renewal and duplicate transactions in those offices decreased on average in those offices by 32%. The surrounding offices had an increase of 5%.

AUGUST INITIATIVE – IN PERSON ELIGIBILITY REVIEW

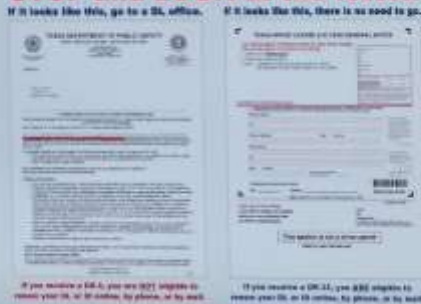
- On August 9, in 41 additional Offices, a new initiative began for THP Troopers to discuss with customers their ability to determine if they could conduct their transactions alternatively.
- Customers are asked if they have checked their eligibility on Texas.gov or by calling 1-866-DL-RENEW.
- Customers able to renew alternatively are asked if they would like to get out of line and conduct the transaction alternatively.
- Customers are provided with a hard copy of the mail in renewal form, providing them a third alternative to renew.

CURRENT INITIATIVE – ONGOING MARKETING EFFORTS

- Continual education in the form of tweets and press releases
- Make Waiting in Line a SNAP - Video
- Working with Deloitte/Texas.gov on a marketing survey to determine why customers come into the offices rather than use Texas.gov services.
- Working with TxDOT to expand our reach through their social media and determining what additional TxDOT marketing markets may be appropriate



Did you get a letter from DPS about renewing your DL or ID? STOP and LOOK at the letter.

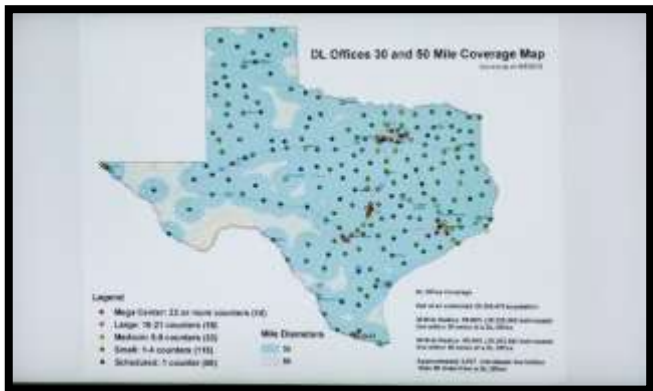


PROPOSED IMPROVEMENTS FOR THE FUTURE

- Exceptional Item Requests:
 - Reclassify Customer Service Representatives to License and Permit Specialists.
 - Fully staff all Driver License Offices.
 - At the current level of offices, this is 854 additional FTEs.
 - Add 15 additional offices in the most populated Metropolitan Statistical Areas and fully staff them.

PROPOSED IMPROVEMENTS FOR THE FUTURE

- Exceptional Item Requests:
 - Reclassify Customer Service Representatives to License and Permit Specialists.
 - Fully staff all Driver License Offices.
 - At the current level of offices, this is 854 additional FTEs.
 - Add 15 additional offices in the most populated Metropolitan Statistical Areas and fully staff them.



E. Report and Invitation to DPS Museum Day on September 23, 2018 at DPS Headquarters



Deputy General Counsel Duncan Fox introduced Sgt. Michael Cantu, and Trooper Morano to discuss the DPS Museum Day coming up on September 23, 2018. Wearing vintage DPS Uniforms, the three panel members discussed the day's fun activities planned and suggested that this is a great community outreach opportunity and recruiting tool.

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

This item was discussed in Executive Session.

VII. ONGOING BUSINESS

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

1. Repeal and proposed new 37 TAC Section 15.34, concerning Renewal Period Prior to Expiration
2. Amendments to 37 TAC Section 15.59, concerning Alternative Methods for Driver License Transactions
3. Amendments to 37 TAC Section 16.1, concerning General Requirements

Amanda Arriaga discussed items VII, A, 1-3;

A motion was made to adopt items 1-3 by Commissioner Watson and seconded by Commissioner Flores.

The motion carried.

4. Amendments to 37 TAC Section 37.2, concerning Commercial Social Networking Sites

Deputy Assistant Director Mike Lasco said that they have received no comments on item 4.

A motion was made to adopt items 1-3 by Commissioner Watson and seconded by Commissioner Flores.

The motion carried.

B. 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

Director McCraw said that with the retirement of Duncan Fox today, Kathleen Murphy would be named as Deputy General Counsel.

C. 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

No further updates or reports

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.** Advice and consent regarding director's determination that certain probationary employees were found unsuitable for work during June and July 2018
- 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: Russell W. Bundy, Steven G. Crowell, Michael R. Franklin, Oscar Fuentes, Curtis L. Hollis, Douglas R. Masters, Billy C. Nabors Jr., Michael E. Tandy, Paul E. Watson, Jack G. Webster and John D. Wood; Special Texas Rangers: David G. Baker, Robert J. Bodisch Sr., Shawn H. Palmer and Victor L. Patton; Texas and Southwestern Cattle Raisers Association Special Rangers: John C. Foster and Clay D. McKinney; and National Insurance Crime Bureau Special Rangers: Duncan Wilkins

A motion was made by Commissioner Watson to approve the above consent items and seconded by Commissioner Pulliam. The motion carried.

C. Donations:

- 1. Additional donation items, as needed

No donations were discussed.

X. ITEMS FOR FUTURE AGENDA

None requested.

XI. DATE FOR FUTURE MEETING

Any discharge hearings will be scheduled on October 24, 2018, and the regular Public Safety Commission meeting is scheduled for October 25, 2018.

The next Public Safety Commission Meeting will be held Thursday, October 25, 2018.

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

The Commission Adjourned to Executive Session – 1:14 pm.

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