

AGENDA
Public Safety Commission Meeting
February 18, 2010 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. APPROVAL OF MINUTES**
- III. 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)
 - A. DIRECTOR REPORT**
Presentation for Diamond Jubilee logo design
- IV. NEW BUSINESS**
 - A.** Follow up discussion, report and possible action on Physical Readiness Test for the Department of Public Safety
 - B.** Discussion of FBI National Academy
 - C.** Update report, discussion and possible action on Information Technologies
 - D.** Report, discussion and possible action including Executive search firm services for interview process for Audit and Review position per GC411.242
 - E.** Report, discussion and possible action on Capitol security
 - F.** Review of pending contract renewal:
 - 1.** Texas On Road Vehicle Emissions Testing Program (Environmental Systems Products Holdings, Inc.)
- V. 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
- VI. ONGOING BUSINESS**
Reports, discussion and possible action regarding the following:
 - A.** Introduction of new Inspector General
 - B.** Update report, discussion, and possible action by the Commission regarding modification and transformation of the DPS organizational structure approval of personnel placements and salaries pursuant to Government Code chapter 411, Secs. 411.005, 411.006 and 411.0071

- C. Review, discussion and possible action regarding the status of building safety and security at the DPS campus on North Lamar
- D. Presentation, deliberation and possible action regarding the driver responsibility program including the Amnesty, Incentive and Indigency Programs, and consideration of authorizing the publication of the proposed repeal of current rule 15.163, and authorizing the publication of proposed new rule 15.163, 37 TAC 15.163, for notice and public comment in the Texas Register
- E. Report, discussion and possible action on the Fiscal Year 2010 Operating Budget
- F. Report, discussion and possible action regarding purchases using seized funds and clarification of use of seized funds
- G. Update Report, discussion and possible action regarding recruitment
- H. Update report, discussion and possible action on 75th Diamond Jubilee Anniversary of the Department from the Diamond Jubilee Committee

VII. REPORTS

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

VIII. 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:
Special Rangers Wayne Williams
- B. Discussion and possible action on adoption of proposed rules:
 1. Proposed amendment to Rule 27.1, 37 TAC 27.1, regarding review of personal criminal history record, as published in 34 TexReg 9108, December 18, 2009
 2. Proposed new Rules 28.171-28.175, 37 TAC 28.171-28.175, regarding preservation, cataloging, and delivery of biological evidence, as published in 34 TexReg 9382, December 25, 2009

IX. ITEMS FOR FUTURE AGENDA

X. DATE FOR FUTURE MEETINGS

XI. 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