



FY 2008 Summary Report

Texas Government Code Section 411.0097
Transportation and Inspection Meetings with
Representatives of Mexican States

Texas Government Code Section 411.0197
Advisory Oversight Community Outreach
Committee



THOMAS A. DAVIS, JR.
DIRECTOR

DAVID McEATHRON
ASST. DIRECTOR

TEXAS DEPARTMENT OF PUBLIC SAFETY
5805 N LAMAR BLVD - PO BOX 4087 - AUSTIN, Texas 78773-0001
(512) 424-2000
www.txdps.state.tx.us



COMMISSION
ALLAN B. POLUNSKY, CHAIR
C. TOM CLOWE, JR.
ELIZABETH ANDERSON
CARIN MARCY BARTH

August 31, 2008

The Honorable David Dewhurst, Lieutenant Governor
The Honorable Tom Craddick, Speaker of the House
The Honorable Members of the Texas Legislature
P.O. Box 12068 – Capitol Station
Austin, Texas 78711

Lieutenant Governor Dewhurst, Speaker Craddick, Honorable Members of the Texas Legislature:

Senate Bill 293 (79th Texas Legislature – Regular Session) created Texas Government Code, Section 411.0097, which required the Texas Department of Public Safety to conduct quarterly meetings with our regulatory counterparts in the four Mexican states that border the State of Texas to discuss the commercial vehicle inspection processes that occur at the Texas-Mexico border. During Fiscal Year 2008, the Texas Department of Public Safety held four meetings, one each quarter, in accordance with Senate Bill 293. Enclosed are copies of the agenda, minutes, and graphic presentations for each of the four meetings. Also enclosed are the Department's long and short-range plans for our border enforcement program.

House Bill 925 (79th Texas Legislature – Regular Session) created Texas Government Code, Section 411.0197, which established the Advisory Oversight Community Outreach Committee. The Advisory Oversight Community Outreach Committee provides recommendations to the Public Safety Commission concerning the Department's commercial vehicle inspection processes at the Texas-Mexico border. During Fiscal Year 2008, the Advisory Oversight Community Outreach Committee did not offer any recommendations for consideration by the Public Safety Commission.

I trust you will find the enclosed information helpful.

Sincerely,

Thomas A. Davis, Jr.
Director



Senate Bill 293 (79th Regular Session)

Texas Government Code
Section 411.0097

Transportation and Inspection Meetings
With Representatives of Mexican States

1 AN ACT

2 relating to meetings between representatives of the Department of
3 Public Safety of the State of Texas and Mexican states on
4 transportation and truck inspection issues.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subchapter A, Chapter 411, Government Code, is
7 amended by adding Section 411.0097 to read as follows:

8 Sec. 411.0097. TRANSPORTATION AND INSPECTIONS MEETING WITH
9 REPRESENTATIVES OF MEXICAN STATES. (a) The department shall
10 initiate efforts to meet at least quarterly with the department's
11 counterparts in the Mexican states bordering this state to discuss
12 issues relating to truck inspections and transportation and
13 infrastructure involved in truck inspections and transportation.

14 (b) To assist the department in carrying out this section,
15 the department shall contact the border commerce coordinator
16 designated under Section 772.010 and the mayors of each
17 municipality in this state in which a port of entry for land traffic
18 is located.

19 (c) At least one department representative participating in
20 a meeting under Subsection (a) must be proficient in Spanish.

21 (d) The department, in conjunction with the border commerce
22 coordinator, shall develop short-range and long-range plans,
23 including recommendations to increase bilateral relations with
24 Mexico and expedite trade by mitigating delays in border crossing

1 inspections for northbound truck traffic. In developing the plans,
2 the department and coordinator shall consider information obtained
3 from any meetings under Subsection (a). The department shall
4 update the plan biennially and submit the updated plan to the
5 lieutenant governor, the speaker of the house of representatives,
6 and each other member of the legislature on or before December 1 of
7 each even-numbered year.

8 SECTION 2. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2005.

David Newkirk

President of the Senate

Jim Caddell

Speaker of the House

I hereby certify that S.B. No. 293 passed the Senate on March 22, 2005, by the following vote: Yeas 29, Nays 0; and that the Senate concurred in House amendment on May 26, 2005, by the following vote: Yeas 31, Nays 0.

Ratsig Spaw

Secretary of the Senate

I hereby certify that S.B. No. 293 passed the House, with amendment, on May 20, 2005, by the following vote: Yeas 139, Nays 0, two present not voting.

Robert Haney

Chief Clerk of the House

Approved:

17 JUNE '05

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:20 AM O'CLOCK

JUN 17 2005

Roger Williams



Senate Bill 293 (79th Regular Session)

Texas Government Code
Section 411.0097(d)
Short-Range Plans

Short-Range Plans (Less Than 3 Years)

- ✚ Maintain the Department of Public Safety's commitment to provide an effective and efficient border commercial vehicle enforcement program that ensures public safety; prevents premature and unnecessary deterioration of the Texas highway infrastructure; and that creates an environment that will promote vital and safe commerce in Texas.**
- ✚ Ensure that competent drivers are operating safe vehicles in compliance with state and federal statutes when entering the State of Texas from Mexico by staffing border commercial vehicle crossings with certified inspection personnel during each hour that each U.S. Customs and Border Protection port-of-entry is open and capable of receiving commercial vehicles.**
- ✚ Complete the construction of the permanent Border Safety Inspection Facilities located at the Camino Real Port-of-Entry in Eagle Pass, Columbia Bridge Port-of-Entry in Laredo, World Trade Bridge Port-of-Entry in Laredo, Pharr-Reynosa Port-of-Entry in Pharr, Free Trade Bridge Port-of-Entry in Los Indios, and the Veteran's Bridge @ Los Tomates Port-of-Entry in Brownsville. Department personnel will also continue to periodically staff the commercial vehicle ports of entry located in Presidio, Del Rio, Roma, Rio Grande City, and Progreso.**
- ✚ Ensure that all Mexican commercial vehicles entering Texas have the appropriate type of operating authority for the type of commercial enterprise the motor carrier is engaging in.**
- ✚ Inspect the highest number of commercial motor vehicles as possible, while minimizing traffic impacts and trip delays through the deployment of Intelligent Transportation Systems (ITS/CVISN).**
- ✚ Distribute transponders, free of charge, to Mexican motor carriers that enter Texas at the two El Paso commercial vehicle ports-of-entry. Each transponder will be programmed with the motor carrier identification information for that particular company. As the vehicle approaches the Border Safety Inspection Facility, a transponder reader will receive the motor carrier information that has been pre-programmed into the on-board transponder. The carrier information will then be transmitted to a computer network that will make an inquiry into**

the safety history of that motor carrier. This computer network, known as the Inspection Selection System, will make a record check of all past inspections conducted on the motor carrier, and determine if the vehicle warrants further inspection based on the safety history of that motor carrier. If the safety history shows that the motor carrier has an acceptable safety performance record, the vehicle will be directed to proceed through the facility without stopping. If an unsatisfactory safety history is found, then the vehicle is directed to enter the Border Safety Inspection Facility for further inspection. This is an ITS/CVISN enhancement.

- ✦ Continue to work with the Texas Department of Transportation to ensure that all weigh-in-motion scales are operational daily at each of the Border Safety Inspection Facilities. All commercial vehicles entering Texas from Mexico pass over low speed weigh-in-motion scales that screen the vehicle's weight for compliance with the state weight statutes. Non-compliant commercial vehicles are directed into the Border Safety Inspection Facility for further weighing via a static scale. This is an ITS/CVISN enhancement.
- ✦ Verify electronically the status and validity of the commercial driver license of each driver of a Mexican commercial vehicle crossing the border; (A) for every such vehicle carrying a placardable quantity of hazardous materials; and (B) randomly for other Mexican motor carriers, but in no case less than 50 percent of all other such commercial vehicles. Texas Department of Public Safety personnel working at the border inspection facilities have wireless access to the Department's "OASIS" computer network. The OASIS System allows immediate access to commercial driver license records, prior inspection records, vehicle registration information, as well as real time alerts that advise any outstanding criminal warrants and/or stolen vehicle information. Prior to the OASIS System, such status checks had to be made manually via radio communications. The current OASIS process allows the Department to process these inquiries much more rapidly thereby further reducing impediments to traffic flow. This is an ITS/CVISN enhancement.
- ✦ To conduct a Level One inspection on all commercial vehicles from Mexico authorized to operate beyond the border commercial zone that does not display a valid Commercial Vehicle Safety Alliance (CVSA) inspection decal. To conduct a

Level One inspection on all commercial vehicles from Mexico seeking authority to operate beyond the border commercial zones that do not display a valid Commercial Vehicle Safety Alliance (CVSA) inspection decal. Ensure that vehicle engines are turned off during the Level One inspection process to help mitigate environment concerns.

- ↓ The Texas Department of Public Safety also plans to equip the Border Safety Inspection Facilities with infrared thermo-imaging cameras that can be utilized to check commercial vehicles for the heat signature of properly functioning brakes. This is an ITS/CVISN enhancement.**
- ↓ Each Border Safety Inspection Facility has been equipped with portable radiation detection devices. These devices are worn by inspection personnel and provide the inspector with a warning signal if radiation is present on the vehicle being inspected. These devices assist the Department in maintaining border security.**
- ↓ Ensure that each Mexican motor carrier that operates in the United States provides proof of valid insurance with an insurance company licensed in the United States.**
- ↓ To periodically assist the Federal Motor Carrier Safety Administration in the inspection of passenger carrying motor carriers that enter the State of Texas from Mexico. Sites utilized for inspections on passenger vehicles will have nearby facilities for passenger convenience and safety should the passenger vehicle be placed out-of-service.**
- ↓ To maintain the out-of-service rate for Mexican commercial vehicles at or below the equivalent national average for both commercial motor vehicles and their operators.**
- ↓ Encourage the Mexican trucking industry to take a greater participatory role in resolving transportation safety issues by continuing to provide outreach programs and educational seminars on the commercial vehicle safety regulations.**
- ↓ To continue to work with the Federal Motor Carrier Safety Administration, Texas Department of Transportation, and the Comptroller of Public Accounts in the pilot program that allows the State of Texas to serve as a host state to register Mexican**

motor carriers, who desire to operate beyond the border commercial zones, under the International Registration Plan and the International Fuel Tax Agreement.

- ✚ Maintain inspection and enforcement levels on commercial vehicles operating in non-border regions of state.**
- ✚ Continue to participate in the Interagency Work Group on Border Issues per Texas Government Code, Section 772.011 (House Bill 925, 79th Texas Legislature, Regular Session).**
- ✚ Continue to take an active enforcement posture in the Texas counties that border Mexico to advance the homeland security missions of the Texas Department of Public Safety.**
- ✚ Continue to seek federal grant funds that are available under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (Pub. L. 109-59) for border enforcement operations.**
- ✚ Continue to conduct quarterly meetings with our counterparts in Mexico concerning the commercial vehicle inspection processes in effect in the State of Texas per Texas Government Code, Section 411.0097 (Senate Bill 293, 79th Texas Legislature, Regular Session).**
- ✚ Continue to confer with the Texas Legislature concerning manpower, equipment, and infrastructure needs across the State of Texas to further enhance commercial vehicle safety in the state.**



Senate Bill 293 (79th Regular Session)

Texas Government Code
Section 411.0097(d)
Long-Range Plans

Long-Range Plans (3 or More Years)

- ✚ **Operate the permanent Border Safety Inspection Facilities to ensure that commercial vehicles and their drivers, entering Texas from Mexico, are safe and do not damage the public's investment in the highway infrastructure of Texas and the rest of the United States, while still promoting vital and safe commerce in Texas.**
- ✚ **Inspect the highest number of commercial vehicles as possible, verifying compliance with such items as operating authority, vehicle registration, fuel tax payments, size and weight, vehicle equipment, commercial drivers license and insurance, through the use of Intelligent Transportation Systems thereby minimizing traffic impacts and trip delays.**
- ✚ **To actively work with the Department of Homeland Security, Federal Motor Carrier Safety Administration, U. S. Customs and Border Protection, and the Texas Department of Transportation to establish the prerequisites for participation in the Low-Risk Port-of-Entry Concept at the Texas-Mexico border.**
- ✚ **Continue negotiations with U. S. Customs and Border Protection to obtain advance electronic notification of the identity of motor carriers entering the State of Texas from Mexico so that inquiries into the safety history of the motor carrier can be made prior to arrival at the Border Safety Inspection Facility. If electronic notification is deemed non-feasible, then negotiate with U.S. Customs and Border Protection to place state owned transponder readers inside the federal port-of-entry to provide the desired advanced notification.**
- ✚ **Evaluate and enhance the types of Intelligent Transportation Systems in use. Utilize a transponder that is compatible with all Commercial Vehicle Information Systems and Networks (CVISN) hardware and software that is deployed statewide, including highway tolling systems. Complete the integration of the Border Safety Inspection software system with all other CVISN software deployed across the State of Texas, so that only one transponder is needed for law enforcement access to all required motor carrier information at the Federal Motor Carrier Safety Administration, Texas Department of Public Safety, Texas Department of Transportation, and the Comptroller of Public Accounts.**

- ✚ **Continue to work with the General Services Administration, U.S. Customs and Border Protection, Federal Motor Carrier Safety Administration, and the Texas Department of Transportation to ensure that all future ports-of-entry built in Texas are equipped with the necessary infrastructure needed to perform both commercial vehicle and passenger carrying vehicle inspections, and have adequate space to temporarily hold vehicles that are placed out-of-service.**
- ✚ **Continue outreach programs and educational seminars for the Mexican trucking industry to continue their familiarization with the regulations applicable to commercial vehicles throughout the United States.**
- ✚ **Continue to take an active enforcement posture in the Texas counties that border Mexico to advance the homeland security missions of the Texas Department of Public Safety.**
- ✚ **Continue to seek federal grant funds that will be available in future federal highway reauthorization legislation for border enforcement operations.**
- ✚ **Continue to actively participate in the Interagency Work Group on Border Issues per Texas Government Code, Section 772.011 (House Bill 925, 79th Texas Legislature, Regular Session).**
- ✚ **Continue to conduct quarterly meetings with our counterparts in Mexico concerning the commercial vehicle inspection processes in effect in the State of Texas per Texas Government Code, Section 411.0097 (Senate Bill 293, 79th Texas Legislature, Regular Session).**
- ✚ **Continue to confer with the Texas Legislature concerning manpower, equipment, and infrastructure needs across the State of Texas to further enhance commercial vehicle safety in the state.**



Senate Bill 293 (79th Regular Session)

Texas Government Code
Section 411.0097
Quarterly Meeting

Mexican State of Tamaulipas
(Matamoros to Ciudad Miguel Alemán)



Minutes
**COMMERCIAL VEHICLE
TRANSPORTATION MEETING**
October 18, 2007

Attending

Jose C. Rodríguez III, Captain	TX DPS McAllen
Juan Rodríguez, Jr, Captain	TX DPS McAllen
Artemio Garza, Regional Commander	TX DPS McAllen
Mark Rogers, Major	TX DPS Austin HQ
Kenneth Plunk, Captain	TX DPS Austin HQ
Mario Jorge, District Engineer	TX DOT Pharr
Homer Bazan, P.E.	TX DOT Pharr
Pablo Anguiano	TX DOT Pharr
Alfonso Casso	Secretary of the State (Texas)
Tony Villarreal	FMCSA / US DOT
Roel Garcia	Roma Police Department
David Gomez	Pharr Fire Department
William Knight	SCT Reynosa
Marco Antonio Garcia Castillo	SCT Cd. Victoria
Victor M. Galindo	SCT Nuevo Laredo
Manuel A. Perez Mora	SCT Reynosa
Ramiro Castaneda Rendon	SCT Nuevo Laredo

Opening Remarks and Introductions

Captain Jose C. Rodriguez III (TX DPS)

Presentation on DPS Commercial Vehicle Enforcement

Captain Jose C. Rodriguez III presented an overview of the Commercial Vehicle Enforcement (CVE) objective and manpower. The ports of entry in CVE District 8A were identified. Captain Rodriguez presented the northbound annual truck traffic figures. Pharr – Reynosa International Bridge is ranked second in volume of northbound truck traffic. Aerial photographs of the present temporary Border State Inspection Facilities (BSIF) in CVE District 8A were discussed. CVE District 8A port of entry statistics (including number of inspections, arrests, and warnings) were presented. See attached power point presentation.

Permanent Border State Inspection Facilities

Homer Bazan (TX DOT) presented a powerpoint presentation regarding the new Ysleta Border State Inspection Facility in El Paso. The pictures identified the administration building, inspection pit area, and inspection processing area. Maps of the proposed permanent state inspection facilities at Pharr – Reynosa, Veteran's International, and the Free Trade Bridge at Los Indios were available for viewing. He discussed the status and timeline for the construction of the permanent facilities. The expected date of completion is March 2011.

New Legislation

House Bill 313 – Major Mark Rogers provided an overview of this legislation which requires that foreign commercial vehicles engaged in transportation across the border must register and license their vehicle in their country of origin in order to be exempt from registering their vehicle in Texas. The bill was effective on September 1, 2007. The Chairman of the House Committee on Transportation has recently requested an opinion from the Attorney General. Since the eventual decision by the Attorney General may affect the way the Department of Public Safety enforces the law, DPS will not issue any warning or citations for violations of HB 313 pending clarification by the Attorney General.

SCT Marco Garcia Castillo advised that they were in the process of obtaining more Mexico license plates in anticipation of more Mexico Carriers applying for trailer registration.

Officer Roel Garcia of Roma Police Department asked if we could provide additional information regarding the DPS policy so that he can provide to his chain of command.

Major Artemio Garza advised that his service commanders would make contact with other police agencies to ensure that they are aware of the pending opinion from the Attorney General as well as the current DPS policy.

CFR 49 Part 391.11 Qualification of drivers

Tony Villarreal from FMCSA / US Dot provided an update of their current policy regarding the qualification of drivers, specifically, the ability to communicate sufficiently to understand and respond to official inquiries and directions in English.

If the inspector determines the driver is unable to understand and respond to official inquiries and direction in English, the driver should be cited for a violation of section 391.11(b)(2) and placed out of service in accordance with CVSA Out of Service criteria.

For Mexico-domiciled motor carriers and drivers with authority to operate exclusively within the border commercial zone, drivers should be cited but not placed out of service for violations of section 391.11(b)(2).

Major Mark Rogers advised that DPS would enforce this policy as soon as they were adopted into the Texas Administrative Rules.

Ports of Entry

Each port of entry in CVE District 8A was discussed. Issues involved truck inspections and infrastructure.

- **Veteran's International Bridge (Los Tomates)**

2006 Northbound Truck Traffic was 201,795

Vehicle OOS rate 20% / Driver OOS rate less than 1%

The Weigh in Motion is in the process of being upgraded.

- **Free Trade Bridge (Los Indios)**

2006 Northbound Truck Traffic was 41,681

Vehicle OOS rate 18% / Driver OOS rate 1%

The Weigh in Motion has been upgraded and is working very well.

- **Progreso International Bridge**

2006 Northbound Truck Traffic was 31,533

TX DOT District Engineer Mario Jorge advised that he had heard that some commercial vehicles were traveling in violation of the weight restrictions. DPS has met with the owner in an effort to determine the exact location where the commercial vehicle may cross the highway in accordance with the TX DOT agreement.

- **Pharr-Reynosa International Bridge**

2006 Northbound Truck Traffic was 457,825

Vehicle OOS rate 20% / Driver OOS rate less than 1%

The Weigh in Motion has been upgraded and is working very well. DPS continues to meet with representatives of CANACAR.

Rio Grande City – Camargo Bridge

2006 Northbound Truck Traffic was 43,199

DPS Commercial Vehicle Enforcement has established a sergeant area Rio Grande City. Starr County has renovated the existing building to accommodate the additional personnel. Major Artemio Garza advised that there were plans in the near future to construct a DPS building in Starr County.

- **Roma – Miguel Aleman Bridge**

2006 Northbound Truck Traffic was 8,467

There was no significant increase in commercial vehicle traffic in 2006.

The meeting was adjourned.

DPS TRANSPORTATION and INSPECTION MEETING

October 18, 2007

Name	MARIO S GARCIA CASTILLO	Company	S.C.T.
Address	Cd. VICTORIA Mar. 228+100	Telephone	018343123982
City/State	CD. VICTORIA TAMAOCPAC	E-mail	jugarcia@scgob.mx

Name	Mario R. JORGE	Company	TxDOT
Address	20000000000000000000 P.O. Box 1717	Telephone	(956) 702-6101
City/State	Pharr, TX 78577	E-mail	mjorge@dot.state.tx.us

Name	Homer Bazen	Company	TxDOT
Address	PO Box 1717	Telephone	(956) 702-6214
City/State	Pharr TX 78577	E-mail	hbazen@dot.state.tx.us

Name	Pablo Anguila	Company	TxDOT
Address	P.O. Box 1717	Telephone	(956) 702-6289
City/State	Pharr, TX. 78577	E-mail	padguia@dot.state.tx.us

Name	David Gomez	Company	Pharr Fire Dept
Address	118 South Cage 3 rd floor	Telephone	(956) 787-2761
City/State	Pharr, TX 78577	E-mail	david.gomez@pharrfd.net

Name	Vicente M. GALINDO	Company	SCT
Address	De Mier. V CAMARCO PALACIO FERRER	Telephone	018637129292
City/State	NUEVO LAREDO TAMPAS	E-mail	Vgalindo@scgob.mx

Name	Manuel A. Perez MO-9.	Company	S. C. T.
Address	Tehuantepec #427 LOC 91 23	Telephone	011-52-(899)24-8347.
City/State	REYNOSA, TAMAULIPES MEXICO	E-mail	MPerezMO@SCT.GOB.MX.

Name	Camilo Contreras Penden	Company	SCT
Address	Calle 10 #7B	Telephone	018637129292
City/State	Nuevo Laredo Tamp.	E-mail	

Name	ARSENIO GARZA	Company	TX DPS
Address	1414 N. BICENTENNIAL BLVD	Telephone	956 984-5600
City/State	McAllen, TX 78501	E-mail	

DPS TRANSPORTATION and INSPECTION MEETING

October 18, 2007

Name	JOSE C. RODRIGUEZ III	Company	TX DPS
Address	1414 N. BICENTENNIAL BLVD	Telephone	956 984-5690
City/State	MCALLEN, TX 78501	E-mail	JOSE.RODRIGUEZIII@TXDPS.STATE.TX.US

Name	MARK ROGERS	Company	TX DPS
Address	5805 N. LAMAR BLVD.	Telephone	512/424-2775
City/State	Austin, TX 78752	E-mail	Mark.Rogers@txDps.state.tx.us

Name	Kenneth Plunk	Company	TX DPS
Address	5805 N. LAMAR BLVD.	Telephone	512/424-2728
City/State	Austin, TX 78752	E-mail	Kenneth.Plunk@txDPS.State.tx.us

Name	Rael R Garcia Roma Police Dept.	Company	Roma Police Dept
Address	987 E. Hwy 83	Telephone	(956) 844-2231
City/State	Roma, Texas 78581	E-mail	Pol1_07@hotmail.com

Name	Robert Santos	Company	Danba Associates
Address	4901 N 23 rd	Telephone	956-630-1995
City/State	McAllen TX	E-mail	

Name	TONY ULLMAN	Company	FRESA/USDOJ
Address	9901 S. CAGE	Telephone	(956) 844-7361
City/State	PHARMACY 78577	E-mail	TONY.ULLMAN@FOL@DOJ.GOV

Name	ALFONSO CASO	Company	SECRETARY OF STATE
Address	1019 BRAZOS	Telephone	512 463-5617
City/State	AUSTIN, TX 78711	E-mail	ALCASO@SOS.STATE.TX.US

Name	JUAN RODRIGUEZ JR	Company	TX DPS
Address	1414 N. BICENTENNIAL BLVD.	Telephone	956-984-5608
City/State	McAllen, TX 78501	E-mail	JUAN.RODRIGUEZJR@TXDPS.STATE.TX.US

Name	WILLIAM KNIGHT	Company	SCT. REYNOSA
Address	TEHUANTEPEC #127	Telephone	(899) 180-0036
City/State	REYNOSA, TAMPS.	E-mail	wknightc@sct.gob.mx



Texas Highway Patrol Division

Commercial Vehicle Enforcement

CVE Objective

- Reduce CMV traffic accidents
- Protect the state highways from unnecessary damage
- Ensure equitable payment of commercial vehicle registration fees
- Protect the rights, privileges, and safety of the general public in the use of the public highway system



CVE 8A Manpower

2007

64 commissioned + 61 civilian

Total 125

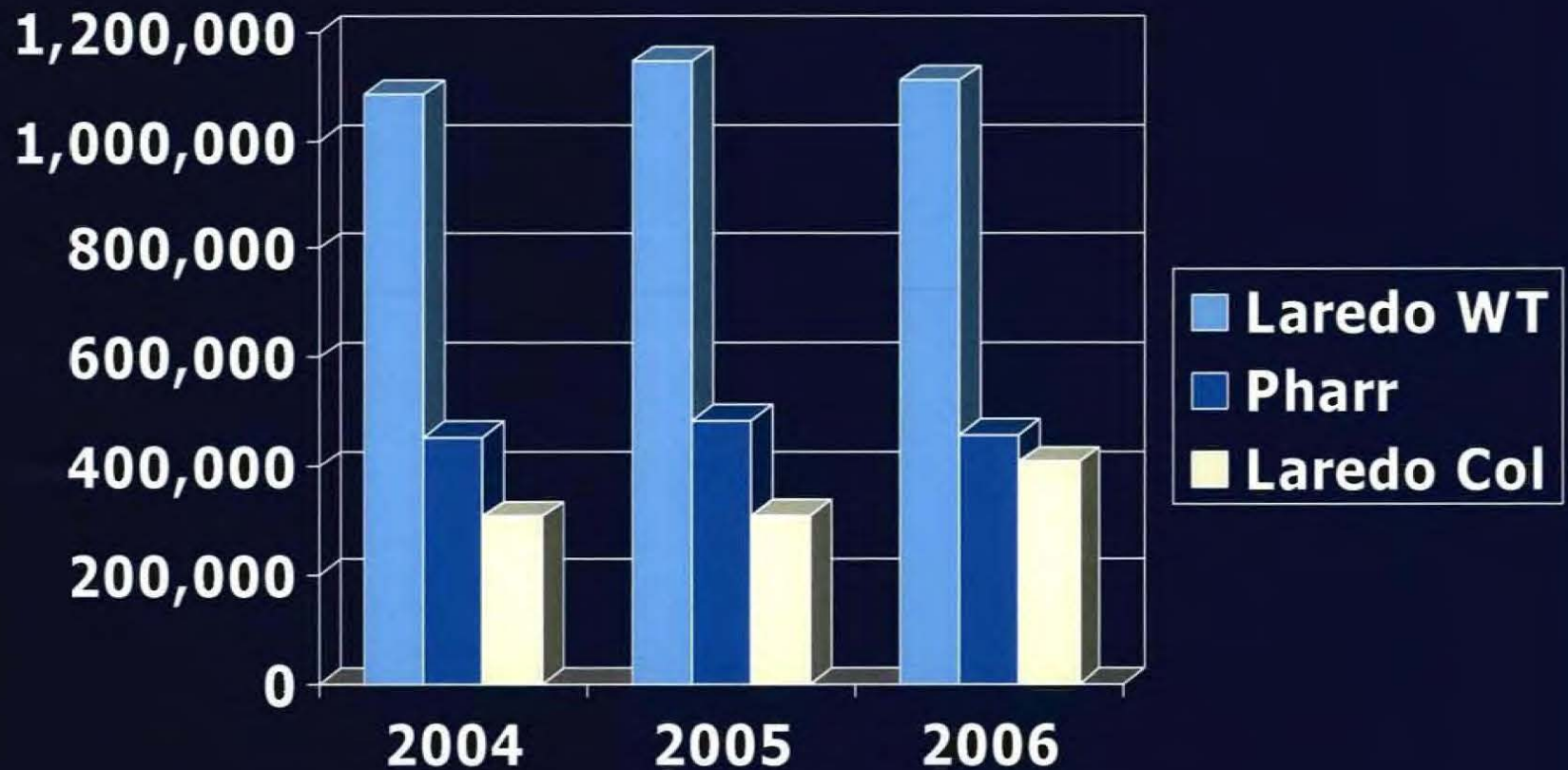
Texas/Mexico Ports of Entry (POE)



2006 Northbound Annual Truck Traffic Figures

1. Laredo – World Trade 1,111,369
2. Pharr – Reynosa 457,825
3. Laredo - Columbia 407,620

Texas Port of Entry Northbound Truck Traffic Figures



Texas Port of Entry

2006 NB Annual Truck Traffic Figures

1.	Laredo – World Trade	1,111,369
2.	Pharr – Reynosa	457,825
3.	Laredo - Columbia	407,620
4.	El Paso - Ysleta Zaragoza	387,360
5.	El Paso – BOTA	387,281
6.	Veterans at Los Tomates	201,795
7.	Camino Real	97,567
8.	Del Rio – Ciudad Acuna	65,487
9.	Rio Grande City – Camargo	43,199
10.	Los Indios	41,681
11.	Progreso	31,533
12.	Roma – Miguel Aleman	8,467
13.	Presidio	6,306

Temporary BSIF Pharr - Reynosa



Temporary BSIF Brownsville – Los Tomates (Veteran's International)



Temporary BSIF Brownsville – Los Indios



CVE 8A POE Statistics



	<u>2005</u>	<u>2006</u>
■ CMV Inspections	3, 170	5,894
■ CMV Out of Service	8,286	8,046
■ CMV Driver Out of Service	464	440
■ CMV Overweight Arrests	896	946
■ Total Arrests	8,555	8,035
■ Total Warnings	154,682	163,044



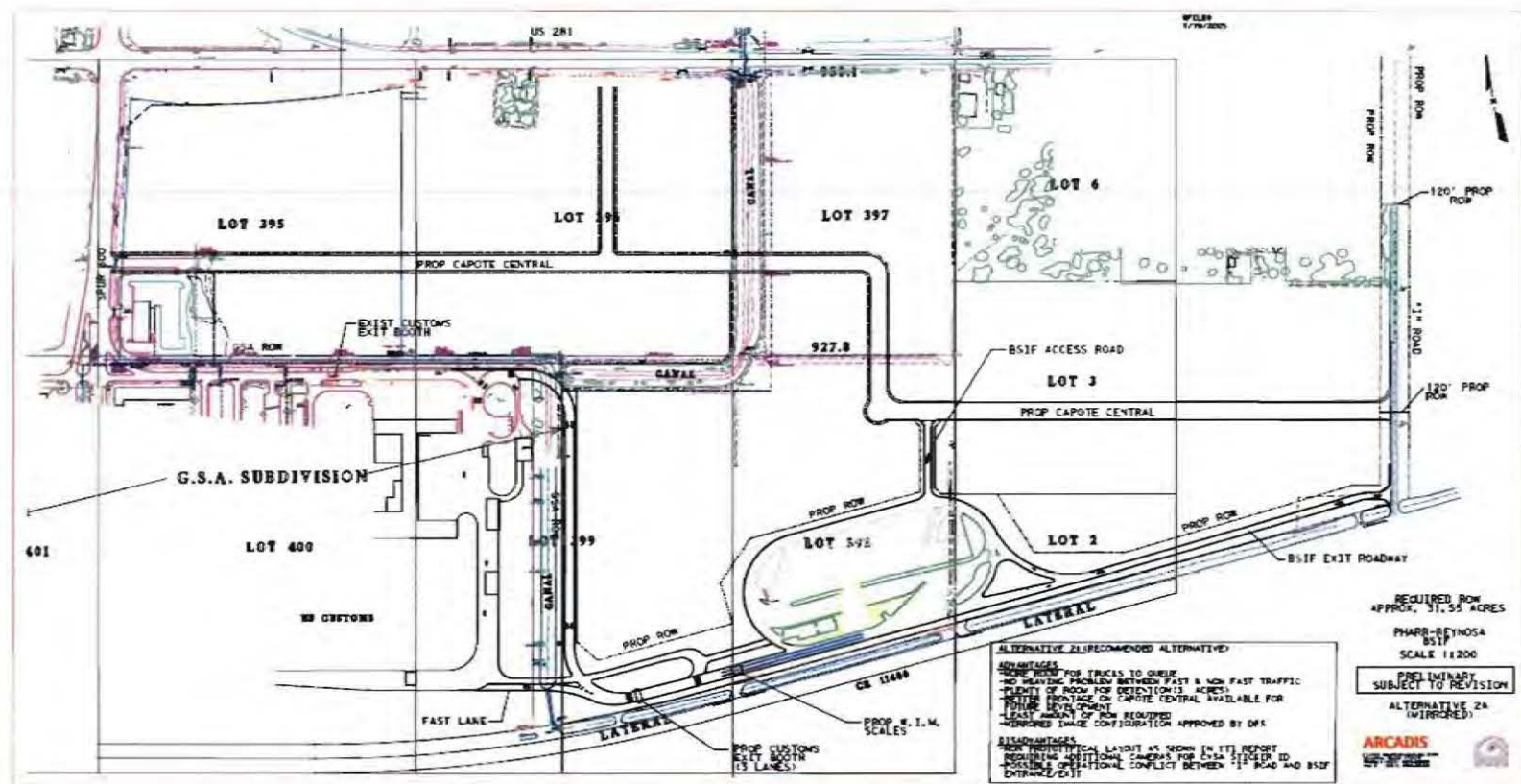
2006 Out of Service Rates

	<u>Driver</u>	<u>Vehicle</u>
Texas	5.6%	23%
U. S.	7.4%	23%
Mexico	1.3%	21%
Canada	7.2%	13%

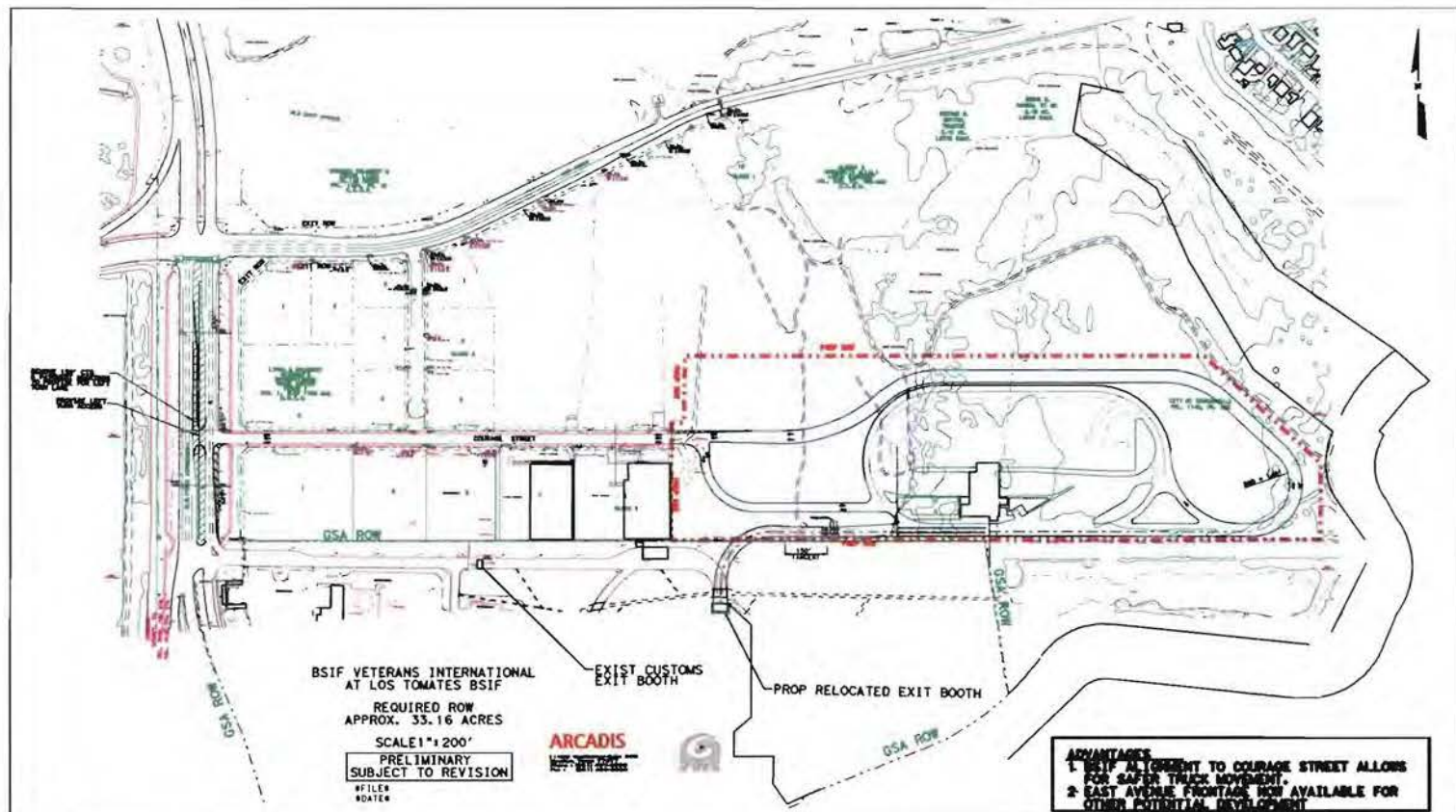
Border State Inspection Facility - prototype



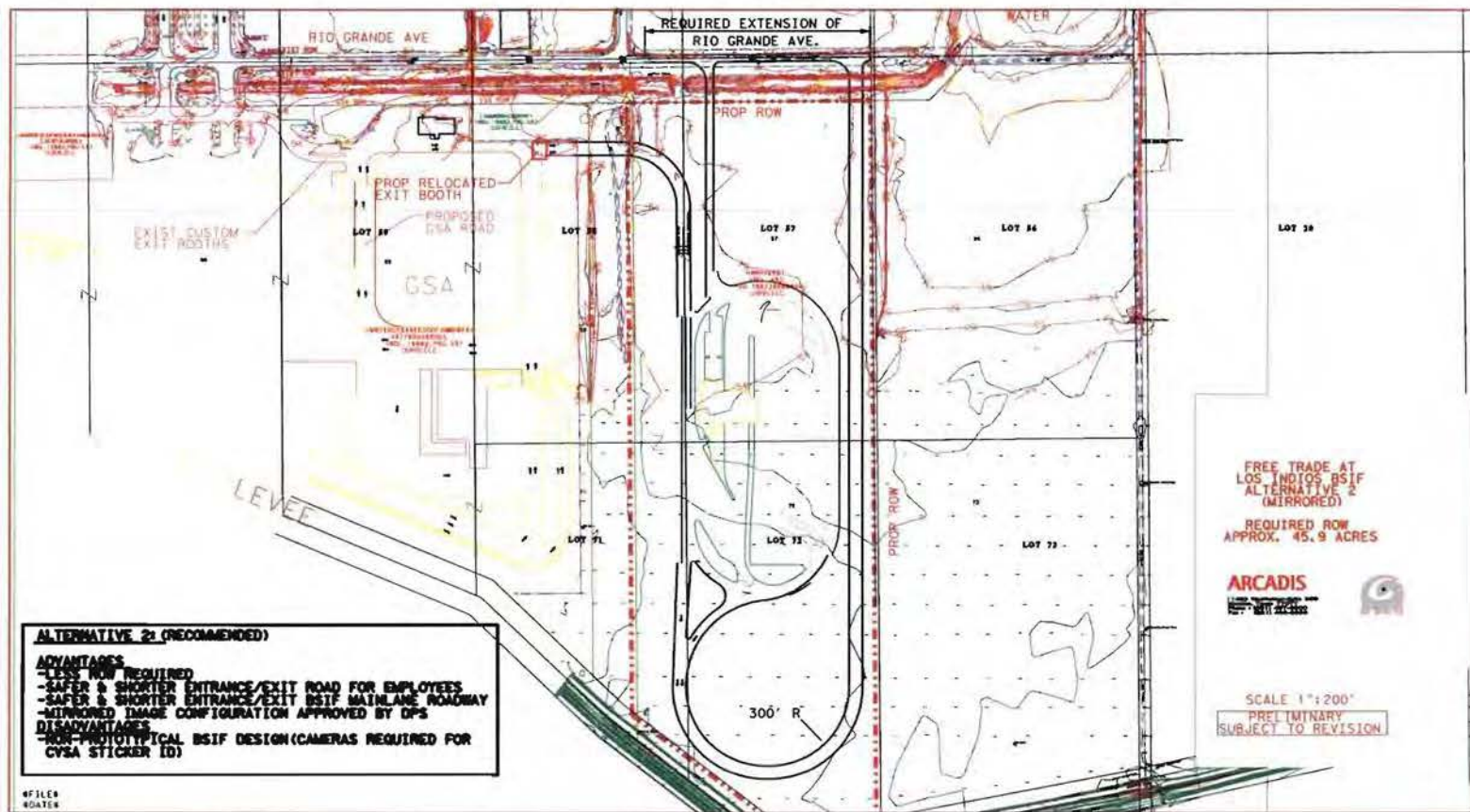
Pharr-Reynosa International Bridge



Veteran's International Los Tomates



Free Trade Bridge Los Indios





Senate Bill 293 (79th Regular Session)

Texas Government Code
Section 411.0097
Quarterly Meeting

Mexican State of Tamaulipas
(Nuevo Laredo) and Nuevo Leon



AGENDA
**COMMERCIAL VEHICLE
TRANSPORTATION MEETING**

January 17, 2008

10:00 10:15 a.m.

Opening Remarks and Introductions: Captain Mario R. Salinas, Laredo

10:15 – 10:30 a.m.

DPS Commercial Vehicle Enforcement

10:30 – 11:00 a.m.

Laredo Border Safety Inspection Facilities

11:00 – 11:15

Break

11:15 – 12:00 p.m.

Permanent Border State Inspection Facilities

12: p.m.

Conclusion

Department of Public Safety - Commercial Vehicle Enforcement

Name	mark Robens	Company	Texas Department of Public Safety
Address	5805 N. Lamar Blvd.	Telephone	512/424-2775
City/State	Austin, TX	E-mail	mark.Robens@txdps.state.tx.us

Name	David L. Palmer	Company	TEXAS DEPT. OF PUBLIC SAFETY
Address	6200 GUADALUPE ST.	Telephone	512-424-2053
City/State	AUSTIN TX 78752-4019	E-mail	David.Palmer@txdps.state.tx.us

Name	ALFONSO I. CASO	Company	SECRETARY OF STATE
Address	1019 BAAZOS	Telephone	512-463-5617
City/State	AUSTIN, TX 78711-2887	E-mail	ACASO@SOS.STATE.TX.US

Name	Yvette Limon	Company	City of Laredo Bridge Dept.
Address	1209 Water St. (Bridge I)	Telephone	781-2070 - Office
City/State	Laredo, TX 78042	E-mail	Ylimon@ci.laredo.tx.us

Name	Danny Magee	Company	TXDOT
Address	1817 Bob Bullock Lp	Telephone	(956) 764-1270
City/State	Laredo, TX 78042	E-mail	dmagee@dot.state.tx.us

Name		Company	
Address		Telephone	
City/State		E-mail	

Name		Company	
Address		Telephone	
City/State		E-mail	

Name		Company	
Address		Telephone	
City/State		E-mail	

Name		Company	
Address		Telephone	
City/State		E-mail	

TEXAS DEPARTMENT OF PUBLIC SAFETY

INTEROFFICE MEMORANDUM

To: Mark Rogers, Major, THP

Date: 01.17.2008

From: Mario R. Salinas, Captain

Division: THP/CVE

Subject: Laredo SB 293 Meeting Minutes

SB 292 Quarterly Border Meeting for the Texas/ Tamaulipas, Nuevo Leon Mexican border was conducted at the Laredo DPS office located at 1901 Bob Bullock in Laredo Texas. Attendees were the following:

Mark Rogers, Major, Department of Public Safety, Highway Patrol Headquarters, Austin
David Palmer, Captain, Department of Public Safety Highway Patrol, Motor Carrier Bureau
Alfonso Casso, Texas Secretary of State, Border Affairs Coordinator, Austin
Yvette Limon, City of Laredo, Mayor's Liaison
Danny Magee, Engineer, Texas Department of Transportation

A presentation was made by Captain Mario R. Salinas in which the Port of Entries at the World Trade Bridge and the Columbia Solidarity Bridge were reviewed and discussed.

World Trade Port of Entry Facility was assessed with the review of the statistics for the years 2005, 2006 and 2007. Discussion of operational issues concerning the problems associated with conducting inspections inside the U. S. Customs facility; conducting weigh in motion operations outside the port of entry facility in a location underneath Loop 20; and assisting with inspections of motorcoaches at the Lincoln Juarez Port of Entry, located on IH 35 was noted. A consideration of the effectiveness of the utilization of wrecker service vehicles to remove out of service vehicles from within the U. S. Customs facility during the end of each shift was also mentioned as adding to a business burden in terms of cost.

Columbia Solidarity Border Safety Inspection Facility was also assessed with the review of the statistics for the years of 2005, 2006 and 2007. Operational issues concerning the routing of commercial vehicles within the state owned facility and the effectiveness of the design of the temporary site was favorably reviewed. A clarification was made concerning the variance of statistics between the two locations pertaining to the positive situation at the Columbia Solidarity BSIF lending itself to a more effective traffic patterns and routing. All enforcement is situated within the facility allowing manpower to be used more effectively.

Mr. Magee of TX DOT informed the attendees that it appeared that both of these facilities look to be in-line for construction of permanent sites in the near future.

Major Rogers reviewed the out of service rates as they applied to each port of entry location versus the statewide figures which were comparable.


Not other questions or discussion occurred and so the meeting was adjourned.



Texas Highway Patrol Division

Commercial Vehicle Enforcement

CVE Objective

- 
- A decorative graphic consisting of a white crosshair with blue and yellow light trails extending from the center, located to the left of the list.
- Reduce CMV traffic accidents
 - Protect the state highways from unnecessary damage
 - Ensure equitable payment of commercial vehicle registration fees
 - Protect the rights, privileges, and safety of the general public in the use of the public highway system



CVE Manpower

1999

371 commissioned + 30 civilian
Total 401

2005

485 commissioned + 263 civilian
Total 748

TEXAS DEPARTMENT OF PUBLIC SAFETY

Commercial Vehicle Enforcement Regional and District Boundaries




Texas/Mexico Ports of Entry (POE)



2005 Northbound Annual Truck Traffic Figures

1. Laredo – World Trade 1,144,908
2. Laredo – Columbia 310,699

2006 Northbound Annual Truck Traffic Figures



1.	Laredo – World Trade	1,111,369
2.	Laredo – Columbia	407,620
3.	Laredo-Lincoln-Juarez (PV)	37,102

2007 Northbound Annual Truck Traffic Figures

(* Through October 2007)

1. Laredo – World Trade 934,967
2. Laredo – Columbia 382,056
3. Laredo-Lincoln-Juarez (PV) 30,374

North American Standard Inspections

- Level III

- Level II

- Level I



CVE 8B Statistics

World Trade Bridge POE



	<u>2005</u>	<u>2006</u>
■ CMV Inspections	12,127	14,176
■ CMV Out of Service	2,236	2,324
■ CMV Driver Out of Service	135	67
■ CMV Overweight Arrests	2,012	1,638
■ Total Arrests	3,945	3,064
■ Total Warnings	54,692	65,374

CVE 8B Statistics

World Trade Bridge POE



	<u>2007</u>
■ CMV Inspections	17,399
■ CMV Out of Service	2,730
■ CMV Driver Out of Service	96
■ CMV Overweight Arrests	3,877
■ Total Arrests	7,542
■ Total Warnings	74,393

World Trade Bridge Temporary POE







CVE 8B Statistics

Columbia BSIF



	<u>2005</u>	<u>2006</u>
■ CMV Inspections	12,420	15,069
■ CMV Out of Service	3,255	4,360
■ CMV Driver Out of Service	211	293
■ CMV Overweight Arrests	2,180	2,490
■ Total Arrests	4,982	5,241
■ Total Warnings	93,619	122,317

CVE 8B Statistics

Columbia BSIF




	<u>2007</u>
■ CMV Inspections	17,872
■ CMV Out of Service	4,638
■ CMV Driver Out of Service	234
■ CMV Overweight Arrests	5,190
■ Total Arrests	8,100
■ Total Warnings	127,530

Columbia Temporary BSIF



BUS INSPECTIONS LINCOLN-JUAREZ BRIDGE






CVE 8B Statistics

Lincoln-Juarez Bridge

Passenger Vehicles

	<u>2006</u>
■ PV Inspections	514
■ PV Out of Service	115
■ PV Driver Out of Service	10



CVE 8B Statistics

Lincoln-Juarez Bridge

Passenger Vehicles

	<u>2007</u> * <small>(11/'07)</small>
■ PV Inspections	837
■ PV Out of Service	139
■ PV Driver Out of Service	41

Border State Inspection Facility - prototype





Senate Bill 293 (79th Regular Session)

Texas Government Code
Section 411.0097
Quarterly Meeting

Mexican State of Coahuila



AGENDA
**COMMERCIAL VEHICLE
TRANSPORTATION MEETING**

May 8, 2008

10:00 10:15 a.m.

Opening Remarks and Introductions: Captain Mario R. Salinas, Laredo

10:15 – 10:30 a.m.

DPS Commercial Vehicle Enforcement

10:30 – 11:00 a.m.

Eagle Pass – Camino Real Border Safety Inspection Facility

11:00 – 11:15

Break

11:15 – 12:00 p.m.

Permanent Border State Inspection Facilities

12: p.m.

Conclusion

Department of Public Safety – Commercial Vehicle Enforcement
May 8, 2008

Name	Guillermo A. Dougherty, Jr. (TxDOT-Laredo)	Name	
Address	1817 Bob Bullock Lp	Address	
City/State	Laredo, Tx 78043	City/State	

Name	Rafael Guzman (Tx DOT Laredo)	Name	
Address	1817 Bob Bullock Lp	Address	
City/State	Laredo, Tx 78043	City/State	

Name	Mark ROGERS (Tx PPS)	Name	
Address	5805 N. Lamar Blvd.	Address	
City/State	Austin, Tx 78752	City/State	

Name	Richard Martinez (Tx SAS)	Name	
Address	1019 Brazos	Address	
City/State	Austin, TX 78701	City/State	

Name		Name	
Address		Address	
City/State		City/State	

Name		Name	
Address		Address	
City/State		City/State	

TEXAS DEPARTMENT OF PUBLIC SAFETY

INTEROFFICE MEMORANDUM

To: Mark Rogers, Major, THP

Date: 05.09.2008

From: Mario R. Salinas, Captain

Division: THP/CVE

Subject: Eagle Pass SB 293 Meeting Minutes

SB 292 Quarterly Border Meeting for the Texas/ Nuevo Leon Mexican border was conducted at the Eagle Pass DPS office located at 32 Foster Maldonado, Eagle Pass, Texas. Attendees were the following:

Mark Rogers, Major, Department of Public Safety, Highway Patrol Headquarters, Austin
Richard Martinez, Texas Secretary of State, Border Commerce Coordinator, Special Assistant, Austin

Guillermo A. Dougherty, Jr. P.E., Texas Department of Transportation

Rafael Guzman, Texas Department of Transportation

A presentation was made by Captain Mario R. Salinas in which the Camino Real Border Safety Inspection Temporary Facility at Eagle Pass was reviewed and discussed.

The Camino Real Border Safety Inspection Facility was evaluated with the review of the statistics for the years of 2006 and 2007. Operational issues concerning the routing of commercial vehicles within the state owned temporary facility as well as the effectiveness of the design of the temporary site was favorably reviewed.

Mr. Dougherty of TX DOT informed the attendees that it appeared that the site for a permanent facility continued to be within the planning stages and it seemed favorable that the permanent site would be constructed in the near future.

Major Rogers reviewed the out of service rates as they applied to the port of entry location versus the statewide figures which were comparable.

Not other questions or discussion occurred and so the meeting was adjourned.



Texas Highway Patrol Division

Commercial Vehicle Enforcement

CVE Objective

- Reduce CMV traffic accidents
- Protect the state highways from unnecessary damage
- Ensure equitable payment of commercial vehicle registration fees
- Protect the rights, privileges, and safety of the general public in the use of the public highway system



CVE Manpower

1999

371 commissioned + 30 civilian
Total 401

2005

485 commissioned + 228 civilian
Total 713

TEXAS DEPARTMENT OF PUBLIC SAFETY

Commercial Vehicle Enforcement Regional and District Boundaries



Texas/Mexico Ports of Entry (POE)



Eagle Pass – Camino Real Temporary Border Safety Inspection Facility



2006 Northbound Annual Truck Traffic Figures

- Eagle Pass Camino Real BSIF 97,567

2007 Northbound Annual Truck Traffic Figures

- Eagle Pass Camino Real BSIF 100,227

North American Standard Inspections

- Level III

- Level II

- Level I



Level I Inspections at Eagle Pass BSIF



CVE 8B Statistics Camino Real BSIF

2006

■ CMV Inspections	7,114
■ CMV Out of Service	1,132
■ CMV Driver Out of Service	46
■ CMV Overweight Arrests	339
■ Total Arrests	779
■ Total Warnings	18,565

CVE 8B Statistics Camino Real BSIF

2007

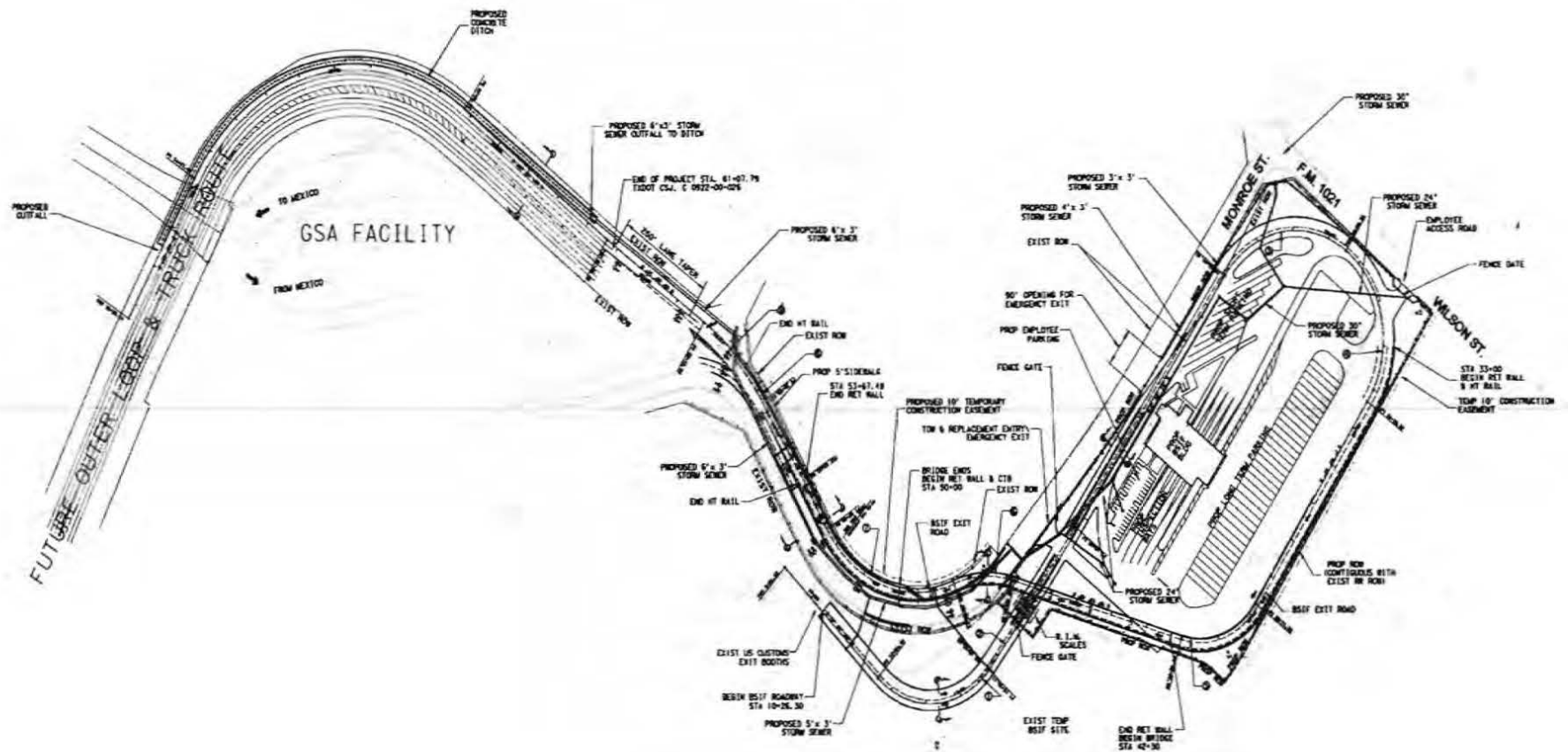


■ CMV Inspections	5,686
■ CMV Out of Service	762
■ CMV Driver Out of Service	36
■ CMV Overweight Arrests	521
■ Total Arrests	656
■ Total Warnings	13,088

Border State Inspection Facility - prototype



Eagle Pass BSIF





Senate Bill 293 (79th Regular Session)

Texas Government Code
Section 411.0097
Quarterly Meeting

Mexican State of Chihuahua



AGENDA

COMMERCIAL VEHICLE TRANSPORTATION MEETING El Paso, TX.

JULY 10, 2008

1:00-1:05 p.m.

Opening Remarks and Introductions: Captain Lambert A. Cantu, El Paso

1:05-1:45 p.m.

DPS Commercial Vehicle Enforcement Service Power point presentation by Capt. Cantu.

Ports of Entry operations

- Presidio
- Bridge of the Americas (BOTA)
- Ysleta-Zaragosa

1:45-2:00 p.m.

TX DOT report by Ruben Gonzales, Vehicle Title Registration, Supervisor.

2:00-2:30 p.m.

Questions and answers for any of the attendees, invited guests representing various agencies. Closing remarks. Capt. Cantu.

2:30 p.m.

Conclusion

BSIF MEETING
SIGN IN SHEET

July 10, 2008

NAME	AGENCY	EMAIL ADDRESS
Mark Rogers	TXDPS-Austin	Mark.Rogers@txdps.state.tx.us
David Palmer	TXDPS-Austin	David.Palmer@txdps.state.tx.us
Mark Gumaer	TXDPS-BOTA El Paso	Mark.Gumaer@txdps.state.tx.us
Fred Whisenant	TXDPS-BOTA El Paso	Fred.Whisenant@txdps.state.tx.us
Doug Hatch	TXDPS-Midland	Douglas.Hatch@txdps.state.tx.us
Tom Cummings	TXDPS-Midland	Tom.Cummings@txdps.state.tx.us
Guillermo Quezada	USDOT/FMCSA	guillermo.quezada@dot.gov
Alfredo Alvarez	EPPD	alvareza@elpasotexas.gov
Joe A. Najera	TXDPS-Ysleta El Paso	jose.najera@txdps.state.tx.us
Ruben Gonzalez	TXDOT	rgonza4@dot.state.tx.us
Victor de la Garza	TXDOT	vdelag@dot.state.tx.us
Edgar Fino	TXDOT	efino@dot.state.tx.us
Robert D. Andrade	COEP	andraderd@elpasotexas.gov
Alfonso I. Casso	Secretary of State	acasso@state.tx.us
Said Larbi-Cherif	International Bridges/City of El Paso	Larbi-Cherif@elpasotexas.gov
Ray Mendoza Jr.	City of El Paso	mendozarj@elpasotexas.gov
Mike Hulburt	TXDPS-Ysleta El Paso	michael.hulburt@txdps.state.tx.us
Jessie Mendez	TXDPS-El Paso	jessie.mendez@txdps.state.tx.us
Lambert Cantu	TXDPS-El Paso	lambert.cantu@txdps.state.tx.us



Minutes
**COMMERCIAL VEHICLE
TRANSPORTATION MEETING**

July 10, 2008

Attending:

Mark Rogers, Major
Lambert Cantu, Captain
Tom Cummings, Captain
David Palmer, Captain
Jessie Mendez, Lieutenant
Doug Hatch, Lieutenant
Michael Hulburt, Sergeant
Fred Whisenant, Sergeant
Mark Gumaer, Sergeant
Joe Najera, Inspector
Ruben Gonzalez, Supervisor
Edgar Fino
Victor de la Garza
Guillermo Quezada
Alfonso Casso
Robert D. Andrade
Alfredo Alvarez
Said Larbi-Cherif
Ray Mendoza Jr.
Esther Herrera, Secretary

TX DPS, Austin HQ
TX DPS, El Paso
TX DPS, Midland
TX DPS, Austin HQ
TX DPS, El Paso
TX DPS, Midland
TX DPS, El Paso, Ysleta POE
TX DPS, El Paso, BOTA POE
TX DPS, El Paso, BOTA POE
TX DPS, El Paso, Ysleta POE
TX DOT, El Paso
TX DOT, El Paso
TX DOT, El Paso
US DOT/FMCSA
Secretary of State
City of El Paso, Mayor's Office
El Paso Police Department, CVE
City of El Paso, Internacional Bridges
City of El Paso
TX DPS, El Paso

Opening Remarks and Introductions

Captain Lambert Cantu (TX DPS) welcomed and introduced everyone present.

Presentation on DPS Commercial Vehicle Enforcement

Captain Lambert Cantu presented a power point overview of the Commercial Vehicle Enforcement (CVE) objective and manpower. The ports of entry in all CVE Districts were identified. Captain Cantu presented the northbound annual truck traffic figures for Pharr, Laredo, Ysleta and BOTA. Photographs of the permanent Border Safety Inspection Facilities (BSIF) of BOTA and Ysleta were discussed. CVE District 4B port of entry statistics including number of inspections, arrests, warnings, out of service drivers and vehicles were discussed. Commercial vehicle crossings at Presidio continue to be minimal, but have increased since 2005.

Permanent Border Safety Inspection Facilities

Inspectors in the Observation Control Room (OCR) at the Border Safety Inspection Facility at BOTA monitor information from Weigh in Motion (WIM) on axle and gross weights of vehicles. Static Scales are used to confirm overweight vehicles. Dynamic Message Signs (DMS) are used to communicate with drivers and route vehicles based on decisions that are made by OCR personnel. Mr. Victor de la Garza, from TXDOT, mentioned the plans for Phase III are almost complete. A pre-construction meeting will be scheduled at the end of the month. Projected completion is in 6-9 months. Both BSIF facilities, Ysleta and BOTA, will be equipped with Intelligent Transportation System (ITS) which includes: (1) Weigh-in-Motion and Static Scales, (2) Dimensioning Systems, (3) Closed Circuit Television Cameras and Transponder Readers and (4) Dynamic Message Signs and Flow Managers.

Ruben Gonzalez, TXDOT, El Paso

Ruben Gonzalez from Vehicle Title and Registration, TXDOT, discussed three items:

1. Prism System. Effective July 1, 2008, the Prism system went into effect. This is a federal mandate that states all Commercial vehicles registering for apportioned plates are required to show proof of a USDOT Number and Federal tax ID number. This includes companies participating in the FMCSA demonstration project.
2. Uniform Carrier Registration (UCR) program is working well. However; some U.S. trucking companies failed to obtain Federal U.S. DOT numbers that caused delays in processing their application. As of June 2008, TXDOT has sold 773 more NAFTA annual permits in comparison to last year about this same time period. TXDOT has issued a total of 2040 NAFTA annual permits since September 1, 2007. This increase was attributed to the anticipated enforcement caused by the enactment of HB 313 which is on hold at this time.

3. Electronic tags. Effective September 1, 2008, all vehicle dealerships, either new or used, will be required to comply with Senate Bill 11 to regulate cardboard tags. Dealerships will be required to have Internet access and enter information on the Vehicle Title and Registration database for new vehicle ownership. Electronic tags will be printed and placed on cardboard tags. This in turn will help law enforcement agencies to diminish illegal cardboard tags. A CD will be available for enforcement training.

Questions and Comments by the attendees were answered accordingly during the meeting process.

The meeting was adjourned.

Texas Highway Patrol Division

Commercial Vehicle Enforcement

Captain Lambert Cantu

El Paso, TX



CVE Objective

- Reduce CMV traffic accidents
- Protect the state highways from unnecessary damage
- Ensure equitable payment of commercial vehicle registration fees
- Protect the rights, privileges, and safety of the general public in the use of the public highway system



CVE Manpower

1999

371 commissioned + 30 civilian

Total 401

2008

516 commissioned + 263 civilian

Total 779

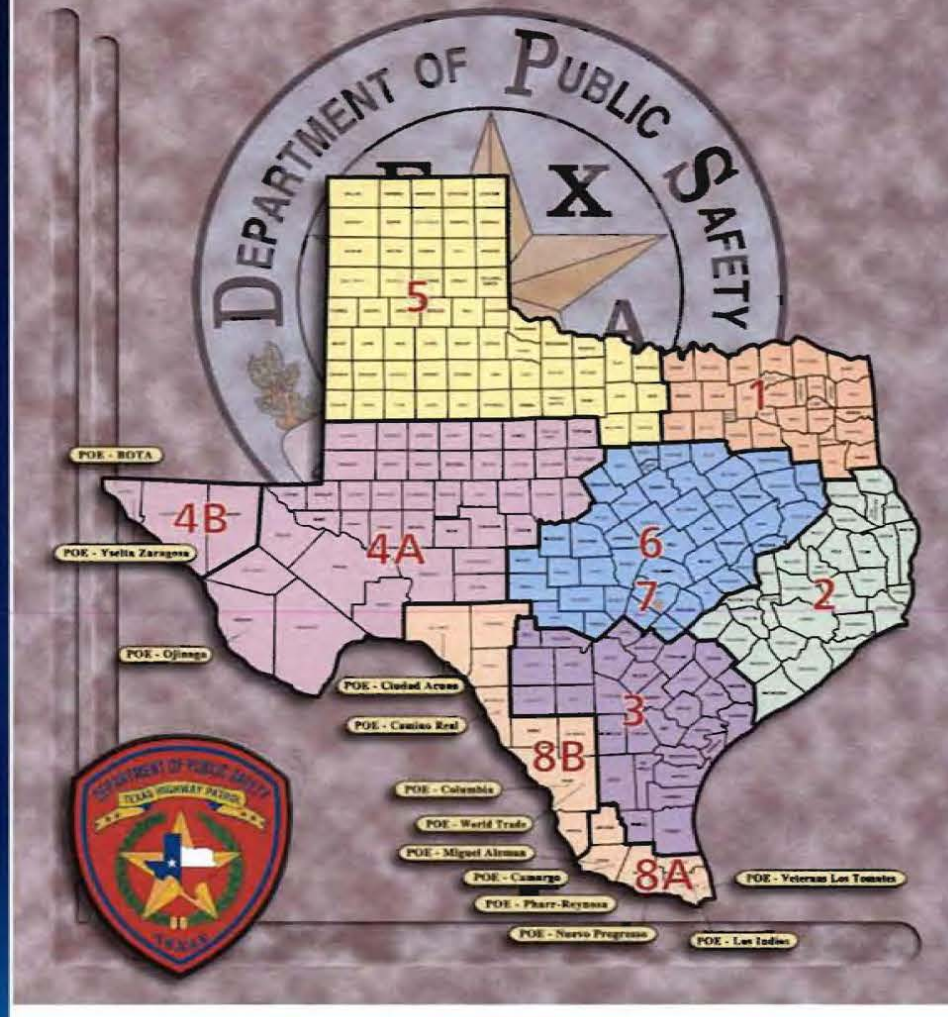


TEXAS DEPARTMENT OF PUBLIC SAFETY

Commercial Vehicle Enforcement Regional and District Boundaries



Texas/Mexico Ports of Entry (POE)



2005 Northbound Annual Truck Traffic Figures

1. Laredo – World Trade	1,144,908
2. Pharr – Reynosa	483,889
3. El Paso – BOTA	393,442
4. El Paso – Ysleta	347,212



2006 Northbound Annual Truck Traffic Figures

1. Laredo-World Trade	1,111,369
2. Pharr-Reynosa	457,825
3. El Paso-BOTA	387,281
4. El Paso-Ysleta	387,360

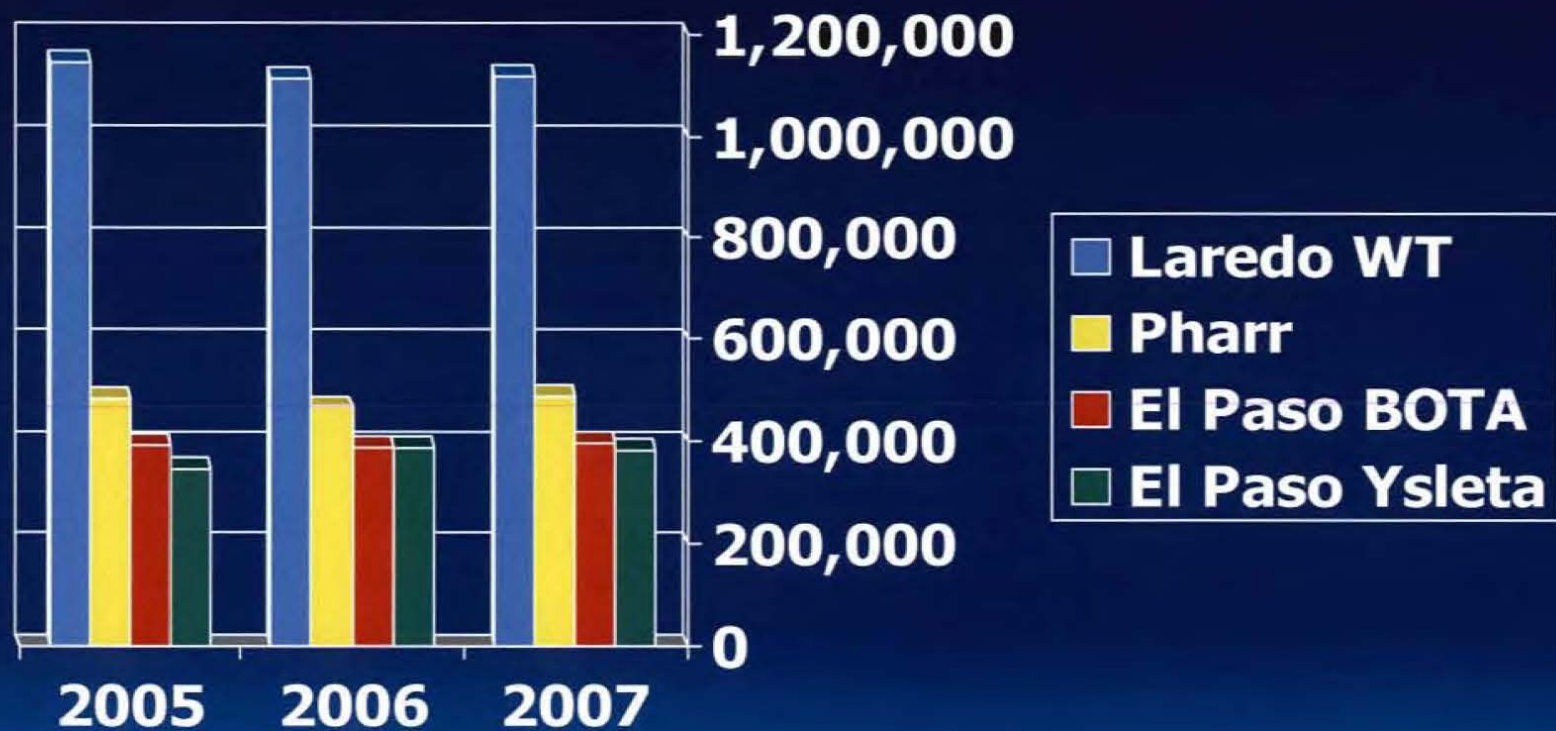


2007 Northbound Annual Truck Traffic Figures

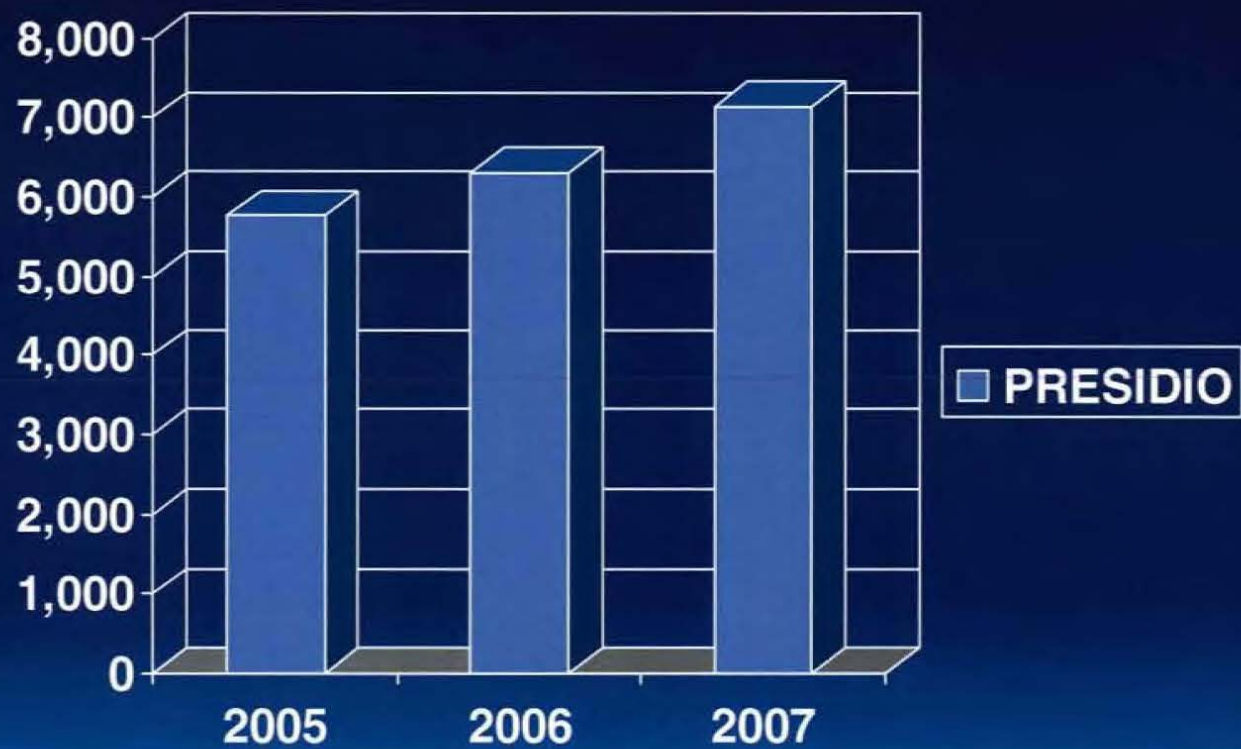
1. Laredo – World Trade	1,118,236
2. Pharr – Reynosa	486,756
3. El Paso – BOTA	398,483
4. El Paso – Ysleta	383,886



Texas Port of Entry Northbound Truck Traffic Figures



PRESIDIO



Border State Inspection Facility - prototype



Permanent BSIF El Paso-BOTA 2008



Permanent BSIF El Paso-BOTA 2008



Permanent BSIF El Paso-BOTA 2008



Permanent BSIF El Paso-BOTA 2008









Permanent BSIF El Paso – Ysleta 2008





Permanent BSIF El Paso- Ysleta 2008

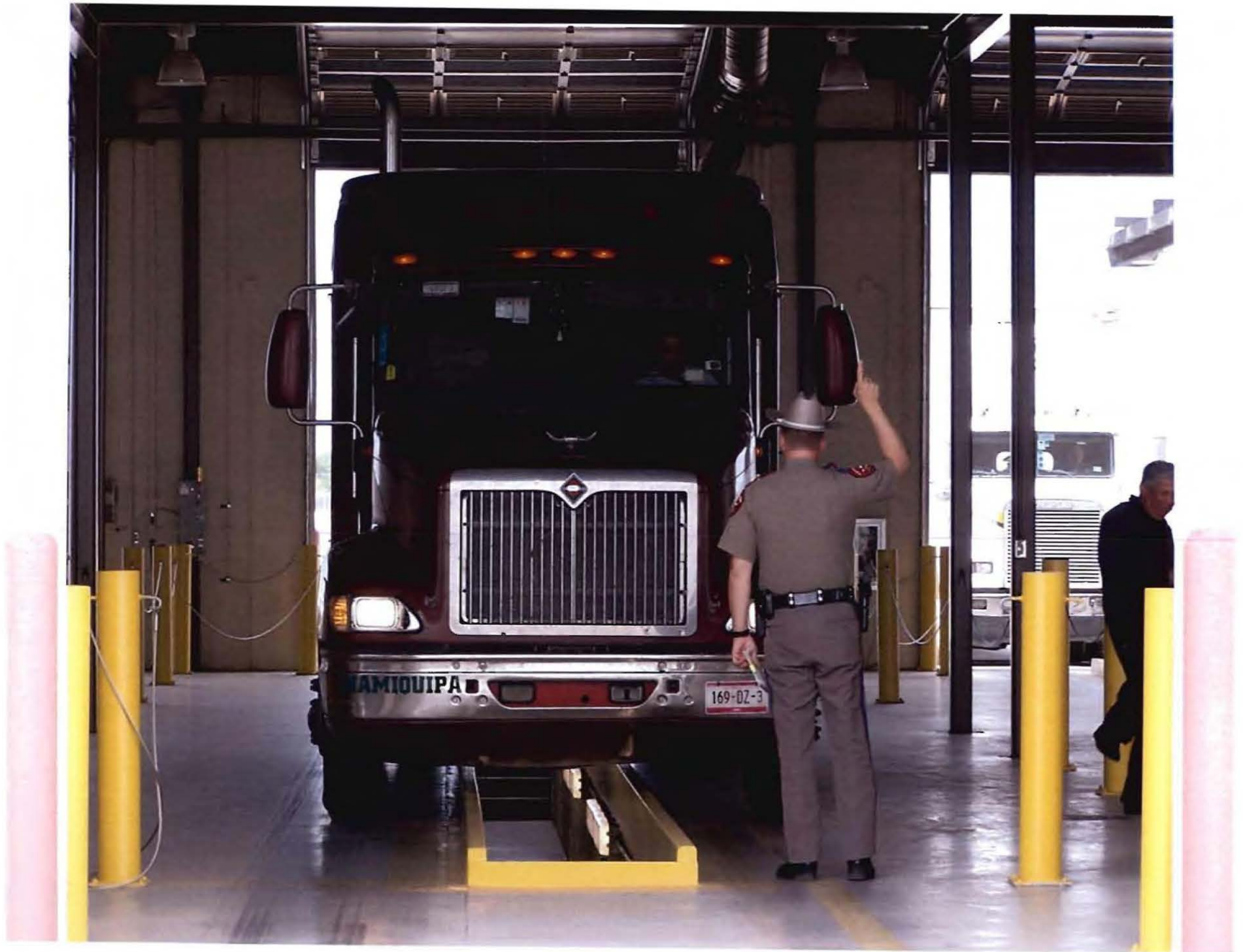














Permanent BSIF El Paso-Ysleta 2008













CVE 4B-BOTA POE Statistics

	<u>2006</u>	<u>2007</u>
• CMV Inspections	19,181	22,234
• CMV Out of Service	4,838	5,084
• CMV Driver Out of Service	65	87
• CMV Overweight Arrests	281	527
• Total Arrests	2,935	4,477
• Total Warnings	94,227	128,058



CVE 4B-Ysleta POE Statistics

	<u>2006</u>	<u>2007</u>
• CMV Inspections	20,617	21,514
• CMV Out of Service	5,500	4,790
• CMV Driver Out of Service	75	72
• CMV Overweight Arrests	848	209
• Total Arrests	4,432	2,231
• Total Warnings	104,536	99,094





House Bill 925 (79th Regular Session)

Texas Government Code
Section 411.0197

Advisory Oversight Community Outreach
Committee

AN ACT

relating to border issues.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0197 to read as follows:

Sec. 411.0197. ADVISORY OVERSIGHT COMMUNITY OUTREACH COMMITTEE. (a) The commission shall establish an Advisory Oversight Community Outreach Committee in the department and may adopt rules for the implementation and operation of the committee. The committee shall meet at the times and places specified by commission rule or at the call of the presiding officer or any two members.

(b) The commission shall appoint the members of the committee, which must include border crossing bridge owners, persons serving in the capacity of director of entities governing ports of entry, community leaders, planning developers, mayors, or persons designated by mayors, of the major municipalities in the area of the border of this state and the United Mexican States, representatives of law enforcement agencies, and representatives of the general public.

(c) The commission shall designate the presiding officer of the committee from among the committee's members. The presiding officer serves at the will of the commission.

(d) The committee shall:

1 (1) document to the commission trade-related
2 incidents involving department personnel;

3 (2) develop recommendations and strategies to improve
4 community relations, department personnel conduct, and the truck
5 inspection process at this state's ports of entry; and

6 (3) act as ombudsman between the department and the
7 communities located and residents residing in the area of the
8 border of this state and the United Mexican States and between the
9 department and the department's personnel.

10 (e) In determining action to be taken on the information and
11 recommendations received from the committee, the commission shall
12 consider the importance of trade with the United Mexican States,
13 the safety of the traveling public, preservation of the highway
14 system, applicable federal laws and regulations, and the concerns
15 expressed by communities.

16 (f) Not later than January 1 of each odd-numbered year the
17 commission shall submit to the lieutenant governor, speaker of the
18 house of representatives, and each other member of the legislature
19 a report documenting the committee's recommendations and comments,
20 incident reports received by the committee, and the actions taken
21 by the commission and department to address those matters.

22 SECTION 2. Subtitle F, Title 4, Government Code, is amended
23 by adding Chapter 490 to read as follows:

24 CHAPTER 490. TEXAS-MEXICO STRATEGIC INVESTMENT COMMISSION

25 Sec. 490.001. DEFINITIONS. In this chapter:

26 (1) "Commission" means the Texas-Mexico Strategic
27 Investment Commission.

David Newkumst

President of the Senate

Jim Caskill

Speaker of the House

I certify that H.B. No. 925 was passed by the House on May 20, 2005, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 925 on May 29, 2005, by a non-record vote.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 925 was passed by the Senate, with amendments, on May 25, 2005, by the following vote: Yeas 28, Nays 3.

Patricia Spaw

Secretary of the Senate

APPROVED:

18 JUNE 05

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:20 AM O'CLOCK

Roger Williams
Secretary of State

<<Prev Rule

Texas Administrative Code

Next Rule>>

TITLE 37**PUBLIC SAFETY AND CORRECTIONS****PART 1****TEXAS DEPARTMENT OF PUBLIC SAFETY****CHAPTER 4****COMMERCIAL VEHICLE REGULATIONS AND
ENFORCEMENT PROCEDURES****SUBCHAPTER E****ADVISORY OVERSIGHT COMMUNITY OUTREACH
COMMITTEE****RULE §4.71****Advisory Oversight Community Outreach Committee**

(a) The Advisory Oversight Community Outreach Committee is created as provided in Texas Government Code, §411.0197.

(b) The purpose of the Advisory Oversight Community Outreach Committee is to document to the Public Safety Commission trade-related incidents involving department personnel; to develop recommendations and strategies to improve community relations, department personnel conduct, and the truck inspection process at the ports-of-entry on the Texas-Mexico border; and to act as ombudsman between the department and the residents and communities in the Texas-Mexico border area and between the department and the department's personnel.

(c) The Advisory Oversight Community Outreach Committee shall consist of nine members that are appointed by the Public Safety Commission. The Public Safety Commission shall designate the presiding officer of the committee from among the committee's members. Five members of the committee constitute a quorum sufficient to conduct the meetings and business of the committee.

(1) Members of the Advisory Community Outreach Committee will serve staggered terms as follows:

(A) the presiding officer shall serve a three-year term;

(B) four of the committee members shall serve a three-year term; and

(C) four of the committee members shall serve a two-year term.

(2) All committee members serve at the will of the Public Safety Commission and may be reappointed by the Public Safety Commission. If a committee member resigns, becomes incapacitated, or is removed by the Public Safety Commission, or otherwise vacates his or her position prior to the end of his or her term, then the Public Safety Commission shall appoint a replacement who shall serve the remainder of the unexpired term. Except as otherwise provided by law, if a member of the Advisory Oversight Community Outreach Committee misses three consecutive regularly scheduled meetings, that member automatically vacates his or her position on the committee.

(d) The Advisory Oversight Community Outreach Committee shall meet at least on a quarterly basis or at the call of the presiding officer or any two members. The location of any meeting of the committee will be determined by the presiding officer. All meetings of the Advisory Oversight Community Outreach Committee shall be open to the public.

(e) The Advisory Oversight Community Outreach Committee may elect an assistant presiding officer from among its members.

(f) The presiding officer or the assistant presiding officer shall prepare a meeting agenda for each meeting of the Advisory Oversight Community Outreach Committee. A copy of the agenda shall be provided to the department fifteen working days before any scheduled meeting so that the department can arrange for the necessary staff to be in attendance and provide notification to the committee members and the public.

(g) The presiding officer or the assistant presiding officer of the Advisory Oversight Community Outreach Committee shall ensure that the minutes of each meeting of the committee are recorded and that a record of attendance for each meeting of the committee shall be made. The department shall have the necessary staff present at each committee meeting to assist with the recording of the meeting minutes, preparation of the attendance record, and to provide information concerning any department operation under lawful consideration by the committee. The department shall prepare and distribute copies of the minutes, attendance record, any other committee documents, or committee recommendations to each committee member after each meeting. The presiding officer or the assistant presiding officer shall present the minutes, attendance record, any other committee documents, and committee recommendations to the Public Safety Commission at the next regularly scheduled meeting of the Public Safety Commission that follows any meeting of the Advisory Oversight Community Outreach Committee. All documents submitted to the Public Safety Commission shall be of sufficient detail to allow the Public Safety Commission to properly evaluate the committee's work in accordance with Texas Government Code, §411.0197(e).

(h) Recommendations and advice given by the Advisory Oversight Community Outreach Committee are not binding on the Public Safety Commission. The Advisory Oversight Community Outreach Committee has no executive or administrative powers or duties with respect to the operation of the department, and all such powers and duties rest solely with the Public Safety Commission.

(i) Members of the Advisory Oversight Community Outreach Committee are not entitled to compensation for their service nor reimbursement of the member's travel expenses.

(j) As provided in Government Code, §2110.006, by January 1 of each year, department staff, in consultation with the presiding officer, shall evaluate the previous fiscal year and report to the Public Safety Commission, on:

(1) the committee's work;

(2) the committee's usefulness; and

(3) the costs related to the committee's existence, including the cost of the department's staff time spent in support of the committee's activities.

(k) As provided in Government Code, §2110.008, the Advisory Oversight Community Outreach Committee is abolished on January 1, 2011, unless the Public Safety Commission establishes a different date by rule.

Source Note: The provisions of this §4.71 adopted to be effective January 30, 2007, 32 TexReg 333

Next Page

Previous Page

Advisory Oversight Community Outreach Committee

List of Committee Members as Approved by the Public Safety Commission on October 18, 2006

Pete Sepulveda, Jr., **Presiding Officer** (Term Expires – 12/31/10)
Director, Cameron County Department of Transportation
3310 South Expressway 77
Brownsville, Texas 78521
Phone: 956/574-8771
E-Mail: psepulveda@co.cameron.tx.us

Julie Ann Guerra-Ramirez, Director (Term Expires - 12/31/09)
B&P Bridge Company
P.O. Box 130
Progreso, Texas 78579
Phone: 956/565-6361
E-Mail: Julie@TexasMexicoBridges.com

Jesse J. Medina, Director (Term Expires – 12/31/10)
Pharr – Reynosa International Bridge
9900 S. Cage
Pharr, Texas 78577
Phone: 956/781-1361
E-Mail: jmedina@cityofpharr.com

Mario Maldonado, Director (Term Expires – 12/31/09)
Laredo International Bridge System
11601 FM 1472
Laredo, Texas 78044
Phone: 956/791-2200
E-Mail: mmaldonad0@ci.laredo.tx.us

Marga Lopez, Assistant Director (Term Expires – 12/31/10)
Community Development and Planning Department
100 S. Monroe
Eagle Pass, Texas 78852
Phone: 830/773-1111
E-Mail: mlopez@cityofeaglepass.com

Santos Pecina, Area Supervisor (Term Expires – 12/31/09)
Federal Motor Carrier Safety Administration
Lincoln-Juarez International Bridge
Building 4, Room 405
P.O. Box 1579
Laredo, Texas 78042-1579
Phone: 956/794-1006
E-Mail: Santos.Pecina@dot.gov

Roy Gilyard, Executive Director (Term Expires – 12/31/10)
El Paso Metropolitan Planning Organization
10767 Gateway Blvd. West, Suite 605
El Paso, Texas 79935
Phone: 915/591-9735 Ext. 13
E-Mail: rgilyard@elpasompo.org

Tony Godinez (Term Expires – 12/31/09)
Godinez International, L.L.C.
P.O. Box 518
Hidalgo, Texas 78557
Phone: 956/843-9838
E-Mail: tonyg@godinezintl.com

John Esparza, President/CEO (Term Expires – 12/31/10)
Texas Motor Transportation Association
700 East 11th Street
Austin, Texas 78701-2673
Phone: 512/478-2541
E-Mail: john@tmta.com



THOMAS A. DAVIS, JR.
DIRECTOR

DAVID McEATHRON
ASST. DIRECTOR

TEXAS DEPARTMENT OF PUBLIC SAFETY

5805 N. LAMAR BLVD. - P.O. BOX 4087 - AUSTIN, TEXAS 78773-0500

TEXAS HIGHWAY PATROL DIVISION

☎: 512/424-2775

FAX: 512/424-7788

E-mail: Mark.Rogers@txdps.state.tx.us



COMMISSION
ERNEST ANGELO, JR.
CHAIRMAN

LOUIS E. STURNS
COMMISSIONER

January 30, 2007

Pete Sepulveda, Jr.
Director, Cameron County Department of Transportation
3310 South Expressway 77
Brownsville, Texas 78521

Dear Mr. Sepulveda:

In accordance with House Bill 925 (Section 1), as passed by the 79th Texas Legislature (Regular Session), the Public Safety Commission has established the Advisory Oversight Community Outreach Committee, as provided in Texas Government Code, Section 411.0197.

During the October 18, 2006 meeting of the Public Safety Commission, you were submitted for consideration for membership on the Advisory Oversight Community Outreach Committee. The Public Safety Commission approved your membership on the committee and also selected you as the Chairman and Presiding Officer for the Advisory Oversight Community Outreach Committee. Attached is a list of each member of the Advisory Oversight Community Outreach Committee as approved by the Public Safety Commission.

House Bill 925 provided that the Public Safety Commission could adopt rules for the implementation and operation of the Advisory Oversight Community Outreach Committee. The final rules were published in the *Texas Register* (32 TexReg 333) on January 26, 2007 and became effective on January 30, 2007. The rules are contained in Title 37, Texas Administrative Code, Section 4.71, and a copy of the final rules is attached for your review.

I will serve as your primary contact at the Texas Department of Public Safety for the Advisory Oversight Community Outreach Committee. My contact information is shown above. I look forward to working with the Advisory Oversight Community Outreach Committee and please feel free to contact me at anytime to discuss any issues or concerns you may have with the Advisory Oversight Community Outreach Committee.

Sincerely,

Mark D. Rogers, Major
Texas Highway Patrol Division

Attachments



COURTESY • SERVICE • PROTECTION



House Bill 925 (79th Regular Session)

**Texas Government Code
Section 411.0197**

Advisory Oversight Community Outreach Committee

FY 2008 – Summary

Committee Recommendations: None

Committee Comments: None

**Incident Report Submitted by Committee: None
to Public Safety Commission**

**During FY 2008, the Advisory Oversight Community
Outreach Committee did not meet.**