

## **AGENDA**

**Public Safety Commission Meeting  
Tuesday, September 28, 2004, 10:30 a.m.  
DPS Headquarters, Austin, TX**

- I.** Approval of minutes
- II.** Public comment
- III.** Discharge appeal hearing of DPS employee Kelvin Love
- IV.** Discussion and possible action on delegation of certain rulemaking functions to the Private Security Board
- IV.** Budget matters
  - A.** Acceptance of donation of Stalker DSR2X radar from Applied Concepts
  - B.** Acceptance of donation of 2004 Chevrolet 2500 pickup from Leon Valley Police Department
  - C.** Acceptance of donation of photography & communications equipment & trailer from 33<sup>rd</sup> Judicial District
- V.** Audit & Inspection report
  - A.** Approval of FY 2005 Internal Audit Plan
- VI.** Division reports:
  - B.** Administration
  - C.** Texas Highway Patrol
  - D.** Driver License
  - E.** Criminal Law Enforcement
  - F.** Rangers
  - G.** Information Management Service
- VII.** For publication for public comment
  - A.** Repeal of existing Rule 27.1, 37 TAC Sec. 27.1, proposed New Rule 27.1, 37 TAC Sec. 27.1, relating to the rights of a person with

criminal history information on file with the department to obtain a copy of that information

- B.** Proposed amendments to Rules 31.1, 31.2, 31.6, 31.7, 31.10 & 31.12, 37 TAC Secs. 31.1, 31.2, 31.6, 31.7, 31.10 & 31.12, relating to Standards for an Approved Motorcycle Operator Training Course
- C.** Proposed amendments to Rules 33.1-33.5, 37 TAC Secs. 33.1-33.5, relating to All-Terrain Vehicle Operator Education and Certification Program

**VIII.** For adoption

- A.** Proposed amendment to Rule 1.52, 37 TAC Sec. 1.52, relating to release of information in criminal investigations, as published in 29 TexReg 6582, July 9, 2004
- B.** Proposed Rules 35.1, 35.11-35.14, 35.31-35.40, 35.51, 35.61-35.75, 35.91-35.96, 35.111-35.117, 35.131, 35.141-35.146, 35.161-35.163, 35.171, 35.172, 35.181-35.186, 35.201-35.205, 35.221, 35.222, 35.231, 35.232, 35.241, 35.251-35.268, 35.281, 35.291 & 35.301, 37 TAC Secs. 35.1, 35.11-35.14, 35.31-35.40, 35.51, 35.61-35.75, 35.91-35.96, 35.111-35.117, 35.131, 35.141-35.146, 35.161-35.163, 35.171, 35.172, 35.181-35.186, 35.201-35.205, 35.221, 35.222, 35.231, 35.232, 35.241, 35.251-35.268, 35.281, 35.291 & 35.301, relating to implementation of the transfer of the Texas Private Security Board to DPS, as published in 29 TexReg 6583-6605, July 9, 2004
- C.** Proposed Rules 35.311 & 35.312, 37 TAC Secs. 35.311 & 35.312, relating to an exemption from licensing as a locksmith for owners and employees of retail establishments that sell or service mechanical security devices, as published in 29 TexReg 8257, August 27, 2004
- D.** Proposed repeal of Title 22, Examining Boards, Part 20, Texas Commission on Private Security, Chapters 421-437, 440-442 & 449, Sections 421.1, 422.1-422.4, 423.1-423.3, 424.1-424.12, 425.1, 425.33, 426.1-426.15, 427.1-427.6, 428.1-428.7, 429.1, 430.1-430.6, 430.55, 431.1-431.3, 432.1, 432.2, 433.1-433.6, 434.1-434.5, 435.1, 435.2, 436.1, 437.1, 440.1, 440.2, 440.4-440.19, 441.1, 442.1 & 449.1, relating to implementation of the transfer of the Texas Private Security Board to DPS, as published in 29 TexReg 6505-6518, July 9, 2004

- IX. Executive Session**
  - A. Personnel matters, including the Director's action in discharging DPS employee Kelvin Love**
  - B. Special Rangers & Special Texas Rangers (Tx Gov Code 551.074)**
  - C. Pending & contemplated litigation (Tx Gov Code 551.071)**
  - D. Status of purchase of real property (Tx Gov Code 551.072)**
  - E. Ongoing criminal investigations (Tx Gov Code 411.0041)**
  
- X. Open Session for discussion and possible action regarding pending and contemplated litigation; personnel matters, including the Director's action in discharging DPS employee Kelvin Love, approval of Special Ranger and Special Texas Ranger commissions; status of the purchase of real property**