

AGENDA

**Public Safety Commission Meeting
Thursday, June 18, 2009, 10:30 a.m.
Criminal Law Enforcement Auditorium
6100 Guadalupe, Bldg. E
Austin, TX 78752**

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

- I. CALL TO ORDER**
- II. APPROVAL OF MINUTES**
- III. PUBLIC COMMENT** (members of the public wishing to address the Commission are subject to a time limit of 5 minutes)
- IV. NEW BUSINESS**
 - A.** Discussion and possible action to acknowledge individuals who have served the Department in the 81st Legislative Session
 - B.** Discussion and possible action to implement organizational changes discussed in the roundtable workshop of June 17, 2009, and possible next steps in planning to develop and administer a project management plan and project management office for reorganization of the Department
 - C.** Report on Department asset forfeiture policy and procedure
 - D.** Discussion and possible action regarding pending litigation and appeal: *DPS v. Cox Texas Newspapers and Hearst Newspapers*, Travis County District Court, No. D-1-GN-07-004116.
 - E.** Discussion and possible action to review and approve a revised policy for vendor responsibilities regarding sensitive personal information acquired by the Department
 - F.** Discussion and possible action regarding the Drivers License Division – Driver Responsibility – Vendor Management HQ-08-37, September 2008
 - G.** Review of pending Contracts:
 - 1. Deliverables-Based Information Technology Services
 - 2. Stop Stick Tire Deflation Devices
 - 3. Texas Highway Patrol Information Systems
- V. 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**
 - A.** Reports, discussion, deliberation and possible action regarding the following:
 - 1. Procurement of a project management contract to implement organizational changes and planning regarding the development and administration of the project management plan for reorganization

2. Executive search firm services for executive director and management positions, interview processes for those positions, status report on the search, and possible action regarding the employment of management position candidates
 3. Implementation of Driver License Reengineering, New Driver License System, and options regarding implementation
- B. Discussion and possible action regarding the ongoing Sunset Review recommendations and other legislation affecting the Department and the Public Safety Commission
 - C. Update report, discussion and possible action to develop an approach for transforming the administration of the Driver License Division to a civilian model
 - D. Discussion and possible action regarding review and reconsideration of physical readiness standards for commissioned officers of the Department
 - E. Discussion and possible action regarding security measures for Department
 - F. Discussion and possible action regarding the procurement of an information management intrusion detection system.
 - G. Report, discussion and possible action regarding the after action report on computer virus containment

VII. REPORTS

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

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 the Directors action of discharging probationary employees John Cavaco and Gary Teague (Tx Gov Code 551.074)
- 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: Miguel J. Cordero, Darrell W. Estes, Raul Garza, Richard J. Peche, Ray A. Woods, Stanley E. Clark
- C. Discussion and possible action on adoption of proposed rules:
Proposed repeal of Rules 3.7–3.9, 37 TAC Secs. 3.7–3.9, regarding crash investigations, as published in 34 TexReg 2451, April 17, 2009
- D. Discussion and possible action on proposed rule for publication:
Proposed amendments to Rule 28.93, 37 TAC Sec. 28.93, regarding Policy, Procedure and Rule Compliance for DNA laboratories

IX. ITEMS FOR FUTURE AGENDAS

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