

TEXAS COMMISSION ON FIRE PROTECTION

January 24, 2013, 10:00 a.m.

1701 N. Congress Ave., William B. Travis Building, Room 1-104, Austin, Texas

1. Roll call – 10:00 a.m. (including consideration of whether to excuse absences).
2. Adoption of October 25, 2012 commission meeting minutes.
3. The Budget and Strategic Plan subcommittees will meet on January 24, 2013 during the commission meeting and may develop recommendations to be presented to the full commission including but not limited to, modifications to the agency operating budget, strategic plan and legislative appropriations request. The subcommittees may meet separately or together.
4. Report from the Budget and Strategic Plan subcommittees with discussion and possible action relating to any recommendations developed by these subcommittees.
5. Discussion and possible action to reappoint members of the Budget and Strategic Plan subcommittees.
6. Reports from fire service interest groups and agencies on matters relating to organizational purposes, functions, and objectives, including, but not limited to, the Texas Fire Chiefs Association, the Texas State Association of Fire Fighters, the State Firemen's and Fire Marshals' Association of Texas, the Texas Association of Fire Educators, the Texas Forest Service, the National Fire Protection Association, Texas State Association of Fire and Emergency Districts, and the State Fire Marshal's Office.
7. Discussion and possible action concerning reports by the Commission representative to the Texas Fire School Advisory Board and by representatives of the Texas Engineering Extension Service (TEEX) regarding fire protection training provided by TEEX through its Emergency Services Training Institute (ESTI).
8. New matters from the commission, staff, or public regarding rulemaking which may be discussed in future commission meetings.
9. Discussion and possible action on future meeting dates.
10. Matters referred from the Fire Fighter Advisory Committee (FFAC), including, but not limited to:
 - A. Discussion and possible final adoption on proposed amendments, new sections, repeals and rule reviews as follows:
 1. Proposed amendments to Title 37 TAC, Chapter 427, Training Facility Certification, including but not limited to, §427.307, On-Site and Distance Training Provider Staff Requirements.
 2. Proposed amendments to Title 37 TAC, Chapter 441, Continuing Education, including but not limited to, new §441.23, Continuing Education for Wildland Fire Fighter.
 3. Proposed amendments to Title 37 TAC, Chapter 449, Head of a Fire Department, including but not limited to, §449.1, Minimum Standard for the Head of a Fire Department, §449.3, Minimum Standards for Certification as Head of a Suppression Fire Department, and §449.5, Minimum Standards for Certification as Head of a Prevention Only Department.
 4. Proposed amendments to Title 37 TAC, Chapter 451, Fire Officer, including but not limited to, new Subchapter C, Minimum Standards For Fire Officer III, §451.301, Fire Officer III Certification, §451.303, Minimum Standards For Fire Officer III Certification, §451.305, Examination Requirements, new Subchapter D, Minimum Standards For Fire Officer IV, §451.401, Fire Officer IV Certification, §451.403, Minimum Standards For Fire Officer IV Certification, and §451.405, Examination Requirements.

5. Proposed amendments to Title 37 TAC, Chapter 453, Minimum Standards For Hazardous Materials Technician, including but not limited to, new Subchapter A, Hazardous Materials Technician, §453.1, Hazardous Materials Technician Certification, §453.3, Minimum Standards For Hazardous Materials Technician Certification, §453.5, Examination Requirements, and §453.7, International Fire Service Accreditation Congress (IFSAC) Seal, and new Subchapter B, Hazardous Materials Incident Commander, §453.201, Hazardous Materials Incident Commander, §453.203, Minimum Standards For Hazardous Materials Incident Commander, and §453.205, Examination Requirements.
- B. Discussion and possible action on proposed amendments, new sections, repeals, and rule reviews as follows:
1. Proposed amendments to Title 37 TAC, Chapter 421, Standards For Certification, including but not limited to §421.1, Procedures for Meetings, §421.3, Minimum Standards Set by the Commission, §421.5, Definitions, §421.9, Designation of Fire Protection Duties, §421.11, Requirement to be Certified Within One Year, §421.13, Individual Certificate Holders, §421.15, Extension of Training Period, and §421.17, Requirement to Maintain Certification.
 2. Proposed amendments to Title 37 TAC, Chapter 425, Fire Service Instructors, including but not limited to, §425.1, Minimum Standards for Fire Service Instructor Certification, §425.3, Minimum Standards for Fire Service Instructor I Certification, §425.5, Minimum Standards for Fire Service Instructor II Certification, §425.7, Minimum Standards for Fire Service Instructor III Certification, §425.9, Minimum Standards for Master Fire Service Instructor III, Certification, and §425.11, International Fire Service Accreditation Congress Seal.
 3. Proposed amendments to Title 37 TAC, Chapter 435, Fire Fighter Safety, including but not limited to, §435.1, Protective Clothing, §435.3, Self-Contained Breathing Apparatus, §435.5, Commission Recommendations, §435.7, Fire Department Staffing Studies, §435.9, Personal Alert Safety System (PASS), §435.11, Incident Management System (IMS), §435.13, Personnel Accountability System, §435.15, Operating At Emergency Incidents, §435.17, Procedures for Interior Structural Fire Fighting (2-In/2-Out Rule), §435.19, Enforcement of Commission Rules, §435.21, Fire Service Joint Labor Management Wellness-Fitness Initiative, §435.23, Fire Fighter Injuries, §435.25, Courage to be Safe So Everyone Goes Home Program, and §435.27, Live Fire Training Structure Evolutions.
 4. Proposed amendments to Title 37 TAC, Chapter 455, Minimum Standards For Wildland Fire Protection Certification, including but not limited to, §455.1, Minimum Standards for Wildland Fire Protection Personnel, §455.3, Minimum Standards for Basic Wildland Fire Protection Certification, §455.5, Minimum Standards for Intermediate Wildland Fire Protection Certification, and §455.7, Examination Requirements.
- C. Report from the Curriculum and Testing Committee with discussion and possible action on recommendations regarding changes to the Certification Curriculum Manual, including but not limited to Head of a Fire Department Curriculum, reference list and skill sheets.
11. Discussion and possible action pursuant to Section 2001.039, Texas Government Code with respect to the final adoption of rule reviews of the following Chapters of Title 37 Texas Administrative Code:
 - A. 37 TAC, Chapter 421, Standards for Certification
 - B. 37 TAC, Chapter 423, Fire Suppression
 - C. 37 TAC, Chapter 425, Fire Service Instructors
 - D. 37 TAC, Chapter 427, Training Facility Certification
 - E. 37 TAC, Chapter 429, Minimum Standards for Fire Inspectors
 - F. 37 TAC, Chapter 439, Examinations for Certification
 - G. 37 TAC, Chapter 441, Continuing Education
 - H. 37 TAC, Chapter 451, Fire Officer
 - I. 37 TAC, Chapter 453, Minimum Standards for Hazardous Materials Technician
 - J. 37 TAC, Chapter 491, Voluntary Regulation of State Agencies and State Agency Employees
 - K. 37 TAC, Chapter 493, Voluntary Regulation of Federal Agencies and Federal Fire Fighters
 - L. 37 TAC, Chapter 495, Regulation of Nongovernmental Departments

12. Discussion and possible action on offering International Fire Service Accreditation Congress (IFSAC) certification training for IFSAC seals outside agency jurisdiction.
13. Discussion and possible action on appointment of a new member to the Fire Fighter Advisory Committee.
14. Discussion and possible action on matters from the Executive Director.
 - A. Report on decisions of the Executive Director in contested cases and consent orders.
 - B. Status of division functions.
15. Executive session pursuant to Section 551.074, Texas Government Code for the discussion of personnel matters: the appointment, employment, compensation, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director, and the appointment, employment, reassignment, or duties of personnel acting on an Interim basis in this position.
16. Open session for further discussion and possible action regarding preceding agenda item.
17. Adjourn meeting.

The Texas Commission on Fire Protection may go into executive session on any agenda item if authorized by the Open Meetings Act, Texas Government Code Chapter 551.