

2. **Adoption of the commission meeting minutes of January 28, 2015 and January 29, 2015.**

TEXAS COMMISSION ON FIRE PROTECTION

Presiding Officer, Steve Tull, at 1:00 p.m. called the January 28, 2015 legislative workshop meeting of the Texas Commission on Fire Protection to order at 1701 N. Congress Avenue, Room 1-104, Austin, Texas.

Commissioners	Elroy Carson	Pat Ekiss	Yusuf Farran	Carl Giles	John Gillette
Attending	Joseph Gonzalez	John Green*	John McMakin	Robert Moore	Leonardo Perez
	Ronald Poynter*	Steve Tull	Tivy Whitlock		
					*absent entire meeting
					**absent part of meeting

Staff Present Tim Rutland Deborah Cowan

1. **Roll call** John Gillette, Secretary called roll and a quorum was present.
2. **Discussion of agency Strategic Plan, Legislative Appropriations Request (LAR), performance measures, commission administrative attachment study and the upcoming legislative session.**

Discussion item only. No action necessary.

3. **The Budget and Strategic Plan subcommittees may meet during the workshop to discuss the agency's operating budget and strategic plan.**

The subcommittees did not meet.

4. **Discussion on report from Structure/Proximity protective clothing work group.**

Discussion item only. No action necessary.

5. **Adjourn meeting.**

A motion was made by Elroy Carson and seconded by Leonardo Perez to adjourn the meeting at 5:15 p.m. The motion failed by a vote of 4 for and 6 against.

Further discussion was held regarding previous agenda item.

A second motion was made by Elroy Carson and seconded by Carl Giles to adjourn the meeting at 6:00 p.m. The motion carried.

Steve Tull, Presiding Officer

TEXAS COMMISSION ON FIRE PROTECTION

Presiding Officer, Steve Tull, at 10:00 a.m. called the January 29, 2015 meeting of the Texas Commission on Fire Protection to order at 1701 N. Congress Avenue, Room 1-104, Austin, Texas.

Attending	Elroy Carson Joseph Gonzalez Ronald Poynter*	Pat Ekiss John Green* Steve Tull	Yusuf Farran John McMakin Tivy Whitlock	Carl Giles Robert Moore	John Gillette Leonardo Perez
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*absent entire meeting
**absent part of meeting

Staff	Tim Rutland Joyce Guinn	Deborah Cowan Andrew Lutostanski, Assistant Attorney General	Paul Maldonado	Lisa Gonzalez	Sylvia Miller
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Guests	Cary Roccaforte Ronald Krusleski Levi Clements Alfredo Garza, Jr. William Ward Jackie Metcalfe Travis Walden Mike Mulligan Laurie Christenson	Lynn Bizzell Leonard Chan Tommy Harpeil James Mallinger Kevin Hosier Billy Gill Lyle Lombard Jason Jackson Robert Havens	Mike Hunt Brian McKinney Chris Barron Larry Wright William Dicker Kirk Turner Daniel DeYear James McAmis Stephen Watson	Scott Thompson Jessie Gentry Juan Meza Thomas McMonigle Wendell Burton Roy "Jay" Brooks, Jr. Christopher Sanchez Amado Cano, Jr. Johnny Villarreal	Jim Reidy Tommy Prevost Jorge Oyervides Ronnie Tocci Rafael Torres Martin Vela Mike Swinnea Chris Connealy Sean Dailey
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| 1. Roll call | John Gillette, Secretary called roll and a quorum was present. Presiding Officer, Steve Tull introduced new Commissioner Tivy Whitlock. |
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| 2. Adoption of Minutes | A motion to approve the minutes of the October 16, 2014 commission meeting was made by John Gillette and seconded by Joseph Gonzalez. The motion carried. |
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| 3. Budget and Strategic Plan Subcommittee Meeting/Reports | The subcommittees met together to review the agency's budget and performance measures. No action necessary. |
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| 4. Reports from Fire Service Interest Groups | Brief reports were given by the State Firefighters' and Fire Marshals' Association, the Texas Fire Marshals Association, and the State Fire Marshal's Office. |
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| 5. Report from Fire Service School Advisory Board & TEEEX | Commission representative Michael Hunt gave a brief update on the committee's actions since the last commission meeting. |
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| 6. Report on Homeland Security Council | Commission Representative, Joseph Gonzalez, informed commissioners the committee met on January 27, 2015 with discussion on the Homeland Security Strategic Plan for 2015-2020, the State Preparedness Plan, cyber security for oil and gas industry, Ebola outbreak, resiliency on the drought program and Texas Suspicious Activity Reporting Program. |
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7. New Matters Higher levels of certification
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8. Future meeting dates The commission scheduled its next meeting for April 9, 2015 beginning at 10:00 a.m.
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9. Report from Workgroup on Structure Proximity PPE Presiding Officer, Steve Tull gave a brief update on the report from the subcommittee. A motion was made by Leonardo Perez and seconded by Robert Moore to have staff work on a template for the fire service to help departments do the risk assessment and possible examples; also to allow a two year window for departments to complete the assessment and have it signed by the department Fire Chief. The motion carried.
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10. Report regarding commission attachment Tim Rutland, Executive Director informed commissioners the committee completed its report and it is available on the agency's website. He also informed commissioners that a copy was provided to Representative Simmons office.
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11. Matters from Fire Fighter Advisory Committee
- A. 1. A motion to approve for final adoption the proposed amendments to 37 TAC, Chapter 401, §§401.1, 401.3, 401.21, 401.23, 401.31, 401.41, 401.43, 401.45, 401.47, 401.49, 401.51, 401.53, 401.55, 401.57, 401.59, 401.61, 401.63, 401.65, 401.101, 401.103, 401.105, 401.121, 401.127, 401.129, and 401.131 with changes to §401.105 as discussed was made by Joseph Gonzalez and seconded by Pat Ekiss. The motion carried.
2. A motion to approve for final adoption the proposed amendments to 37 TAC, Chapter 445, §§445.7, 445.9, 445.11, 445.13, 445.15, as discussed was made by Robert Moore and seconded by John Gillette. The motion carried.
3. A motion to approve for final adoption the proposed amendments to 37 TAC, Chapter 449, §§449.1, 449.3, 449.201, and 449.203 with changes as discussed was made by John Gillette and seconded by Elroy Carson. The motion carried.
- B. A motion to approve the recommended changes to the curriculum, curriculum outline and reference lists for Hazardous Materials Awareness, Hazardous Materials Operations, Hazardous Materials Operations – Mission Specific Competencies, Hazardous Materials Technician and Hazardous Materials Incident Commander as discussed was made by John Gillette and seconded by Leonardo Perez. The motion carried.
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12. 37 TAC, Chapter 403 Commissioner Gillette advised commission members more meetings need to be scheduled by the Ad-Hoc committee before any recommended rule changes can be drafted. No action necessary.
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13. Matters from Executive Director a. Tim Rutland, Executive Director reported no informal conferences had occurred since the last commission meeting

- b. Mr. Rutland informed commissioners that staff continues to work on development of a penalty matrix and would provide a copy at its next commission meeting. He also informed commissioners that staff continues to work to develop on-line testing and application/payment process. The agency is also working on the development of its website capability for mobile devices. Mr. Rutland informed commissioners there is a link available on the agency website where various bills filed by the legislature can be viewed.
- c. Mr. Rutland provided an update to commissioners. No action necessary.

14. Executive
Session

Presiding Officer, Steve Tull did not call for the Executive Session.

15. Open
Session

No action necessary.

16. Adjournment

A motion to adjourn was made by Carl Giles and seconded by John Gillette. The motion carried.

Steve Tull, Presiding Officer