

TEXAS COMMISSION ON FIRE PROTECTION

Presiding Officer, Robert Moore, at 10:00 a.m. called the October 26, 2017 meeting of the Texas Commission on Fire Protection to order at 1701 N. Congress Avenue, Room 1-104, Austin, Texas.

Attending	Tommy Anderson*	Carlos Cortez	Kelly Doster	Joseph Gonzalez	Mike Jones
	John McMakin	Bob Morgan*	Robert Moore	Leonardo Perez	Mala Sharma
	J. P. Steelman	Steve Tull	Tivy Whitlock*		

*absent entire meeting
**absent part of meeting

Staff	Tim Rutland	Deborah Cowan	Sylvia Miller	Joyce Guinn	Mark Roughton
	Sylvia Miller	Andrew Lutostanski, Assistant Attorney General			

Guests	Cary Roccaforte	Juan A. Gloria	Danny Kistner	Larry Wright	Leonard Chan
	Darren Brinkkoeter	Harvie Cheshire	Sean Fay	Jason Frizzell	David Rosier
	Randall Alexander	Bobby Fimbres	Steve Kelley	Bill Pearson	Darrell Rutledge
	Thomas McMonigle	Dave Lowe	Tom Foster	Gregg Salmi	Wayne Baker
	Laurie Christensen	David Coble	Chris Barron	David Gallagher	Trent Herrod
	Daniel DeYear	Doug Boeker	Amanda Taylor	Pablo Ruiz	Richard Mann
	D. Michelle McLeod	Glenn DeShields	Jim Reidy	Chris Willeford	Ted Padgett, Jr.
	Stuart Blasingame	Michael Grove	Randy Safer	Manuel Casarez	Eran Denzler
	Mario D'Agostino	Howard Rinewalt	James Mallinger	Ken Stevens	Raymond Hill
	Chris Biggerstaff	Rob Vires	Will Schwall	Leonard Chan	

1. Presentation of colors, Pledge of Allegiance and Invocation
 Department of Allegiance and Invocation
 The presentation of colors was performed by the Coppell Fire Department. Vice-Chair Joseph Gonzalez led the Pledge of Allegiance and Nathan Robertson, Chaplain, Austin Fire performed the invocation.

2. Roll call
 Commission Vice-Chair, Joseph Gonzalez called roll and a quorum was present.

3. Adoption of Minutes
 A motion to approve the minutes of July 12, 2017 and July 13, 2017 commission meetings made by Steve Tull and seconded by Leonardo Perez. The motion carried.

4. Budget and Strategic Plan Subcommittee Meeting/Reports
 No action necessary.

5. Reports from Interest Groups
 A brief report was given by the Texas Fire Chief's Association, Texas State Association of Fire Fighters, Texas Fire Marshals Association, State Firemen and Fire Marshal's Association, the National Fire Protection Association, and the Center for Public Safety Excellence.

6. Report from since Fire School Advisory Board & TEEX
 Commission Representative Juan Gloria gave a brief update on activities of the committee the last meeting.

7. Report from Homeland Security Representative
 Commission Representative, Joseph Gonzalez informed the commission that the council was scheduled to meet next week and he would provide an update at the January meeting.

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8. New matters Appointment of new officers; reappointment of members to the Budget and Strategic Plan Subcommittees; possible selection of new member to the fire fighter advisory committee
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9. Future meeting The commission set the following dates for its quarterly meetings:
January 24, 2018 (Workshop); January 25, 2018 Commission meeting
April 26th, 2018 Commission meeting
July 11, 2018 (Workshop); July 12, 2018 Commission meeting
October 25, 2018 Commission meeting
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10. Appointment of Subcommittees to Evaluate current Injury Reporting Program A motion was made by Joseph Gonzalez and seconded by Kelly Doster to appoint the subcommittee with the members as presented. The motion carried. The following individuals were appointed to this subcommittee: Tommy Anderson, (Commissioner/Chair), Danny Kistner, Chief, McKinney FD, Bobby Abbott, Chief, Travis Co. ESD #6, Daniel Buford, Bryan FD (FFAC member) and Leo Mendoza, McAllen FD
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11. Fire Fighter Advisory Committee membership After discussion, a motion was made by Steve Tull and seconded by Mike Jones to take no action. The motion carried, (8 for, 1 against, 1 abstention)
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12. Matters from Fire Fighter Advisory Committee
- A. 1. A motion to approve for final adoption the proposed amendments to 37 TAC, Chapter 423, §§423.1, 423.3, 423.5, 423.7, 423.9, 423.11, 423.13, 423.201, 423.203, 423.205, 423.207, 423.209, 423.211, 423.301, 423.303, 423.305, 423.307 and 423.309 as discussed was made by Leonardo Perez and seconded by Mike Jones. The motion carried.
2. A motion to approve for final adoption the proposed amendments to 37 TAC, Chapter 433, §§433.3, 433.201, and 433.203 as discussed was made by Steve Tull and seconded by Kelly Doster. The motion carried.
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13. 37 TAC, Chapter 451 Fire Officer A motion was made by Joseph Gonzalez and seconded by Leonardo Perez to approve for publication 37 TAC, Chapter 451, §451.303, §451.307, §451.403 and §451.407 as discussed. The motion carried.
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14. 37 TAC, Chapter 459 A motion was made by Steve Tull and seconded by John McMakin to approve for publication new 37 TAC, Chapter 459, 459.1, 459.3 and 459.5 as discussed. The motion carried.
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15. 37 TAC, Chapter 437 Fees After discussion, a motion was made by Steve Tull and seconded by J. P. Steelman to add this item to the January 24, 2018 workshop for further discussion and to the January 25, 2018 commission meeting agenda for possible action. The motion carried.
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16. A & B List For Higher Levels of Certification After discussion, a motion was made by Joseph Gonzalez and seconded by Mike Jones to approve the additional classes or courses as presented for higher levels of certification. The motion carried.
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17. Request from Chief Danny Kistner, McKinney Fire Department regarding the need for a residential fire inspector certification. A motion was made by Steve Tull and seconded by Joseph Gonzalez to table the issue of fire fighter medical physicals and for staff to publish a survey on the agency website. The motion carried. (9 for, 1 against)
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18. 37 TAC, Chapter 429 Fire Inspector. A motion was made by Mike Jones and seconded by Joseph Gonzalez to take the original Subchapter A proposed language from the April 2017 commission meeting and send back to the fire fighter advisory committee and modify to read Minimum Standards for Fire Inspector I/II Certification. The motion carried.
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19. Matters from Executive Director. a. Tim Rutland, Executive Director reported no informal conferences had occurred since the last commission meeting.
b. Mr. Rutland provided commissioners information on agency functions since last commission meeting.
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20. Executive Session 551.071(2). Presiding Officer, Robert Moore called for the Executive Session at 1:03 p.m.
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21. Open Session. Presiding Officer, Robert Moore, called the executive session back into open session at 1:40 p.m.
A motion was made by Kelly Doster and seconded by Steve Tull to continue to provide the invocation and create an invocation policy covering the process. The motion carried.
A second motion was made by John McMakin and seconded by Kelly Doster to approve the policy drafted by the Attorney General's Office using alternate No. 1. The motion carried.
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22. Executive Session 551.074. Presiding Officer, Robert Moore did not call for this Executive Session.
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23. Open Session. No action necessary.
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24. Adjournment. A motion to adjourn was made by Kelly Doster and seconded by Steve Tull. The motion carried.

Robert Moore, Presiding Officer