



Kim Vickers  
Executive Director

# TEXAS COMMISSION ON LAW ENFORCEMENT

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## Quarterly Meeting Agenda December 5, 2013

On Thursday, December 5, 2013, at 9:30 a.m. the quarterly meeting of the Texas Commission on Law Enforcement (TCOLE) will be held. The meeting will be at the J.J. Pickle Research Campus, The Commons Learning Center, 10100 Burnet Road, Bldg 137, Austin, Texas, to discuss the following agenda. If this meeting cannot be concluded by 5:00 p.m., the commission may recess until Friday, December 6, 2013, at 9:00 a.m. where they will meet at the agency's headquarters building, 6330 East Hwy 290, Austin, Texas.

1. Call to order.
  - Presentation of colors
  - Pledge of Allegiance
  - Invocation
  - Roll call of members
  - Welcoming remarks
2. Reading of peace officer/jailer deaths since the September meeting.
  - Deputy Michael Neal Freeman, Harrison County Sheriff's Office
  - Deputy Sheriff Billy Kennedy, Upton County Sheriff's Office
  - Lt. Clay Crabb, Austin Police Department
  - Chief Steven Fleming, Gainesville Police Department
  - Special recognition of Officer J.D. Tippit, Dallas Police Department  
End of watch November 22, 1963
3. Approval of the minutes of the September 5, 2013, meeting at Austin, Texas.
4. Receive Presiding Officer's Report. Take action, if necessary.
5. Receive Executive Director's Report. Take action, if necessary.

6. Receive reports, items to discuss, follow-up items from previous meetings. Take action, if necessary.
  - Third non-compliance notification
  - Statewide strategic planning workshops for January and February
  - Academic alternative programs
  - Class A waiver discussion
    - Skylor Hearn, Assistant Director, Law Enforcement Support Division, Texas DPS regarding telecommunicators, civilian employment, and assignment eligibility of DPS
    - Sheriff Otto Hanak, Washington County Sheriff's Office with Mark A. Morales
7. Discuss and take action on applications to be an approved law enforcement academy, contractual training provider or academic alternative provider.
  - Academy Applications
    - Central Texas College Regional Law Enforcement Academy
  - Contract Training Provider Applications
    - La Grange Police Department
    - DENCO Area 911 District
    - Howard Payne University
    - Humble ISD Police Department
    - Kendall County Sheriff's Office
    - Brownsville Police Department
  - Academic Alternative Application
    - East Texas Baptist University

8. Discuss and take action on final orders of amendments to existing TCOLE rules.

Final	Rule	Subject
1		Title Change
2		Chapter Headings
3	§ 211.1	Definitions

4	Current § 211.27 Proposed § 211.27	Repealing this rule Reporting Responsibilities of Individuals
5	§ 211.33	Law Enforcement Achievement Awards
6	Current § 215.1 Proposed § 215.1	Repealing this rule Commission Authorization of Training Providers
7	NEW § 215.2	General Application and Approval Process
8	Current § 215.3 Proposed § 215.3	Repealing this rule Law Enforcement Academy Training Provider
9	Current § 215.5 Proposed § 215.5	Repealing this rule Other Training Providers
10	Current § 215.6 Proposed § 215.6	Repealing this rule Academic Alternative Training Provider
11	NEW § 215.17	General Contract Procedures and Provisions
12	NEW § 215.19	Contract Cancellation, Suspension, and Termination
13	§ 215.7	Training Provider Advisory Board
14	§ 215.13	Risk Assessment
15	Current § 215.15 Proposed § 217.23	Repealing this rule Basic Licensing Enrollment Standards
16	Current §215.16 Proposed §217.25	Repealing this rule Telecommunicator Enrollment Standards
17	§ 217.1	Minimum Standards for Initial Licensure
18	§ 217.5	Denial and Cancellation

19	§ 217.7	Reporting Appointment and Separation of a Licensee
20	NEW § 217.27	Appointment Eligibility of Telecommunicator
21	§ 217.8	Contesting an Employment Termination Report
22	Current § 217.9 Proposed § 218.1	Repealing this rule Continuing Education Credit for Licensees
23	Current § 217.13 Proposed § 218.5	Repealing this rule Reporting Legislatively Required Continuing Education
24	Current § 217.15 Proposed § 218.7	Repealing this rule Waiver of Legislatively Required Continuing Education
25	Current § 217.21 Proposed § 218.9	Repealing this rule Continuing Firearms Proficiency Requirements
26	Current § 217.19 Proposed § 219.11	Repealing this rule Reactivation of License
27	Current § 217.20 Proposed § 219.13	Repealing this rule Retired Peace Officer Reactivation
28	§ 219.1	Eligibility to Take State Examinations
29	NEW § 219.25	License Requirements for Persons with Military Special Forces Training
30	§ 221.28	Advanced Instructor Proficiency
31	§ 223.2	Administrative Penalties
32	§ 223.13	Surrender of License
33	§ 223.15	Suspension of License

34	§ 223.16	Suspension of License for Constitutionally Elected Officials
35	§ 223.19	Revocation of License
36	NEW § 227.1	School District Responsibilities
37	NEW § 227.3	School Marshal Licensing and Reporting Requirements
38	NEW § 227.5	School Marshal Training Entities
39	NEW § 227.7	School Marshal Renewals
40	NEW § 227.9	License Action
41	NEW § 227.11	Confidentiality of Information
42	§ 229.1	Eligibility for Memorial Monument
43	§ 229.3	Specific Eligibility of Memorial Monument

9. Discuss and take action on proposed orders of amendments to existing and new TCOLE rules.
- Proposed Amendment #1 Rule 211.30, Chief Administrator Responsibilities for Class B Waivers.
  - Proposed Amendment #2 Rule 217.2 Minimum Standards for Telecommunicators.
  - Proposed Amendment #3 Current Rule 217.11 (Proposed Rule 218.3) Legislatively Required Continuing Education for Licensees.
  - Proposed Amendment #4 Rule 219.5 Examinee Requirements

10. Discuss and take action on proceedings for revocation, suspension, and other disciplinary actions.

**Default Suspension Orders**

Esparza, Victor A.	11-07-1068LS	Dallas Police Department
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**Default Revocation Order**

Garcia, Joe L.	12-07-1092LR	Brazoria County Sheriff's Office
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**Agreed Cancellation Waivers**

Smith, Michael D.	13-02-0472C	Marion Police Department
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**Agreed Suspension Waivers**

Chambers, Michael A.	12-05-1011LS	Smith County Sheriff's Office
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**Agreed Suspension Orders**

Ramirez, Tino	11-01-0259LS	Galveston County Sheriff's Office
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**Proposal for Decision Orders**

Bartlett, Jeremy M.	12-10-0084LR	Ralls Police Department
York, Stephanie D.	12-03-0869LS	Liberty County Constable Pct. 3

**For Information Only**

**Statutory Revocations**

Davis, Kristina L.	Hardeman County Sheriff's Office
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**Statutory Suspensions**

Crossland, Micah W.	Collin County Sheriff's Office
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**Permanent Surrenders**

Aduddell, Ronda A.	Armstrong County Sheriff's Office
Aranda, Gerardo	Andrews Police Department
Berry, Gary D.	Coleman Police Department
Coffee, Joshua R.	Hamlin Police Department
Cortes, Jaime A.	Buckholts Police Department
Dickerson, Terrell G.	Erath County Sheriff's Office
Elias, Jose F.	Brownfield Police Department

Fontenot, Jr., Preston F.  
 Garza, Jr., David  
 Kirby, Derce E.  
 Kitchens, Kenneth E.  
 Ludlow, Ryon C.  
 McIntyre, Sherman A.  
 Muery, Adam T.  
 Palacios, Jr., Guadalupe  
 Parrish, Dudley I.  
 Paulson, Joshua J.  
 Roa, Hector  
 Roberson, Jeremy L.  
 Romo, Charles A.  
 Thomas, Darrin D.  
 Trevino, Jr., Rudolph  
 Urias, Alberto G.  
 Valderrama, Edison  
 Walker, Joe A.

Kountze Police Department  
 Bay City Police Department  
 Dallas County Sheriff's Office  
 Montgomery County Sheriff's Office  
 Dickinson Police Department  
 Dallas County Sheriff's Office  
 Smithville Police Department  
 Texas Department of Public Safety  
 Bexar County Constable Pct. 4  
 El Paso Police Department  
 Dallas Police Department  
 Arcola Police Department  
 El Paso Police Department  
 Houston Police Department  
 Italy Police Department  
 Culberson County Sheriff's Office  
 Harris County Constable Pct. 1  
 Newton County Sheriff's Office

#### **Term Surrender**

Ramirez, Jr., Raul

El Paso Police Department

#### **Reprimands for Failing to Complete Legislatively Required Continuing Education**

Allison Jr., Robert J.	14-10-0117	Harris County Sheriff's Office
Alvarez, Beth E.	14-10-0119	Socorro Police Department
Arnold Jr., Jim D.	14-10-0132	Lago Vista Police Department
Basinger, Robert K.	14-10-0154	Bogata Police Department
Benge, Christopher B.	14-10-0166	Lipscomb County Sheriff's Office
Benitez, Juan G.	14-10-0167	Roma Police Department
Berry Jr., Floyd	14-10-0171	Harris County Sheriff's Office
Blair, Kerrie D.	14-10-0175	Fisher County Sheriff's Office
Buffington, Russell G.	14-10-0196	Smith County District Attorney's Office
Burkart, Robert R.	14-10-0202	Grayson County Sheriff's Office
Campos, Ricardo	14-10-0216	Laredo Fire Department
Cardenas, Daniel	14-10-0222	Bexar County Sheriff's Office
Cardenas, Matthew	14-10-0224	Fort Bend County Sheriff's Office
Carpenter, Charles D.	14-10-0227	Parmer County Sheriff's Office
Cavazos, Roel R.	14-10-0243	Kingsville Police Department

Cavitt, James R.	14-10-0245	Houston I.S.D. Police Department
Clark, Jeff	14-10-0258	Wake Village Police Department
Copley, Karl	14-10-0270	Austin I.S.D. Police Department
Conger, Joseph	14-10-0266	Chambers County Sheriff's Office
Cordova Jr., Daniel	14-10-0272	Travis County Sheriff's Office
Cox, Marshia L.	14-10-0280	Fort Bend County Sheriff's Office
Davis, Kevin E.	14-10-0297	Cochran County Sheriff's Office
Davison, William M.	14-10-0298	Glenn Heights Police Department
Derrick, Randy	14-10-0309	Itasca Police Department
Diehl, Dennis W.	14-10-0312	Panarama Village Police Department
Doane, James P.	14-10-0314	Jefferson County Sheriff's Office
Dodd, Justin L.	14-10-0317	Kingsville Police Department
Duncan, Frank W.	14-10-0322	Gregg County Sheriff's Office
Eickenroht, Sandra J.	14-10-0330	Bexar County Sheriff's Office
Ellis, Judy S.	14-10-0332	Manor Police Department
Farmer, Justin L.	14-10-0340	Stinnett Police Department
Ford, Randy	14-10-0355	Snyder Police Department
Franks, Kelly D.	14-10-0358	Travis County Sheriff's Office
Frerich, Charles M.	14-10-0361	Kinney County Sheriff's Office
Fry, Reed A.	14-10-0362	Williamson County Sheriff's Office
Fuentes, Roberto	14-10-0365	Methodist Medical Center Police Department
Garcia Jr., Manuel G.	14-10-0370	Austin Police Department
Garza III, Feliberto	14-10-0381	Williamson County Sheriff's Office
Gibson, Adrian V.	14-10-0392	Fort Bend County Sheriff's Office
Gilley, William F.	14-10-0398	Hardin County Sheriff's Office
Gomez, Gilbert L.	14-10-0405	Galveston I.S.D. Police Department
Gonzales, Leticia C.	14-10-0407	Travis County Sheriff's Office
Graham, Marc D.	14-10-1377	El Paso County Sheriff's Office
Graeter, Royce W.	14-10-0421	Llano County Sheriff's Office
Green, Todd M.	14-10-0427	Corpus Christi Police Department
Griffin, William	14-10-0431	Dallas/FW Airport D.P.S.
Grissom, Jerry V.	14-10-0432	Corrigan Police Dept.
Hamilton, George B.	14-10-0446	McMullen County Sheriff's Office
Hampton, Trina R.	14-10-0449	Travis County Sheriff's Office
Harris, Darryl L.	14-10-0458	Travis County Sheriff's Office
Hodge, James M.	14-10-0480	Travis County Sheriff's Office
Holloway, Clay M.	14-10-0485	Houston Police Department
Johnson, Charles A.	14-10-0514	Arlington Police Department



Jones, Cody R.	14-10-0520	Pottsboro Police Department
Kirby, Thomas J.	14-10-0540	Parker County Sheriff's Office
Kirtley, William S.	14-10-1493	El Paso County Sheriff's Office
Koch, William R.	14-10-0545	La Ward City Marshal's Office
Kuharik, Andy R.	14-10-0555	Anthony Police Department
Leandro, Hector S.	14-10-0569	Texas Parks & Wildlife Department
Leo, Alejandro J.	14-10-0575	Travis County Sheriff's Office
Martinez, Adolfo G.	14-10-0622	Travis County Sheriff's Office
McIntyre, Robert C.	14-10-0646	Lancaster I.S.D. Police Department
Mireles, Ernest	14-10-0665	Bexar County Sheriff's Office
Mueschke, Herman W.	14-10-0690	Liberty County Sheriff's Office
Nance, Kyle V.	14-10-0693	Hopkins County Sheriff's Office
Nelson, Michael D.	14-10-0696	Potter County Attorney's Office
Osborn, Robin L.	14-10-0716	Travis County Sheriff's Office
Pendleton, Lance A.	14-10-0738	Terrell County Sheriff's Office
Reyes Jr., Joe E.	14-10-0790	Travis County Sheriff's Office
Richardson, Michael D.	14-10-0799	Decatur Police Department
Rodriguez, Juan C.	14-10-0824	Waller County Sheriff's Office
Schmidt, Kenneth R.	14-10-0869	Luling Police Department
Sicari, Daria L.	14-10-0886	Travis County Sheriff's Office
Slone, Steven S.	14-10-0897	Travis County Sheriff's Office
Sourjohn, Susan G.	14-10-0910	Dallas/FW Airport Department of Public Safety
Srp, Jake L.	14-10-0922	Jackson County Sheriff's Office
Standefer, Shirley K.	14-10-0924	Ector County Attorney's Office
Standley, John W.	14-10-0925	Houston County District Attorney's Office
Stinson, Jacob L.	14-10-0933	Bogata Police Department
Stout, Eric R.	14-10-0935	Collinsville Police Department
Trevino, Albert E.	14-10-0967	South San Antonio I.S.D. Police Department
Venegas Jr., Ruben	14-10-0987	Laredo Fire Department
Walker, Billy R.	14-10-0999	Electra Police Department
Walton, Harvey L.	14-10-1004	La Marque Police Department
White, Don H.	14-10-1019	Bexar County Sheriff's Office
Williams, Louis J.	14-10-1031	Montgomery County Attorney's Office
Wilson, Ina M.	14-10-1039	McAllen I.S.D. Police Department

**Reprimands for Administrative Violations**

Galindo, Homero H.	13-06-0712	Maverick County Constable Pct 3 Place 2
Johnson, Eric L.	13-08-0926	Burnet County Sheriff's Office
Polhemus, Marshall D.	13-06-0713	Maverick County Constable Pct 3 Place 2
Shaffer, Mark D.	13-07-0840	Burnet Police Department

11. Receive public comment on any topic, without action.
12. Executive session to discuss matters authorized by Texas Government Code section 551.071 *et seq.*, including pending litigation and settlement offers, attorney-client consultation, and the executive director's performance evaluation.
13. Return from Executive Session to report, discuss, or take further action if needed.
14. Adjourn.