



## TEXAS FORENSIC SCIENCE COMMISSION

*Justice Through Science*

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### **MEETING AGENDA**

**February 10, 2016 at 8:30 AM**

Omni Austin Southpark  
4140 Governor's Row  
Austin, Texas 78744  
(512) 448-2222

**The Commission may meet in closed session on any item listed below, if authorized by the Texas Open Meetings Act, Texas Government Code Annotated, Chapter 551. During this meeting, the Commission may consider and take action on the following items. The Commission may take breaks as necessary.**

1. Review and adopt minutes from October 5, 2016 Forensic Science Commission Quarterly meeting. (Barnard) (5 min)
2. Introduce and welcome new commission members. (Barnard) (5 min)
3. Office administrative update (FY2017 budget status report; 85<sup>th</sup> Legislative Session Legislative Appropriations Request, SB-1 and HR-1; and acquisition of content management software required for the FSC Licensing Program). (Garcia/Savage) (15 min)
4. Explanation of Attorney General Opinion No. KP-0127. (Garcia) (10 min)
5. Discuss and consider pending complaints and laboratory self-disclosures and all new complaints or self-disclosures received through January 27, 2016. (Barnard) (60 min)

#### Disclosures Pending from October 5, 2016

1. No. 15.05; DPS—Weslaco (Latent Print)

#### Disclosures Received as of January 27, 2017

1. No. 16.03; Bexar County Criminal Investigation Laboratory (Firearms/Toolmarks)
2. No. 16.04; Houston Forensic Science Center (Controlled Substance)
3. No. 17.01; Houston Forensic Science Center (Biological Screening/DNA)
4. No. 17.02; Houston Forensic Science Center (Latent Prints)
5. No. 17.03; Houston Forensic Science Center (Toxicology)

## Complaints Pending from October 5, 2016

1. No. 16.36; Dunnivant (DPS—Garland and DPS—Abilene, Controlled Substance)

## Complaints Received as of January 27, 2017

1. No. 16.50; Ludwig, Ronald (John O’Neal; Ballistics)
  2. No. 16.53; Jones, De’Voderick (SWIFS; DNA)
  3. No. 16.54; Gulley, Britney (SWIFS; Firearms/Toolmarks)
  4. No. 16.55; Carrizales, Gilbert (Children’s Place Hospital; Sexual Assault Exam)
  5. No. 16.56; Bryan, Joe D. (Robert Thorman; Blood Spatter)
  6. No. 16.58; Wilson III, William (Houston FSC; Gasoline Analysis)
  7. No. 16.63; Jackson, Robert (Cornea Associates; Eye Injury Exam)
  8. No. 16.65; Stephens, Debra (Austin Police Department; Blood Alcohol Procedure)
  9. No. 16.69; Richards, Dyllyn (DPS Garland; Blood Alcohol)
  10. No. 17.04; Gefrides, Lisa (Houston Forensic Science Center; Biology/DNA)
  11. No. 17.05; Innocence Project of Texas (DPS Austin; DNA-CODIS)
  12. No. 17.06; Alejandro, Danny (Harris County Sheriff’s Office; Ballistics)
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6. Discuss status of crime laboratory accreditation program, including accreditation non-conformances received since October 5, 2016 meeting, discussion and vote on rulemaking drafts for removal of forensic hypnosis from exempted forensic discipline list, exemption regarding age estimation and human identification, requested exemption regarding testing for sexually transmitted diseases. (Garcia/Savage) (10 min)
  7. Discuss and introduce licensing advisory committee program and progress to date, including program background, recent licensing advisory committee meetings, selection of new defense bar and prosecutor representative for Licensing Advisory Committee, review and discussion of proposed draft rules for licensing program and next steps. (Hilbig/Garcia/Savage) (45 min)
  8. Update regarding working group on Commission reporting requirements and general notification issues, including suspension of working group to focus on Commission disclosure guidance per statute, possible revisions to policies and procedures, as well as possible database integration for reporting laboratory non-conformances into current iMIS technology proposal. (Daniel/Garcia) (30 min)
  9. Discuss and introduce Rio Grande Identification Project to new commissioners. (Hughes-Stamm/Garcia/Savage) (10 min)
  10. Update from Texas Association of Crime Laboratory Directors. (Kahn or designee) (5 min)
  11. Review recommendations from Tim Cole Exoneration Review Commission as they relate to Forensic Science Commission activities as well as related request for assistance on synthetic marijuana field test technology by Representative Lozano. (Garcia) (8 min)
  12. Discuss possibility of standardizing sexual assault kits statewide. (Downing) (10 min)

13. Introduction of Retrograde Extrapolation Guidance Document. (Garcia) (5 min)
14. Update and review regarding Harris County Institute of Forensic Sciences (Toxicology, Blood Alcohol) #16.02. (Barnard) (8 min)
15. Update and review regarding Clark (Harris County IFS, HPD, Harris County Sheriff's Department; GSR, DNA; Blood Spatter) #16-41 case. (Barnard) (8 min)
16. Update from Hair Microscopy Panel, including case review status and discussion of whether additional cases should be reviewed or whether work should be concluded in a final report. (Garcia/Vilbas) (20 min)
17. Update and review regarding Bite Mark Panel (Chaney–National Innocence Project) #15-07, including record collection and January 27, 2017 case review meeting in Austin. (Garcia/Vilbas) (15 min)
18. Nomination and selection of new investigative panel and committee members. (Barnard) (15 min)
19. Review and adoption of revised Policies and Procedures draft. (Barnard) (10 min)
20. Update, review and discussion of DNA Mixture Interpretation Review and Austin PD DNA Lab Audit. (Budowle/Hughes-Stamm/Koehler/Garcia) (30 min)
  - a. Statewide & county-based defense triage projects; (Wicoff/Boswell/Strassburger)
  - b. Discuss process for reviewing private laboratories protocols and case samples.
  - c. Progress regarding recommendations in Austin Police Department DNA Lab Report approved at July quarterly meeting;
  - d. Correspondence with ASCLD/LAB regarding accrediting body root cause analysis.
21. Consider proposed agenda items for next quarterly meeting. (Barnard) (5 min)
22. Schedule and location of future panel and quarterly meetings. (Barnard) (5 min)
23. Hear public comment. (Barnard)
24. Adjourn.

**To increase public access to meetings, the Commission will endeavor to live-stream all quarterly meetings on its website at [www.fsc.texas.gov](http://www.fsc.texas.gov). However, the Commission's decision to live-stream any particular meeting should not be interpreted as a guarantee that all meetings will be live-streamed. Our ability to live-stream depends on budgetary constraints and logistical considerations at any given meeting. If you have any questions, please contact the Commission Coordinator, Kathryn Adams, at (512) 936-0770 or [kathryn.adams@fsc.texas.gov](mailto:kathryn.adams@fsc.texas.gov).**