

**TEXAS WORKFORCE COMMISSION
TWC Building - Room 244
101 East 15th Street
Austin, Texas 78701-0001**

**COMMISSION MEETING AGENDA
Tuesday, February 23, 2016
9:00 a.m.
DOCKETS 52, 1, 2, 3, 4, 5, 6, 7 and 8**

THE FOLLOWING AGENDA ITEMS MAY NOT NECESSARILY BE CONSIDERED IN THE ORDER THEY APPEAR

An asterisk (*) indicates that supporting materials are available online at [Materials for TWC Public Policy Meetings](#)

1. Call to Order
2. Discussion, Consideration and Possible Action Regarding Whether to Assume Continuing Jurisdiction on Unemployment Compensation Cases, Wage Claim Cases, and/or Tax Liability Cases and Reconsideration of Unemployment Compensation Cases, Wage Claim Cases, and/or Tax Liability Cases, if Any
Sherri Miller
3. Discussion, Consideration and Possible Action Regarding Tax Liability Cases Listed on the Texas Workforce Commission Dockets 52, 1, 2, 3, 4, 5, 6, 7 and 8 (Cases will be heard for Dockets 52, 3, 4, 7 and 8. No cases will be heard on Dockets 1, 2, 5 and 6.)
Jennifer Turner
4. Discussion, Consideration and Possible Action Regarding Fair Housing Cases listed on the Texas Workforce Commission Dockets 2, 3, 4, 5, 6, 7 and 8 (No cases will be heard on Dockets 2, 3, 4, 5, 6, 7 and 8.)
Jennifer Turner
5. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Dockets 52, 1, 2, 3, 4, 5, 6, 7 and 8
Sherri Miller
6. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Unemployment Compensation Cases Listed on the Texas Workforce Commission Dockets 52, 1, 2, 3, 4, 5, 6, 7 and 8
Sherri Miller
7. Public Comment
Paul N. Jones
8. Discussion, Consideration and Possible Action Regarding the Report and Update by the Director of Personnel and Transition Management Concerning the Transition of Vocational Rehabilitation Services, Blind Enterprises of Texas and Independent Living Services for Older Individuals who are Blind from the Department of Assistive and Rehabilitative Services to the Texas Workforce Commission
Glenn Neal and Carolyn Francis

9. Discussion, Consideration and Possible Action Regarding Voluntary Deobligation of Adult Education and Literacy (AEL) Program Year 2015 Funding in Accordance with 40 T.A.C. Section 800.79 and AEL Program Year 2015 Target Adjustment Pursuant to 40 T.A.C. Section 800.68*
Courtney Arbour and Angie Nelson-Wernli
10. Discussion, Consideration and Possible Action Regarding Modification of Adult Education and Literacy (AEL) Performance Funding Benchmarks for Program Year 2015 through 2016*
Carrie Tupa and Anson Green
11. Discussion, Consideration and Possible Action Regarding Adult Education and Literacy Performance Quality Improvement Awards*
Carrie Tupa and Anson Green
12. Discussion, Consideration and Possible Action Regarding Statewide Initiatives Funded with Workforce Investment Opportunity Act (WIOA), Temporary Assistance for Needy Families (TANF), Adult Education Literacy (AEL) or Other State Level Funds
Patricia Gonzalez and Clint Winters
13. Discussion, Consideration and Possible Action Regarding the Approval of the Child Care and Development Fund State Plan for Fiscal Years 2016 through 2018*
Patricia Gonzalez and Patricia Martinez
14. Discussion, Consideration and Possible Action Regarding Revisions to the Texas Rising Star Program Guidelines
Patricia Gonzalez and Patricia Martinez
15. Discussion, Consideration and Possible Action Regarding Adoption of Rules Relating to Texas Rising Star (40 T.A.C. Chapter 809) Previously Published for Public Comment in the Texas Register on November 20, 2015*
Patricia Gonzalez and Patricia Martinez
16. Discussion, Consideration and Possible Action Regarding Adoption of Rules Relating to Amendments to General Administration Rules on the Reimbursement of Training and Education Costs (40 T.A.C. Chapter 800) Previously Published for Public Comment in the Texas Register on November 6, 2015*
Jason Vaden and Joel Mullins
17. Discussion, Consideration and Possible Action Regarding Adoption of Rules Relating to Petitions for Rulemaking (40 T.A.C. Chapter 800) Previously Published for Public Comment in the Texas Register on November 6, 2015*
Jason Vaden and Joel Mullins
18. Discussion, Consideration and Possible Action Regarding Adoption of Rules Relating to Amendments to Job Matching Services Rules on the Requirement that State Agencies Register and Participate in E-Verify (40 T.A.C. Chapter 843) Previously Published for Public Comment in the Texas Register on November 6, 2015*
Jason Vaden and Joel Mullins

19. Discussion, Consideration and Possible Action Regarding the Civil Rights Division's Fiscal Year 2016 First Quarter Report Concerning the Division's Housing and Employment Investigations, Training and Monitoring Activities and Financial Report*
Lowell Keig and Michelle Goodwine
20. Discussion, Consideration and Possible Action Regarding Approval of Local Workforce Development Board Nominees*
John Fuller
21. Discussion, Consideration and Possible Action Regarding Enacted, Proposed or Considered Federal Regulations, Executive Orders, or Federal or State Enacted or Proposed Legislation
Tom McCarty
22. Report and Update by the Executive Director and Staff Regarding Administrative Matters, Including Internal Policies and Procedures, Customer and Board Service Issues, Status of Project Assignments, Organizational Matters and Responsibilities of the Agency's Divisions
Larry Temple
23. THE FOLLOWING MAY BE DISCUSSED IN EXECUTIVE SESSION OR OPEN MEETING AND HAVE ACTION TAKEN IN AN OPEN MEETING:
 - a) Government Code §551.074(a)(1) The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, or Dismissal of the Executive Director
 - b) Government Code §551.074(a)(1) The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, or Dismissal of the Internal Auditor
 - c) Government Code §551.074(a)(1) The Appointment, Employment, Evaluation, Reassignment, Duties, Accomplishments, Performance, Goals, and Responsibilities of the Executive Staff and Other Personnel
 - d) Government Code §551.071(1) Contemplated Litigation or Pending Litigation of:
Arbor E & T LLC, d/b/a, Rescare Workforce Services vs. Workforce Solutions Lower Rio Grande, Inc., et al.;
Felino A. Belostrino v. TWC, et al.;
Bhambhani v. TWC-CRD;
Breckenridge Enterprises, Ltd, et al v. TWC;
FedEx Ground Package System, Inc. v. TWC, et al.;
G&A Outsourcing, Inc., et al. v. TWC;
Connie Lee v. Texas Workforce Commission;
Maria Patricia Macias v. TWC and Harlingen Consolidated ISD;
Maria Elena Olivas v. Texas Workforce Commission;
Pinard Home Health, Inc. vs. Anne G. Arndt;
Jerald Rosen v. Texas Workforce Commission;
TWC-CRD v. Health Care Reit, Inc., Sagora Senior, Living, Inc., et al.;
TWC-CRD v. La Mirage TIC, LP, et al.;
TWC-CRD v. Ken C. Miller Enterprises LLC;
TWC-CRD v. OT Pebblebend Partners, L.P., et al.;
TWC-CRD v. One Towers Park Lane Cooperative Company;
TWC-CRD v. Patriot Heights;
TWC-CRD v. Teravista Community Association, Inc.;
TWC-CRD v. Tigoni Villas, LP;
TWC-CRD v. Wind River Management Corporation, et al.;

TWC-CRD v. Vaman Investments LLC, d/b/a Victoria Gardens and Ram Bhambhani;
Texas Workforce Commission v. Maria Patricia Macias
Kenneth Weaver v. Hyrai Folmar;
Wichita County, Texas v. TWC and Julia White; and

- e) Government Code §551.071(2) All Matters Identified in This Agenda Where the Commission Seeks the Advice of Its Attorney as Privileged Communications under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas and to Discuss the Open Meetings Act and the Administrative Procedures Act

24. The next Commission meeting is set for 9:00 a.m., Tuesday, March 1, 2016.

25. Adjournment

Notes:

- Audio webcasts of TWC Commission meetings are available at <http://www.texasworkforce.org/events>. Please note that a user cannot click on the link in the Texas Register and get to the site but must cut and paste the address into the browser address line.
- Persons with disabilities who plan to attend this meeting and who may need auxiliary aids, services, or special accommodations should contact Kim Bergmann at (512) 463-7903 two (2) working days prior to the meeting, so that appropriate arrangements can be made.