

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

COMMISSION MEETING AGENDA
Tuesday, September 6, 2016
1:00 p.m.
DOCKET 36

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 Docket 36 (Cases will be heard for Docket 36.)
Jennifer Turner
4. Discussion, Consideration and Possible Action Regarding Fair Housing Cases listed on the Texas Workforce Commission Docket 36 (No cases will be heard on Docket 36.)
Jennifer Turner
5. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Docket 36
Sherri Miller
6. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Unemployment Compensation Cases Listed on the Texas Workforce Commission Docket 36
Sherri Miller
7. Public Comment
Susanna Holt Cutrone
8. Discussion, Consideration and Possible Action Regarding Fiscal Year 2017 Operating Budget, Funding Priorities, Staffing Levels, Performance Measures, Statewide Initiatives and Other Budget-Related Issues
Randy Townsend

9. Discussion, Consideration and Possible Action Regarding Local Workforce Development Area Performance Measures and Targets for Board Contract Years 2016 and 2017*
Adam Leonard and David Johnson
10. Discussion, Consideration and Possible Action Regarding Implementation of the Workforce Innovation and Opportunity Act
Jason Vaden and Adam Leonard
11. Discussion, Consideration and Possible Action Regarding Clarification of Suspension of New Enrollments for At-Risk Child Care
Patricia Gonzalez and Patricia Martinez
12. Discussion, Consideration and Possible Action Regarding Adoption of Rules Relating to Child Care Previously Published for Public Comment in the Texas Register on June 17, 2016 (40 TAC Chapter 809)*
Patricia Gonzalez and Patricia Martinez
13. 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), Childcare or Other State Level Funds*
Patricia Gonzalez and Clint Winters
14. Discussion, Consideration and Possible Action Regarding Approval of Local Workforce Development Board Nominees
John Fuller
15. Discussion, Consideration and Possible Action Regarding Enacted, Proposed or Considered Federal Regulations, Executive Orders, or Federal or State Enacted or Proposed Legislation
Tom McCarty
16. 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
17. 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.;
Breckenridge Enterprises, Ltd, et al v. TWC;

The Campbell Group, LLC and Crown Pine Timber 1, L.P. v. Tara Hoke;
James T. Chao v. DARS, et al.;
FedEx Ground Package System, Inc. v. TWC, et al.;
G&A Outsourcing, Inc., et al. v. TWC;
Andre'nea King v. DARS-Texas Commission for the Blind;
Maria Patricia Macias v. TWC and Harlingen Consolidated ISD;
Roland Marshall and Cantu Services, Inc. v. USA, et al;
Maria Elena Olivas v. Texas Workforce Commission;
Christopher Suarez v. DARS, et al.;
Tex-Fin, Inc. and Texas Workforce Commission v. Gustavo E. Ducharne;
TWC-CRD v. Ana and Michael Litofsky;
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;
Texas Workforce Commission v. Maria Patricia Macias;
Shawn Webb v. DARS; and
Wichita County, Texas v. TWC and Julia White

- 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

18. The next Commission meeting is set for 9:00 a.m., Tuesday, September 13, 2016.

19. 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 Conference and Media Services at (512) 463-6389 or conferenceplanning.media@twc.state.tx.us two (2) working days prior to the meeting, so that appropriate arrangements can be made.
- Persons with questions regarding agenda content should contact Kim Bergmann, Office of General Counsel at (512) 463-7903.