

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

**COMMISSION MEETING AGENDA
Tuesday, October 25, 2016
9:00 a.m.
DOCKET 43**

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 43 (No cases will be heard on Docket 43.)
Jennifer Turner
4. Discussion, Consideration and Possible Action Regarding Fair Housing Cases listed on the Texas Workforce Commission Docket 43 (No cases will be heard on Docket 43.)
Jennifer Turner
5. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Docket 43
Sherri Miller
6. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Unemployment Compensation Cases Listed on the Texas Workforce Commission Docket 43
Sherri Miller
7. Public Comment
Susanna Holt Cutrone
8. Discussion, Consideration and Possible Action Regarding the Acceptance of Pledges for Board Contract Year 2017 Child Care Matching Funds*
Courtney Arbour and Angie Nelson-Wernli
9. 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

10. Discussion, Consideration and Possible Action Regarding Business Enterprises of Texas Consumer Satisfaction Survey and Cost Analysis Report to the Governor and Legislature as Provided in the General Appropriations Act for the 2016-17 Biennium, Article II, Department of Assistive and Rehabilitative Services, Rider 22*
Michael Hooks and Cheryl Fuller
11. 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
12. Discussion, Consideration and Possible Action Regarding Implementation of the Workforce Innovation and Opportunity Act
Jason Vaden and Adam Leonard
13. Discussion, Consideration and Possible Action Regarding Approval of Products and Services Offered by Certified Community Rehabilitation Programs Under the Purchasing from People with Disabilities State-Use Program*
Howard Joseph and Kelvin Moore
14. Discussion, Consideration and Possible Action Regarding Approval of the Texas Workforce Commission's Texas Purchasing from People with Disabilities State-Use Program 2016 Annual Report*
Kelvin Moore and Howard Joseph
15. Discussion, Consideration and Possible Action Regarding Approval of Rate Increase for Document Destruction Services for all State Agencies Offered by Certified Community Rehabilitation Programs Under the Purchasing from People with Disabilities State-Use Program*
Kelvin Moore and Howard Joseph
16. Discussion, Consideration and Possible Action Regarding Publication for Public Comment of Proposed Rules Relating to Purchases of Products and Services from People with Disabilities (40 TAC Chapter 806)
Kelvin Moore and Jason Vaden
17. Discussion, Consideration and Possible Action Regarding Adoption of Rules Relating to Career Schools and Colleges Previously Published for Public Comment in the Texas Register on August 26, 2016 (40 TAC Chapter 807) *
Steve Rye and Courtney Arbour
18. 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
19. Discussion, Consideration and Possible Action Regarding Approval of Local Workforce Development Board Nominees*
John Fuller

20. Discussion, Consideration and Possible Action Regarding the Report to the Texas Sunset Advisory Commission Concerning the Evaluation of Costs, Benefits and Impact on Employers of Collecting Occupation Information on Employers' Quarterly Wage Reports*
Doyle Fuchs and Tom McCarty
21. Discussion, Consideration and Possible Action Regarding Legislative Proposals by the Texas Workforce Commission to the 85th Texas Legislature, Regular Session 2016
Tom McCarty and Michael Britt
22. Discussion, Consideration and Possible Action Regarding Approval and Submission of the Tri-Agency Workforce Initiative Report to the Office of the Governor
Tom McCarty
23. Discussion, Consideration and Possible Action Regarding Enacted, Proposed or Considered Federal Regulations, Executive Orders, or Federal or State Enacted or Proposed Legislation
Tom McCarty
24. 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
25. 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.;
Cecilia Clinkscale v. TWC;
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

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

27. Adjournment

Notes:

- Audio webcasts of TWC Commission meetings are available at <http://www.twc.state.tx.us/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.