

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

**COMMISSION MEETING AGENDA  
Wednesday, January 4, 2017  
10:00 a.m.  
DOCKETS 52 and 1**

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 and 1 (Cases will be heard for Docket 52. No cases will be heard on Docket 1.)  
Jennifer Turner
4. Discussion, Consideration and Possible Action Regarding Fair Housing Cases listed on the Texas Workforce Commission Dockets 52 and 1 (No cases will be heard on Dockets 52 and 1.)  
Jennifer Turner
5. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Dockets 52 and 1  
Sherri Miller
6. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Unemployment Compensation Cases Listed on the Texas Workforce Commission Dockets 52 and 1  
Sherri Miller
7. Public Comment  
Les Trobman
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 Local Workforce Development Area Performance Measures and Targets for Board Contract Years 2016 and 2017  
Adam Leonard and David Johnson
11. Discussion, Consideration and Possible Action Regarding Implementation of the Workforce Innovation and Opportunity Act  
Jason Vaden and Adam Leonard
12. Discussion, Consideration and Possible Action Regarding Report to the Legislature Concerning the Effectiveness of the Child Care Program as Provided in Texas Labor Code Section 302.0043\*  
Jason Vaden and Patricia Gonzalez
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 Issues Related to Impacts Resulting from Child Care Reauthorization  
Patricia Gonzalez and Jason Vaden
15. Discussion, Consideration and Possible Action Regarding Approval of Local Workforce Development Board Nominees\*  
John Fuller
16. Discussion, Consideration and Possible Action Regarding Legislative Proposals by the Texas Workforce Commission to the 85<sup>th</sup> Texas Legislature, Regular Session 2017  
Tom McCarty and Michael Britt
17. Discussion, Consideration and Possible Action Regarding Enacted, Proposed or Considered Federal Regulations, Executive Orders, or Federal or State Enacted or Proposed Legislation  
Tom McCarty
18. 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
19. 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.;
  - Wanda A. Akorede v. Texas Department of Assistive Rehabilitative Services;
  - 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;
  - DARS v. U.S. Department of the Army, Fort Bliss;
  - In Re: Dickinson of San Antonio, Inc., Debtor;
  - FedEx Ground Package System, Inc. v. TWC, et al.;
  - G&A Outsourcing, Inc., et al. v. TWC;
  - Keith Hill v. TWC and Clear Creek ISD;
  - Andre'nea King v. DARS-Texas Commission for the Blind;
  - Maria Patricia Macias v. TWC and Harlingen Consolidated ISD;
  - Eric Mahroum v. TWC;
  - Roland Marshall and Cantu Services, Inc. v. USA, et al;
  - Rodolfo Martinez v. TWC-CRD;
  - Joanne Stone v. TWC and Louisiana Department of Revenue;
  - 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. OT Pebblebend Partners, L.P., et al.;
  - TWC-CRD v. One Towers Park Lane Cooperative Company;
  - TWC-CRD v. Teravista Community Association, Inc.;
  - TWC-CRD v. Wind River Management Corporation, et al.;
  - TWC-CRD v. Vaman Investments LLC, d/b/a Victoria Gardens;
  - TWC f/k/a DARS v. Dept. of Defense; US Army; US Air Force;
  - 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

20. The next Commission meeting is set for 9:00 a.m., Tuesday, January 10, 2017.

21. 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](mailto: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.