

1 passing the state-required college entrance exam (or meeting the Texas
2 Success Initiative requirements).

3
4 (7) Emerging industry--A growing, evolving, or developing industry based
5 on new technological products or concepts.

6
7 (8) High-demand occupation--A job, profession, skill, or trade for which
8 employers within the state of Texas generally, or within particular
9 regions or cities of the state, have or will have a substantial need. In
10 determining whether there is or will be a substantial need for a
11 particular job, profession, trade, or skill, the Agency may consider
12 occupations identified by the 28 Local Workforce Development Boards
13 (Board-Area Target Occupations Lists) and/or the Agency's labor
14 market projections.

15
16
17 (9) JET--The Jobs and Education for Texans Grant Program.

18
19 (10) Notice of Availability or NOA--The notice of availability that is
20 published by the Agency pursuant to §804.22 of this title (relating to
21 Notice of Grant Availability and Application).

22
23 (11) Public junior college--Any junior college certified by the Texas Higher
24 Education Coordinating Board in accordance with Texas Education
25 Code, §61.003.

26
27 (12) Public state college--Lamar State College--Orange, Lamar State
28 College--Port Arthur, or Lamar Institute of Technology, in accordance
29 with Texas Education Code, §61.003.

30
31 (13) Public technical institute--The Lamar Institute of Technology or the
32 Texas State Technical College System, in accordance with Texas
33 Education Code, §61.003.

34
35 (14) School district--An independent school district or the Windham School
36 District.

37
38
39 *The provisions of this §804.1 adopted to be effective September 1, 2009, 34 TexReg*
40 *5959; amended to be effective July 1, 2014, 39 TexReg 4964; transferred effective*
41 *June 16, 2015, as published in the Texas Register August 7, 2015, 40 TexReg 5066;*
42 *amended to be effective December 12, 2016, 41 TexReg 9741; amended to be*
43 *effective May 2, 2022, 47 TexReg 2566*

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46

1 **SUBCHAPTER B. ADVISORY BOARD COMPOSITION, MEETING GUIDELINES**

2
3 **§804.11. Advisory Board Purpose and Composition.**

- 4
5 (a) The advisory board shall assist the Agency in administering JET.
6
7 (b) The advisory board is composed of six members who serve two-year terms,
8 and are appointed as follows:
9
10 (1) one member appointed by the governor;
11
12 (2) one member appointed by the lieutenant governor;
13
14 (3) one member appointed by the speaker of the house of representatives;
15
16 (4) one member appointed by the Coordinating Board;
17
18 (5) one member appointed by the Commission; and
19
20 (6) the Commission chair, who serves as the presiding officer.

21
22 *The provisions of this §804.11 adopted to be effective September 1, 2009, 34 TexReg*
23 *5959; transferred effective June 16, 2015, as published in the Texas Register August*
24 *7, 2015, 40 TexReg 5066; amended to be effective December 12, 2016, 41 TexReg*
25 *9741*

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28
29 **§804.12. Meetings Required.**

- 30
31 (a) The advisory board is required to meet at least once each quarter, or as
32 needed, to review received applications and recommend awarding grants
33 under this chapter to public junior colleges, public technical institutes, public
34 state colleges, charter schools, and school districts.
35
36 (b) Meetings shall be subject to the requirements of the Open Meetings Act.
37

1 *The provisions of this §804.12 adopted to be effective September 1, 2009, 34 TexReg*
2 *5959; amended to be effective July 1, 2014, 39 TexReg 4964; transferred effective*
3 *June 16, 2015, as published in the Texas Register August 7, 2015, 40 TexReg 5066;*
4 *amended to be effective December 12, 2016, 41 TexReg 9741; amended to be*
5 *effective May 2, 2022, 47 TexReg 2566*

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8
9 **§804.13. General Advisory Board Responsibilities.**

10
11 The advisory board shall provide advice and recommendations to the Agency on:

- 12
13 (1) the manner in which public junior colleges, public technical institutes,
14 public state colleges, charter schools, and school districts apply for JET
15 grants; and
16
17 (2) the JET grants to be awarded by the Agency.

18
19 *The provisions of this §804.13 adopted to be effective September 1, 2009, 34 TexReg*
20 *5959; amended to be effective July 1, 2014, 39 TexReg 4964; transferred effective*
21 *June 16, 2015, as published in the Texas Register August 7, 2015, 40 TexReg 5066;*
22 *amended to be effective December 12, 2016, 41 TexReg 9741; amended to be*
23 *effective May 2, 2022, 47 TexReg 2566*

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26
27 **SUBCHAPTER C. GRANT PROGRAM**

28
29 **§804.21. General Statement of Purpose.**

30
31 In accordance with the Act, the Agency established JET, which shall be
32 administered pursuant to the Act and this chapter to award grants from the JET
33 fund for the development of career and technical education programs at public
34 junior colleges, public technical institutes, public state colleges, charter schools,
35 and school districts that meet the requirements of Texas Education Code,
36 §134.006 and §134.007.

37
38 *The provisions of this §804.21 adopted to be effective September 1, 2009, 34 TexReg*
39 *5959; amended to be effective July 1, 2014, 39 TexReg 4964; transferred effective*
40 *June 16, 2015, as published in the Texas Register August 7, 2015, 40 TexReg 5066;*
41 *amended to be effective December 12, 2016, 41 TexReg 9741; amended to be*
42 *effective May 2, 2022, 47 TexReg 2566*

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45
46 **§804.22. Notice of Grant Availability and Application.**

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(a) From time to time, the Agency may publish a Notice of Availability (NOA) of grant funds under this chapter. The notice shall be published in the *Texas Register* and on the Agency's website. In addition to the respective purpose for each grant program under this chapter, the notice may include:

- (1) the total grant funds available for award;
- (2) the minimum and maximum amount of grant funds available for each grant recipient;
- (3) eligibility criteria;
- (4) application requirements;
- (5) grant award and evaluation criteria;
- (6) any grant requirements in addition to those set forth in this chapter;
- (7) the date by which the application must be submitted to the Agency ;
- (8) the anticipated date of grant awards; and
- (9) any other information or instructions necessary and appropriate for awarding the grant as determined by the Agency .

(b) To be eligible for a grant award, an applicant meeting the eligibility criteria identified in the NOA shall submit an application in the form and manner as prescribed by the Agency in NOA.

(c) The Agency may request additional information at any time prior to grant award in order to effectively evaluate any application.

The provisions of this §804.22 adopted to be effective September 1, 2009, 34 TexReg 5959; transferred effective June 16, 2015, as published in the Texas Register August 7, 2015, 40 TexReg 5066; amended to be effective December 12, 2016, 41 TexReg 9741

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§804.23. Grant Award and Acceptance.

(a) To award a grant, the Agency shall provide a grant contract to the grant recipient that shall contain all the terms and conditions for the use of the grant funds.

1 (b) To receive grant funds, an applicant must execute and return the contract to
2 the Agency.
3

4 *The provisions of this §804.23 adopted to be effective September 1, 2009, 34 TexReg*
5 *5959; transferred effective June 16, 2015, as published in the Texas Register August*
6 *7, 2015, 40 TexReg 5066; amended to be effective December 12, 2016, 41 TexReg*
7 *9741*

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10
11 **§804.24. Reporting Requirements.**

12
13 A public junior college, public technical institute, public state college, charter
14 school, or school district receiving a grant under this chapter must comply with all
15 reporting requirements of the contract in the frequency and format determined by
16 the Agency in order to maintain eligibility for grant payments. Failure to comply
17 with the reporting requirements may result in termination of the grant award and
18 the entity being ineligible for future grants under this chapter.
19

20 *The provisions of this §804.24 adopted to be effective September 1, 2009, 34 TexReg*
21 *5959; amended to be effective July 1, 2014, 39 TexReg 4964; transferred effective*
22 *June 16, 2015, as published in the Texas Register August 7, 2015, 40 TexReg 5066;*
23 *amended to be effective December 12, 2016, 41 TexReg 9741; amended to be*
24 *effective May 2, 2022, 47 TexReg 2566*

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27
28 **§804.25. Enforcement.**

29
30 (a) Grant funds must be used in compliance with the terms of the contract for the
31 purposes designated in the contract or will be subject to refund by the
32 grantee, disqualification from receiving further funds under this chapter, or
33 any other available legal remedies. If deemed appropriate, the grantee may
34 also be referred to another department or agency including, but not limited to,
35 the State Auditor's Office and the Agency's Office of Investigations.
36

37 (b) The Agency may audit the use of funds.
38

39 *The provisions of this §804.25 adopted to be effective September 1, 2009, 34 TexReg*
40 *5959; transferred effective June 16, 2015, as published in the Texas Register August*
41 *7, 2015, 40 TexReg 5066; amended to be effective December 12, 2016, 41 TexReg*
42 *9741*

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1 **SUBCHAPTER D. GRANTS TO EDUCATIONAL INSTITUTIONS FOR CAREER**
2 **AND TECHNICAL EDUCATION PROGRAMS**

3
4 **§804.41. Grants for Career and Technical Education Programs.**

5
6 (a) This subchapter is applicable to JET awards to public junior colleges, public
7 technical institutes, public state colleges, charter schools, and school districts
8 for the development of career and technical education programs that meet the
9 requirements of Texas Education Code, §134.006 and §134.007.

10
11 (b) A grant received under this subchapter may be used only:

12
13 (1) to support courses or programs that prepare students for career
14 employment in occupations that are identified by local businesses as
15 being in high demand;

16
17 (2) to finance the initial costs of career and technical education courses or
18 program development, including the costs of purchasing equipment,
19 and other expenses associated with the development of an appropriate
20 course; and

21
22 (3) to finance a career and technical education course or program that leads
23 to a license, certificate, or postsecondary degree.

24
25 (c) In awarding a grant under this subchapter, the Agency shall primarily
26 consider the potential economic returns to the state from the development of
27 the career and technical education course or program. The Agency may also
28 consider whether the course or program:

29
30 (1) is part of a new, emerging industry or high-demand occupation;

31
32 (2) offers new or expanded dual-credit career and technical educational
33 opportunities in public high schools;

34
35 (3) offers new career and technical educational opportunities not
36 previously available to students enrolled at any campus in the
37 Windham School District; or

38
39 (4) is provided in cooperation with other public junior colleges, public
40 technical institutes, or public state colleges across existing service
41 areas.

42
43 (d) A grant recipient shall provide the matching funds as identified in its
44 application.
45

- 1 (1) Matching funds may be obtained from any source available to the grant
2 recipient, including industry consortia, community or foundation
3 grants, individual contributions, and local governmental agency
4 operating funds.
5
6 (2) A grant recipient's matching share may consist of one or more of the
7 following contributions:
8
9 (A) cash;
10
11 (B) equipment, equipment use, materials, or supplies;
12
13 (C) personnel or curriculum development cost; and/or
14
15 (D) administrative costs that are directly attributable to the project.
16
17 (3) The matching funds must be expended on the same project for which
18 the grant funds are provided and valued in a manner acceptable or as
19 determined by the Agency.
20
21

22 *The provisions of this §804.41 adopted to be effective September 1, 2009, 34 TexReg*
23 *5959; transferred effective June 16, 2015, as published in the Texas Register August*
24 *7, 2015, 40 TexReg 5066; amended to be effective December 12, 2016, 41 TexReg*
25 *9741; amended to be effective May 2, 2022, 47 TexReg 2566*
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