



**MEETING OF THE
TEXAS WORKFORCE COMMISSION**

DATE

JUNE 28, 2022

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Tuesday, June 28, 2022

CHAIRMAN DANIEL: Good morning. This meeting is called to order. Mr. Trobman, has anyone signed up for public comment?

CHAIRMAN DANIEL: Thank you very much. Good morning, Ms. Miller.

MS. MILLER: Good morning, sir.

CHAIRMAN DANIEL: Thank you very much. We'll take a short break.

CHAIRMAN DANIEL: This is Agenda Item 8, Chapter 808, Youth Driver Education Funding Program.

BEN HOLQUIST: [inaudible]

BEN HOLQUIST: In an open meeting on February 8, 2022, the commission approved proposed rule to add Chapter 808 regarding funding youth driver education and testing for youth driver education and testing for eligible populations. The proposed rule amendments were published on February 25, 2022, issue of the Texas Register for a 30-day public comment period. Public comments were received. Staff reviewed and responded to those comments and as a result of those comments modified the proposed rules. Changes were made to clarify that applications will be accepted in more than one way, that staff will contact applicants whose eligibility cannot be determined based on provided documents, and that if a driver education provider requires payment prior to registration, applicants

1 should not register prior to applying for the program, and
2 remove language to clarify what would trigger the three-month
3 waiting period. Staff recommends adopting the final rule for
4 Chapter 808. Should the commission adopt these rules, staff
5 requests the ability to make minor nonsubstantive changes to the
6 document in order to comply with publication requirements for
7 the Texas Register and the Office of the Secretary of State.
8 This concludes my presentation. I'm happy to answer any
9 questions.

10 CHAIRMAN DANIEL: Any comments or questions?

11 COMMISSIONER ALVAREZ: I have one quick
12 comment. I have one question. Can you answer me how we're going
13 to market this?

14 BEN HOLQUIST: We are going to be making a
15 push later this summer, August or September, to publicize this
16 to the various media outlets. There will also be a press
17 release. We are also reaching out to our partner organizations
18 and our transition centers in Workforce Solutions offices. We
19 are developing a one-pager desk aid for staff that may encounter
20 youths that are eligible for this program to guide them through
21 quickly how to apply for this program.

22 COMMISSIONER ALVAREZ: So you're working
23 closely with Angela, our communications team and all of them?
24 You're going to work with them.

25 BEN HOLQUIST: Correct.

1 COMMISSIONER ALVAREZ: No other questions,
2 chairman.

3 COMMISSIONER DEMERSON: I was going to add,
4 you guys may want to add the trucking association, John
5 Esparza's team over there. They have some interest in these
6 efforts and so quite often if the student obtains a driver's
7 license, then they may look at the opportunities that are out
8 there in the CDL world as well but the driver's license is the
9 beginning, the start.

10 BEN HOLQUIST: We'll definitely work with
11 him.

12 CHAIRMAN DANIEL: Is there a motion?

13 COMMISSIONER ALVAREZ: Chairman, I move that
14 we adopt the new Chapter 808 regarding the Youth Driver
15 Education Funding Program with the changes recommended by staff.

16 COMMISSIONER DEMERSON: Second.

17 CHAIRMAN DANIEL: It's been moved and
18 seconded, we're unanimous. Thank you. This is Agenda Item 9,
19 Chapter 840, WIOA eligible training providers.

20 JOEL MULLINS: Good morning, Chairman
21 Daniel, Commissioner Alvarez, Commissioner Demerson, Mr. Serna.
22 For the record, I'm Joel Mullins with Workforce Development.
23 This morning for your consideration are the final rules for
24 Chapter 840 which will clarify requirements for participants,
25 local Workforce Development Boards, and eligible training

1 providers. The proposed rules were published in the March 25,
2 2022, issue of the Texas Register for a 30-day public comment
3 period. One comment was received although staff did not make any
4 changes to the rule based on this comment. This morning staff
5 seeks direction on the adoption of the Chapter 840 final rules
6 as provided in your meeting materials. I'm happy to answer any
7 questions.

8 CHAIRMAN DANIEL: Comments or questions?

9 COMMISSIONER ALVAREZ: None here, chairman.

10 COMMISSIONER DEMERSON: None.

11 CHAIRMAN DANIEL: Is there a motion?

12 COMMISSIONER ALVAREZ: Chairman, I move that
13 we adopt the amendments to 40 Texas Administrative Code Chapter
14 840, WIOA eligible training providers as recommended by staff.

15 COMMISSIONER DEMERSON: I second.

16 CHAIRMAN DANIEL: It's been moved and
17 seconded. We're unanimous. Thank you. This is Agenda Item 10,
18 Chapter 849, employment and training services for dislocated
19 workers.

20 JOEL MULLINS: Once again for the record,
21 I'm Joel Mullins with Workforce Development. Today for your
22 consideration are the final rules for Chapter 849 which will
23 align the rules with the DOL's TAA final rule and will serve as
24 the four-year rule review as required by the Texas Government
25 Code. The proposed rules were published in the May 6, 2022,

1 issue of the Texas Register for a 30-day public comment period.
2 No comments were received. This morning staff seeks direction on
3 the adoption of the Chapter 849 final rules as provided in your
4 meeting materials, and I'm happy to answer any questions.

5 CHAIRMAN DANIEL: Comments or questions?

6 COMMISSIONER ALVAREZ: None here, chairman.

7 COMMISSIONER DEMERSON: None.

8 CHAIRMAN DANIEL: Is there a motion?

9 COMMISSIONER ALVAREZ: I move that we adopt
10 the amendments to 40 Texas Administrative Code Chapter 849 as
11 recommended by staff.

12 COMMISSIONER DEMERSON: I second.

13 CHAIRMAN DANIEL: It's been moved and
14 seconded. We're unanimous.

15 JOEL MULLINS: Thank you.

16 CHAIRMAN DANIEL: This is Agenda Item 11,
17 approval of the 2022 nondiscrimination plan.

18 JOHN GREYTOK: Good morning. For the record,
19 I am John Greytok, a statewide equal opportunity officer. This
20 plan is to provide equal access to participants and to protect
21 the civil rights of those who are involved in the workforce
22 system throughout the state. I want to recognize the work of Ms.
23 Connie Zubeldia. She's our statewide EO coordinator and spent
24 quite a bit of time on this plan. The plan has been reviewed by
25 the governor. The next step is for the commission to consider

1 it, and then it will be sent to the Department of Labor.
2 Therefore, the staff asks that the commission adopt the 2022
3 nondiscrimination plan subject to minor nonsubstantive edits.
4 That concludes the presentation. I'm available for any
5 questions.

6 CHAIRMAN DANIEL: Comments or questions?

7 COMMISSIONER ALVAREZ: The only comment I
8 have to say is it's nice to see you again, John.

9 JOHN GREYTOK: Same here, commissioner.

10 COMMISSIONER DEMERSON: None here.

11 CHAIRMAN DANIEL: I thought you were going
12 to [inaudible].

13 COMMISSIONER DEMERSON: I think John's been
14 here before so-

15 CHAIRMAN DANIEL: [inaudible].

16 COMMISSIONER ALVAREZ: I didn't see him in a
17 long time.

18 JOHN GREYTOK: We're trying to set a trend
19 here.

20 CHAIRMAN DANIEL: Is there a motion?

21 COMMISSIONER ALVAREZ: Chairman, I move that
22 we adopt the 2022 nondiscrimination plan for submission to the
23 Civil Rights Center of the United States Department of Labor as
24 recommended by staff.

25 COMMISSIONER DEMERSON: I second.

1 CHAIRMAN DANIEL: It's been moved and
2 seconded. We're unanimous. Thank you. This is Agenda Item 12,
3 board nominations.

4 CHERIE DUDLEY: Good morning, chairman,
5 commissioners, and Mr. Serna. For the record, Cherie Dudley with
6 the Workforce Development Division. This morning for your
7 consideration we have workforce board nominations for Capital
8 Area, Golden Crescent, and Gulf Coast. Staff recommends approval
9 on the presented nominees, and I'm here to answer any questions
10 you may have.

11 CHAIRMAN DANIEL: Comments or questions?

12 COMMISSIONER ALVAREZ: None here, chairman.

13 COMMISSIONER DEMERSON: None.

14 CHAIRMAN DANIEL: Is there a motion?

15 COMMISSIONER ALVAREZ: Chairman, I move that
16 we approve the board nominees for Capital Area, Golden Crescent,
17 and Gulf Coast.

18 COMMISSIONER DEMERSON: I second.

19 CHAIRMAN DANIEL: It's been moved and
20 seconded. We're unanimous.

21 CHERIE DUDLEY: Thank you.

22 CHAIRMAN DANIEL: Thank you. I'm showing
23 nothing on the agenda for Agenda Items 13, 14, 15, 16. Is there
24 a legislative report? How about an executive director's report?
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1 Not today? Is there any other order of business to come before
2 the commission?

3 COMMISSIONER ALVAREZ: Yes, chairman. I
4 would like to ask Ed for something. In February 2020, Governor
5 Abbott provided revised charges to the tri-agency members,
6 readiness, completion, transitions, upskilling, educator
7 pipeline, partnerships, infrastructure. Ed, I would like staff
8 to host a work session to facilitate discussions between the
9 commissioners, TWC program staff, and representation from the
10 boards to do the following: Provide an update on TWC and board
11 progress on tri-agency charges; discuss priorities of the
12 commissioners and TWC on how they connect to those tri-agency
13 charges; discuss the implementation of commission and TWC
14 priorities at the board level; facilitating communications,
15 feedback, and best practices sharing between the agency and the
16 boards as well as members of the boards; create a plan to
17 improve communication and interaction between the tri-agency and
18 the commissioners so our agency can effectively contribute to
19 the meeting of the governor's charges; five, develop innovative
20 strategies to proactively address the needs of employers and
21 employees in Texas and strengthen the agency's relevance in
22 workforce development, and encourage workforce development
23 boards to work across areas to support a stronger Texas economy.

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1 MR. SERNA: Yes, sir. We'll put a plan
2 together and present it to each office as soon as we get it on
3 the scheduled agenda, not agenda but a scheduled time.

4 COMMISSIONER ALVAREZ: Thank you.

5 COMMISSIONER DEMERSON: Commissioner
6 Alvarez, you're asking for a work session?

7 COMMISSIONER ALVAREZ: I am.

8 COMMISSIONER DEMERSON: A work session, OK.

9 CHAIRMAN DANIEL: Anything else?

10 COMMISSIONER DEMERSON: I wanted to
11 basically thank the Workforce Solutions offices, the CEOs and
12 EDs, for attending the Texas Economic Development Council's
13 midyear conference, and then to congratulate those Workforce
14 Solutions offices that won awards. There were Workforce
15 Excellence awards presented. I think Workforce Solutions
16 Borderplex actually, a team out of El Paso actually won an
17 award. Ed, thank you for attending. Ed was actually out on
18 vacation but came over to attend that conference. Staff did a
19 phenomenal job, and Courtney, I see her in the audience, you
20 moderated a panel. I called her courageous Courtney and took
21 care of business but I really appreciate the work that the staff
22 did there. This is the first--well, they normally have workforce
23 efforts with TEDC and really had a tremendous turnout of the
24 workforce team there at the conference so, Commissioner Alvarez,
25 thanks for joining us there at that conference as well. I saw

1 Tamara, Adrian Lopez, Laurie was signed up, Marion, Martin
2 Aguirre, and Ken Treviño, and Doug were all there representing
3 the world of workforce so thank you for your participation.

4 CHAIRMAN DANIEL: Anything else? Is there a
5 motion to adjourn?

6 COMMISSIONER ALVAREZ: Chairman, I move that
7 we adjourn.

8 COMMISSIONER DEMERSON: I second that
9 motion.

10 CHAIRMAN DANIEL: It's been moved and
11 seconded that we adjourn, and we're adjourned.

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