

**TEXAS WORKFORCE COMMISSION  
TWC Building - Room 244  
101 East 15th Street  
Austin, Texas 78778-0001**

**COMMISSION MEETING AGENDA  
Tuesday, April 14, 2009  
9:00 a.m.  
DOCKET 15**

THE FOLLOWING AGENDA ITEMS MAY NOT NECESSARILY BE CONSIDERED IN THE ORDER THEY APPEAR

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  
Roger Dickinson, Jonathan Babiak, Doug Carnes and Lisa Stefani
3. Discussion, Consideration, and Possible Action Regarding Tax Liability Cases Listed on the Texas Workforce Commission Docket 15 (Cases will be heard for Docket 15.)  
Doug Carnes
4. Discussion, Consideration, and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Docket 15  
Jonathan Babiak and Lisa Stefani
5. Discussion, Consideration, and Possible Action Regarding Higher Level Appeals in Unemployment Compensation Cases Listed on the Texas Workforce Commission Docket 15  
Roger Dickinson
6. Public Comment  
Paul N. Jones
7. Discussion, Consideration, and Possible Action Regarding the Estimated Unemployment Trust Fund Balance Pursuant to Texas Labor Code Section 204.061 and the Estimated Employment and Training Investment Holding Fund Balance Available for Transfer Pursuant to Texas Labor Code 204.123  
Randy Townsend
8. Discussion, Consideration, and Possible Action Regarding a Non-Financial Agreement Between the Texas Health and Human Services Commission's 211 Program and the Texas Workforce Commission's Texas Veterans Leadership Program  
Jason Doran and Reagan Miller

9. Discussion, Consideration, and Possible Action Regarding the Designation of Workforce Investment Act Statewide Activity Funds to Support the Youth in Technology Programs  
Reagan Miller and Cindy Geisman
10. Discussion, Consideration, and Possible Action Regarding Distribution of State Fiscal Year 2009 Transportation Funds  
Juan Garcia and Reagan Miller
11. Discussion, Consideration, and Possible Action Regarding the State Targeted Occupations List  
Reagan Miller and Debbie Carlson
12. Discussion, Consideration, and Possible Action Regarding the Request for an Extension of the State Workforce Investment Act Plan for Program Years 2005-2009, Concerning Title I of the Workforce Investment Act of 1998 and the Wagner-Peyser Act, for Submission to the U.S. Department of Labor  
Reagan Miller and Debbie Carlson
13. Discussion, Consideration, and Possible Action Regarding Implementation of the American Recovery and Reinvestment Act of 2009 (Recovery Act) As It Relates to Funding for Unemployment Compensation, Trade Adjustment Assistance, Child Care, Workforce Investment Act, and Related Texas Workforce Commission and Local Workforce Development Board-Administered Services  
Reagan Miller
14. Discussion, Consideration, and Possible Action Regarding Negotiations with the U.S. Department of Labor for Program Year 2009 Workforce Investment Act and Employment Services Performance Measure Targets  
Adam Leonard
15. Discussion, Consideration, and Possible Action Regarding the Workload Issues Concerning Texas Workforce Commission Agency Unemployment Insurance Activities  
LaSha Lenzy and Steve Riley
16. Discussion, Consideration, and Possible Action Regarding Enacted, Proposed or Considered Federal Regulations, Executive Orders or Federal or State Enacted or Proposed Legislation  
Jesse Lewis
17. Discussion, Consideration, and Possible Action Regarding Resource Utilization, Implementation, Operations, and Funding for Services in Response to the Hurricane Ike Disaster Relief  
Larry Temple
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:  
John Benavides, et al v. TWC (formerly Texas Commission on Human Rights);  
Margaret Brendlinger v. State of Texas, TCHR and TWC;  
Cynthia Brewer v. Texas Workforce Commission;  
City of Houston v. Willinda Y. Adams and TWC;  
Luther Frausto v. TWC and Dillard's Dept. Stores, Inc.;  
Gonzales v. U.S. Department of Labor, Elaine Chao in Her Official Capacity as Secretary of Labor, et al;  
Joseph C. Green v. Texas Workforce Commission;  
Homoya v. TWC et al;  
Kimberly L. Jackson vs. Texas Workforce Commission;  
Edwin J. Kunz, R. Stephen Tompkins and Belinda Lane v. The State of Texas, Albert Hawkins in his official capacity as executive commissioner of Health and Human Services Commission of the State of Texas, Larry Temple in his official capacity as executive director of the Texas Workforce Commission, Brian Rawson in his official capacity as Acting Chief Technology Officer of the State of Texas, Oracle USA, Inc. and Oracle Corporation;  
MacTrans, Inc. v. TWC;  
Marilou Morrison v. TWC et al (formerly Texas Commission on Human Rights);  
Jose F. Vasquez, Jr. v. TWC and Merchants Building Maintenance, and Pat Montez
  - e) Government Code §551.071(2) All Matters Identified in This Agenda Where the Commission Seeks the Advice of Their 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, April 21, 2009.

21. Adjournment

Note:

Audio webcasts of TWC Commission meetings are available at <http://www.texasworkforce.org/events.html> 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 Beth Wiggins at (512) 463-1607 two (2) working days prior to the meeting, so that appropriate arrangements can be made.