

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

**COMMISSION MEETING AGENDA
Tuesday, August 5, 2008
9:00 a.m.
DOCKETS 29, 30, 31 and 32**

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 Dockets 29, 30, 31 and 32 (Cases will be heard for Dockets 29, 31 and 32. No cases will be heard on Docket 30.)
Doug Carnes
4. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Dockets 29, 30, 31 and 32
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 Dockets 29, 30, 31 and 32
Roger Dickinson
6. Public Comment
John Moore
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 Section 204.123
Randy Townsend
8. Discussion, Consideration and Possible Action Regarding the Fiscal Year 2009 Operating Budget and the Fiscal Year 2010-2011 Legislative Appropriations Request, Including Funding Priorities, Staffing Levels, Performance Measures, and Other Budget-Related Issues
Randy Townsend

9. Discussion, Consideration and Possible Action Regarding the Fiscal Year 2009 Allocations and Performance Targets for Local Workforce Development Board Areas
Randy Townsend
10. Discussion, Consideration and Possible Action Regarding the Designation of Workforce Investment Act Statewide Activity Funds to Support Special Projects to Address the Needs of Employers and Workers
Cindy Geisman and Reagan Miller
11. Discussion, Consideration and Possible Action Regarding a Policy Concept Concerning Amending Child Care Services Rules Related to Verification of Citizenship or Immigration Status (40 T.A.C. Chapter 809)
Nicole Verver and Reagan Miller
12. Discussion, Consideration and Possible Action Regarding Federal Fiscal Year 2009 Food Stamp Employment and Training State Plan for Submission to the U.S. Department of Agriculture
Nicole Verver and Reagan Miller
13. Discussion, Consideration and Possible Action Regarding Deobligation of Child Care, Choices, Employment Service, Food Stamp Employment and Training, Project Reintegration of Offenders, Trade Act Services, Workforce Investment Act Alternative Funding for Statewide Activities, and Workforce Investment Act Alternative Funding for One-Stop Enhancements Funds in Accordance with Commission Rule Section 800.74
Juan Garcia and Reagan Miller
14. Discussion, Consideration and Possible Action Regarding Reallocation of Child Care, Choices, Employment Service, Food Stamp Employment and Training, Project Reintegration of Offenders, Trade Act Services, Workforce Investment Act Alternative Funding for Statewide Activities, and Workforce Investment Act Alternative Funding for One-Stop Enhancements Funds in Accordance with Commission Rule Section 800.75
Juan Garcia and Reagan Miller
15. Discussion, Consideration and Possible Action Regarding Approval of Local Workforce Development Board Nominees
John Fuller
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. 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

18. 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 the 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. Sally R. Trimble and TWC; City of Houston v. Willinda Y. Adams and TWC; Justin Geer v. U.S. Department of Labor, Department of Veterans Affairs, Texas Workforce Commission and John D. Moore; 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; Timothy D. Latham vs. Texas Workforce Commission; Marilou Morrison v. TWC et al (formerly Texas Commission on Human Rights); State of Texas v. Will Boroski, individually and DBA The Actor's Place, Inc., and LA Summit Talent; Jose F. Vasquez, Jr. v. TWC and Merchants Building Maintenance; and Yzaguirre v. TWC and TWCCRD
- 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

19. The next Commission meeting is set for 9:00 a.m., Tuesday, August 12, 2008.

20. 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.