

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

**COMMISSION MEETING AGENDA
Tuesday, November 17, 2009
9:00 a.m.
DOCKET 46**

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 46 (Cases will be heard for Docket 46.)
Doug Carnes
4. Discussion, Consideration, and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Docket 46
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 46
Roger Dickinson
6. Public Comment
Paul N. Jones
7. Discussion, Consideration, and Possible Action Regarding the Acceptance of Pledges for Fiscal Year 2010 Child Care Matching Funds
Juan Garcia and Reagan Miller
8. Discussion, Consideration, and Possible Action Regarding the Texas Workforce Commission's Performance as Published in the Comptroller of Public Accounts Fiscal Year 2009 Annual Historically Underutilized Business Report
Jane Rivera and Cindy Silberman

9. Discussion, Consideration, and Possible Action Regarding Approval of Local Workforce Development Board Nominees
John Fuller
10. Discussion, Consideration, and Possible Action Regarding Enacted, Proposed or Considered Federal Regulations, Executive Orders or Federal or State Enacted or Proposed Legislation
Jesse Lewis
11. 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
12. 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;
Critical Health Connection, Inc. v. TWC, et al;
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;
Homoya v. TWC et al;
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;
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;
Texas Workforce Commission v. Crawford Roofing, Inc., National Roof Drainage, LLC, Carolina Commercial Repair, LLC and Continental Casualty Company
 - 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
13. The next Commission meeting is set for 9:00 a.m., Tuesday, December 8, 2009.

14. 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.