



**MEETING OF THE
TEXAS WORKFORCE COMMISSION**

DATE

OCTOBER 13, 2020

1 TUESDAY, OCTOBER 13, 2020

2 CHAIRMAN DANIEL: All right, well,
3 good morning, all. This meeting is called to order. Mr.
4 Trobman, has anyone signed up for public comment?

5 MR. TROBMAN: Good morning, Commissioners.
6 We do have one person who has registered for public comment this
7 morning. We have Cynthia Pearson. Ms. Pearson, are you here?
8 You want to unmute yourself and introduce yourself? It appears
9 that Ms. Pearson may not have joined us this morning.

10 FEMALE: She has not, Mr. Trobman.

11 MR. TROBMAN: Okay. So, with that, we do
12 not have anyone else registered for comment this morning.

13 CHAIRMAN DANIEL: All right, thank you Mr.
14 Trobman. Ms. Miller, are you there?

15 MS. MILLER: Yes, sir. Good morning.

16 CHAIRMAN DANIEL: Thank you. This brings
17 us to the end of Agenda Items 3 through 7. Let's pause for a
18 few minutes to reset for the rest of the meeting.

19 COMMISSIONER DEMERSON: [Unintelligible]
20 I'm going to ask you to give me viewing ability or show my
21 screen ability. All right, thank you.

22 CHAIRMAN DANIEL: All right, are we ready
23 to pick this back up?

24 JASON VADEN: Yes, sir.

25 COMMISSIONER ALVAREZ: Yes, sir.

1 CHAIRMAN DANIEL: All right, great. On
2 Agenda Item 8, acceptance and pledges to childcare and
3 [unintelligible] staff have nothing to present under this item.
4 So, that will move us to Agenda Item 9, discussion,
5 consideration, and possible action regarding the report on
6 occupational skills training for individuals with intellectual
7 and developmental disabilities pursuant to Texas Labor Code
8 Section 352.060.

9 JASON VADEN: Good morning, Commissioners.
10 For the record, Jason Vaden, Vocational Rehabilitation Division.
11 Senate Bill 2308, which passed the 86th Texas State Legislature,
12 amended Chapter 352 of the Texas Labor Code requiring the
13 Commission to prepare a one-time report regarding occupational
14 skills training for individuals with intellectual and
15 developmental disabilities, specifically identifying potential
16 funding sources for training programs and occupations in high-
17 demand industries for which a post-secondary certification
18 [unintelligible] license or other credential is required.

19 The report before you for your
20 consideration today identifies a variety of funding sources that
21 could be used to design certification training programs in high-
22 demand industries for individuals with intellectual and
23 developmental disabilities, including state, federal and private
24 sector funding. In addition, the report identifies a number of
25 current college and university-based programs in Texas that

1 provide career preparation for individuals with intellectual and
2 developmental disabilities while also identifying occupations in
3 high-demand industries.

4 Commissioners, with your approval, staff
5 will publish the report to the agency's website and provide a
6 copy to each legislative committee with jurisdiction over
7 workforce development and vocational rehabilitation pursuant to
8 Chapter 352 of the Texas Labor Code. Commissioners, that
9 concludes my remarks and I am happy to answer questions if you
10 have any.

11 CHAIRMAN DANIEL: Are there any comments
12 or questions?

13 COMMISSIONER ALVAREZ: None here,
14 Chairman.

15 COMMISSIONER DEMERSON: None for me.

16 CHAIRMAN DANIEL: Thank you. Is there a
17 motion?

18 COMMISSIONER ALVAREZ: Yes, Chairman. I
19 move that we approve the report on occupational skills training
20 for individuals with intellectual and developmental disabilities
21 presented by staff to be posted to the TWC website and shared
22 with the legislative committees as described by the Texas Labor
23 Code 352.060.

24 COMMISSIONER DEMERSON: Second.

25

1 CHAIRMAN DANIEL: It has been moved and
2 seconded. We're unanimous. Thank you. [Unintelligible] Agenda
3 Item 10, discussion, consideration and possible action regarding
4 approval of products offered by certified community
5 rehabilitation programs under the Purchasing From People With
6 Disabilities State Use Program.

7 JUAN GARCIA: Good morning, Commissioners.
8 Juan Garcia with the Voc Rehab Division. Today, I bring for
9 your consideration and potential action new products to be
10 purchased through the Purchasing From People With Disabilities
11 Program. The Texas Human Resources Code Chapter 122.007
12 requires TWC to determine the fair market price of all products
13 manufactured or provided by individuals with disabilities
14 offered for sale through the PPD program.

15 The PPD staff, with assistance from the
16 Texas Controller, reviews the cost analysis for new and revised
17 product pricing submitted by the central non-profit agency on
18 behalf of CRPs to determine the fair market price of products.
19 Per Rule 806.52, determination of fair market value, this rule
20 requires the Controller to provide the PPD program with the
21 necessary information and resources to comply with Chapter
22 122.007 to determine fair market price of the products sold.

23 Three CRPs have presented five new products
24 to be purchased through the PPD program. For each CRP,
25 individuals with disabilities are paid about minimum wage and

1 the products are priced at a fair market value. The CRPs in the
2 proposed new products are listed in your discussion paper.

3 Staff seeks direction on approving five new
4 products as presented by the three CRPs. With that, I will
5 answer any questions you might have.

6 CHAIRMAN DANIEL: Comments or questions?

7 COMMISSIONER ALVAREZ: None here,
8 Chairman.

9 COMMISSIONER DEMERSON: None for me.

10 CHAIRMAN DANIEL: Do we have a motion?

11 COMMISSIONER ALVAREZ: Yes, sir. I move
12 that we accept the new products as discussed.

13 COMMISSIONER DEMERSON: Second the motion.

14 CHAIRMAN DANIEL: It's been moved and
15 seconded. We're unanimous. Let's move to Agenda Item 11,
16 discussion, consideration and possible action regarding approval
17 of services offered by certified community rehabilitation
18 programs under the Purchasing From People With Disabilities
19 State Use Program.

20 JUAN GARCIA: Again, Commissioners, Juan
21 Garcia for the record with the VR Division. Today, we bring for
22 your consideration and potential action services to be purchased
23 through the Purchasing From People With Disabilities Program.
24 Chapter 806.52C requires that TWC determine the fair market
25 price for all services provided by individuals with disabilities

1 offered for sale through the PPD Program. The fair market price
2 for a service contract is determined through negotiations
3 between the state agency purchasing the service and the central
4 non-profit agency and the community rehab program.

5 The CNA submits each negotiated contract to
6 PPD for review of compliance with required cost ratios per Rule
7 806.53. Upon determination of compliance with these ratios,
8 staff submits the contracts for approval by the Commission.
9 CRPs have submitted, through the CNA, temporary, new, renewal,
10 and transferred service contracts for approval. Details of
11 these are in your discussion papers.

12 By way of summary, all contracts pay about
13 minimum wage. The total value of all contracts is \$4,533,246
14 and total wages paid to people with disabilities is \$1,954,219
15 or 43% of the total value of the contracts being considered, and
16 the total number of people with disabilities employed is 185.
17 Staff seeks direction on approving service contracts offered by
18 the CRPs. With that, I'll answer any questions you may have.

19 CHAIRMAN DANIEL: Any comments or
20 questions?

21 COMMISSIONER ALVAREZ: None here,
22 Chairman.

23 COMMISSIONER DEMERSON: None.

24 CHAIRMAN DANIEL: Do we have a motion?
25

1 COMMISSIONER ALVAREZ: Sir, I move that we
2 approve the service contracts as recommended by staff.

3 COMMISSIONER DEMERSON: Second.

4 CHAIRMAN DANIEL: It has been moved and
5 seconded. We're unanimous. Thank you. Let's go to Agenda Item
6 12, discussion, consideration, and possible action regarding new
7 certification and recertification in community rehabilitation
8 programs to participate in Purchasing From People With
9 Disabilities State Use Program.

10 JUAN GARCIA: Again, Commissioners, Juan
11 Garcia with the VR Division. Today, we bring for your
12 consideration and potential action, certification and
13 recertification of community rehab programs. In accordance with
14 Chapter 806.41, certification and recertification of community
15 rehab programs, the Commission has authority to certify and
16 recertify CRPs for participation in the PPD Program. Staff
17 reviews each submitted application and all required
18 documentation prior to forwarding recommendations for approvals
19 to Commission.

20 Staff has completed reviews of one
21 application for certification and 24 applications for
22 recertification. All 25 CRPs meet all requirements for
23 certification and recertification contained in Rule 806.41. The
24 25 CRPs in this action item are listed in your discussion paper.
25 Staff seeks direction on the certifying and recertifying of CRPs

1 to participate in the PPD Program. With that, I'll answer any
2 questions you might have.

3 CHAIRMAN DANIEL: Any comments or
4 questions?

5 COMMISSIONER ALVAREZ: None here, sir. I
6 just wanted to thank Mr. Garcia for the three Agenda Items.

7 COMMISSIONER DEMERSON: Sir, not really a
8 question, but just something that the team will look at. The
9 integrated employment placement on a number of these it had zero
10 and so I'd asked my team to kind of look into that to make sure
11 that there's nothing happening there. But, other than that, I'm
12 fine.

13 CHAIRMAN DANIEL: Thank you. Do we have a
14 motion?

15 COMMISSIONER ALVAREZ: Yes, sir. I move
16 that we approve the certifications and the recertifications of
17 the Community Rehabilitation Programs as discussed.

18 COMMISSIONER DEMERSON: I second.

19 CHAIRMAN DANIEL: It's been moved and
20 seconded. We're unanimous. Thank you. Agenda Item 13 has been
21 pulled for future discussion. This will take us to Agenda Item
22 14, discussion, consideration, and possible action regarding
23 publication for public comment of proposed amendments to
24 [unintelligible] Chapter 803 Skills Development Plan relating to
25 the implementation of House Bill 108, 85th Texas Legislature

1 Regular Session and House Bill 700, 86th Texas Legislature
2 Regular Session. We have my amendment from last week pending
3 and this is certainly open for additional discussion.

4 COMMISSIONER ALVAREZ: Chairman, if I may,
5 I would like to ask Commissioner Demerson if he has anything to
6 add to this specific Agenda Item before I have my comments.

7 COMMISSIONER DEMERSON: Nothing in
8 particular to add. I had an opportunity to look over the
9 documents, so I'm prepared for discussion.

10 COMMISSIONER ALVAREZ: Okay, Chairman, if
11 I may.

12 CHAIRMAN DANIEL: Please.

13 COMMISSIONER ALVAREZ: Thank you for
14 allowing me the opportunity to review your revisions, Chairman.
15 Rules should be due three things, these rules; make boards
16 eligible grantees collaboration, no conflict on skills grant,
17 and implement rule for Recruit Texas. I would like to remind
18 the Commissioners that the purpose of this rule revision is to
19 include the program parameters of Recruit Texas, which was added
20 by the 85th Legislature in 2017 and to add boards as eligible
21 participants, which was added by the 86th Legislature in 2019.

22 Overall, it appears, Chairman, that your
23 version of the proposed rules have been stripped of the program
24 objectives with the expectations that those parameters would be
25 placed in a guidebook and reviewed every two years. It is

1 important to make sure that we keep the core program concepts
2 and goals in rule to provide clarity to applicants and certainty
3 for program staff in administering the grant.

4 The stated goals currently in rule and
5 proposed by staff, as well as my version, provides clarity to
6 program objectives based on the statutory language. Rules are
7 meant to be specific regarding expectations as set forth by the
8 statute. A rule sets the standards that guides conduct.
9 Guidelines are merely suggestions that express best practices,
10 they are permissive. Guidance documents are not subject to the
11 public posting and comment process like rules.

12 In 2015, the [unintelligible] Commission
13 noted that TWC had too much policy and guidance and directed TWC
14 to establish procedures and criteria for determining when
15 policies would be more appropriate for rule-making rather than
16 guidance. We have an obligation to be clear to stakeholders and
17 tax payers regarding the expectations and goals of the program.
18 After all, these are tax payer dollars to be spent on training.
19 We would want to make sure we are expending tax payer dollars
20 for projects that will have a positive economic impact for the
21 area. Moreover, I will note that some contracts may last two
22 years.

23 Regarding reviewing guidance every two
24 years, our childcare guidelines are reviewed every four years.
25 Generally speaking, Chairman, I do not agree with your proposal

1 as it deletes important sections regarding program goals and
2 objectives. It fails to allow our LWDBs to review and comment
3 on proposals in their area. It fails to account for
4 participation by public state colleges and adds criteria for
5 training healthcare professionals, in which is not needed to be
6 specified since the rule allows the executive director to waive
7 any provisions for good cause and upon a finding that the public
8 interest would be served.

9 The detailed responses to your revisions,
10 Chairman, can be found in my handouts that I will ask Les to
11 pass out following my comments. My revisions to the staff
12 proposals are also contained in my handout. Generally, I agree
13 with staff regarding retaining the scope and program objectives
14 and rules since those are the core mission of the skills
15 development fund and provides clarity to all stakeholders.
16 Also, I would add that public state college as an eligible
17 partner and grant recipient, excluding individual.

18 In the definition of training provider,
19 provide a parameter on the acceptance of gifts and donations,
20 delete and award limitations of \$500,000, allow boards to review
21 and comment on SDF proposals unless they are submitting an SDF
22 grant application that targets the same employer and the
23 development of the same skills. I also would delete the
24 provisions that do not allow for duplicate training of projects
25 since this may be a capacity issue in some areas, such as in

1 South Texas where there are several major projects for one
2 training provider may not have enough capacity. A great example
3 is something we're all very familiar with in the RGV, which has
4 multiple large projects that are occurring simultaneously, like
5 the L&G projects, SpaceX and even Red River Steel.

6 At this time, I would ask Les to submit the
7 changes that I would like the offices to review. Those are my
8 comments. Thank you, Chairman.

9 CHAIRMAN DANIEL: Thank you. All right, I
10 got them. This will be offered in the form of an amendment to
11 the amendment. We would need a second to proceed with
12 discussion on these.

13 COMMISSIONER DEMERSON: I second.

14 CHAIRMAN DANIEL: It's been moved and
15 seconded. [Unintelligible] this amendment. I move to table
16 this item until the next meeting to give me time to review this
17 document and the implications of these changes.

18 COMMISSIONER DEMERSON: Yeah, second.

19 CHAIRMAN DANIEL: All right.

20 COMMISSIONER ALVAREZ: [Unintelligible] I
21 would be okay with that, Chairman. Thank you.

22 CHAIRMAN DANIEL: Yeah, great. We'll
23 table this. We'll pick this up at the next available Commission
24 meeting. Thank you.

25

1 COMMISSIONER ALVAREZ: Thank you,
2 Chairman.

3 CHAIRMAN DANIEL: Let's see. That will
4 move us to Agenda Item 15. Staff does not have anything to
5 present under statewide initiatives. Agenda Item 16 is
6 discussion, consideration, and possible action regarding
7 guidance on resource utilization and implementation of services
8 and strategies to target disaster relief efforts and public
9 health emergencies, including those funded with the Department
10 of Labor's Disaster Dislocated Grant. Ed, do we have anything
11 under this item?

12 ED SERNA: Yes, sir. We have two
13 things. The first, I'll lay out and then the second, Allison
14 Wilson will lay out, but they're both related. Last week, I
15 gave you all a heads up that staff was looking at reinstatement
16 of the work search requirement. I'm going to formally notify
17 the Commission that we will be reinstating work search effective
18 November 1st. That means that any existing claimants, the first
19 time that they will report their work search activity will be
20 November 15th. For new UI claimants after November 1st, then
21 they'll have a different schedule for reporting their work
22 search activity.

23 Staff will put out notices to both the
24 regular media, as well as social media well in advance. We'll
25 start today, as a matter of fact. We'll also send messages out

1 directly to our unemployment insurance claimants notifying them
2 of the reinstatement of the work search requirement. But again,
3 we'll reinstate it effective November the 1st with a first
4 reporting being November 15th for all existing claimants.

5 And, with that, I'm going to ask - well,
6 first let me ask you all if you have any questions for me, and
7 then I'll ask Allison to discuss the childcare work search
8 requirement, which we will setup in synchronization, so to
9 speak, with the UI requirement. Any questions for me on UI?

10 CHAIRMAN DANIEL: Questions or comments?

11 COMMISSIONER ALVAREZ: No questions for it
12 at this time, Chairman.

13 COMMISSIONER DEMERSON: Chairman, this is
14 not a question, but a comment. The examples of work search, as
15 we know, there are a lot of new individuals that are having to
16 file for the first time and so this even - the mention of work
17 search is something new to them. And, Ed, you said they're
18 going to have communication that's going out and that's good. I
19 want to really make sure that the public understands what that
20 involves, as well, and so anything we can do to make it easier
21 is the way that we want this to work, and so--

22 ED SERNA: Yes, sir. Let me clarify,
23 very quickly. Right now, what that entails - and let me give
24 you a little bit more of what's going to be in some of those
25 messages that we send out, but it will require someone to

1 conduct three work searches. And, a work search, as we're
2 defining it, is something as simple as logging into workintexas
3 and looking on three separate occasions for employment. You can
4 submit resumes in workintexas. You don't have to go out in
5 person, dropping off resumes or doing anything like that. You
6 do that three times a week and you do that twice, you know,
7 three sets twice before your two week period between requesting
8 benefit payment. But, it is as simple as logging into
9 workintexas. We're going to see if we can also modify the
10 search engine in workintexas with a simpler portal to make
11 things even easier than - but, we'll make sure that that
12 messaging, sir, that's a good point. We have a lot of people
13 that have never been on unemployment insurance before or
14 pandemic unemployment assistance before. That messaging will
15 have a whole lot of detail in it, and we're going to repeat the
16 messages. We'll put a lot of messaging out this week, next week
17 and the following week, as well as direct communications to
18 those claimants.

19 COMMISSIONER DEMERSON: Thank you.

20 ED SERNA: With that, I'm going to ask
21 Allison to provide information on the childcare work search
22 requirements.

23 COMMISSIONER ALVAREZ: Chairman, I have a
24 question for Ed before we get to Allison, if that's okay.

25 CHAIRMAN DANIEL: Please.

1 COMMISSIONER ALVAREZ: Ed, I just have a
2 question for you. Would UI claimant, in doing online training
3 metrics, would that count for work search activity?

4 ED SERNA: There are some activities
5 that will sort of suspend the work search requirement, and
6 qualified training is one of those, and we'll make sure that we
7 make them aware of that, so that if they're in qualified
8 training then that could also affect their work search.

9 COMMISSIONER ALVAREZ: Great, thank you,
10 Ed.

11 CHAIRMAN DANIEL: Will that include all of
12 our skills enhancement?

13 ED SERNA: I'll look to make sure that
14 it'll include as much of our skill enhancement training,
15 including the metrics training, as much of our skill enhancement
16 as we can.

17 CHAIRMAN DANIEL: Yeah, please do that.
18 Let us know the answer to that because I think that's pretty
19 important.

20 ED SERNA: Yes, sir. We'll verify that.

21 COMMISSIONER ALVAREZ: Thank you,
22 Chairman. Sorry for the interruption.

23 CHAIRMAN DANIEL: Not at all, not at all.

24 ED SERNA: Okay, Allison.

25

1 ALLISON WILSON: Good morning,
2 Commissioners. For the record, Allison Wilson with Childcare
3 and Early Learning. As Mr. Serna just mentioned, we have been
4 carefully looking at when the right time is to reinstate TWC's
5 regular childcare rules regarding work and doing so in concert
6 with the agency's review of the UI work search requirements.
7 Under TWC childcare rules and guidelines, if a parent has a
8 permanent job loss, they may receive three months of continued
9 child care to help them become re-employed or engage in
10 education and training.

11 On March 24, 2020, as a result of COVID-19,
12 the Commission waived this provision allowing families to
13 continue to receive subsidized childcare for an indefinite
14 period of time, regardless of their employment status. Since
15 that time, however, the Texas economy has made significant
16 improvements. Additionally, we have provisions that allow
17 boards to extend eligibility re-determinations past 12 months
18 based on unforeseen circumstances, as we briefed you on on May
19 17th. These actions have provided short-term relief and greater
20 stability for both families and childcare providers; however,
21 with more Texas businesses re-opening, the lack of a work
22 requirement and extended eligibility periods make it more
23 difficult for eligible working families to access limited funds,
24 and there are currently 39,000 children, approximately, on
25 waiting lists for the program.

1 Staff seeks direction on discontinuing
2 blanket extensions of re-determinations due to COVID-19, noting
3 that boards retain the flexibility to extend re-determination
4 periods on a case-by-case basis for extenuating circumstances,
5 and reinstating work requirements for subsidized childcare, as
6 detailed in the discussion paper. And, I'll also add that we
7 will also be making a concerted effort to make parents aware of
8 these changes, similar to what's going to happen for UI, and
9 boards will also be actively notifying families. And, that
10 concludes my remarks, and I can take any questions.

11 CHAIRMAN DANIEL: Comments or questions?

12 COMMISSIONER ALVAREZ: No, Chairman.

13 Thank you, Allison.

14 COMMISSIONER DEMERSON: None here.

15 CHAIRMAN DANIEL: Do we have a motion?

16 COMMISSIONER ALVAREZ: I move that we
17 discontinue extensions of the 12 month eligibility re-
18 determinations based only on COVID-19 effective October 30,
19 2020, but still allow extensions on a case-by-case basis, in
20 accordance with TWC rules. Further, I move that we discontinue
21 the waiver of [unintelligible] TAC 809.51B effective November 1,
22 2020, but allow all parents to receive childcare through
23 November 27, 2020, and begin notifying parents immediately of
24 these changes.

25 COMMISSIONER DEMERSON: Second.

1 CHAIRMAN DANIEL: It's been moved and
2 seconded. We're unanimous.

3 ED SERNA: We have nothing else on this
4 Agenda Item.

5 CHAIRMAN DANIEL: Thank you. Let's move
6 to Agenda Item 17, discussion, consideration, and possible
7 action regarding legislative proposals by the Texas Workforce
8 Commission [unintelligible] 87th Texas Legislature Regular
9 Session.

10 MICHAEL BRITT: Good morning, Mr.
11 Chairman, Commissioner Alvarez, Commissioner Demerson, and Mr.
12 Serna. For the record, Michael Britt, Governmental Relations.
13 This morning, I am presenting for your consideration TWC
14 Legislative Proposals for the 87th Texas Legislature. These
15 proposals have been submitted by the Childcare and Early
16 Learning, Workforce Development, Civil Rights, and Regulatory
17 Integrity Divisions. I will lay out each proposal for
18 consideration and division staff are available to answer any
19 technical questions that you may have. In your packet is both
20 the proposal overview sheet and the proposed legislative
21 language that has been drafted by the TWC Office of General
22 Counsel. Are there any questions before I begin?

23 COMMISSIONER ALVAREZ: None here, Michael.

24 COMMISSIONER DEMERSON: None here.

25

1 MICHAEL BRITT: Thank you. Beginning on
2 page three of your packets, we have the Childcare and Early
3 Learning Division's proposal related to the Texas Rising Star
4 Assessment and Evaluators. This proposal would amend the Texas
5 Government code to remove the requirements that local workforce
6 development [unintelligible] provide quality rating assessors
7 and allow for TWC to competitively procure a single state-wide
8 contracted entity to oversee a state-wide roster of childcare
9 quality assessors.

10 Pardon me, Mr. Chairman, would you prefer I
11 go through each one and y'all take action before we go to the
12 next or complete the overview before y'all take action?

13 CHAIRMAN DANIEL: Complete the overview,
14 please.

15 MICHAEL BRITT: Okay, thank you. On
16 page nine of your packets, is the Civil Rights Division's
17 proposal related to Fair Housing Act amendments. This proposal
18 seeks to clarify and add exceptions to the exemptions under
19 Section 301.401 of the Texas Property Code. This section
20 contains exemptions concerning the single family home exemption
21 and what is called the Ms. Murphy exemption. Under federal law,
22 these two exemptions have exceptions which are not currently
23 present in statute, creating an issue with substantial
24 conformity of Texas law with federal law. Subchapter B of the
25 state statute does not apply to the noted exemptions.

1 Because the subchapter contains several
2 notable Fair Housing issues that are clearly exceptions under
3 the federal law, the US Department of Housing and Urban
4 Development clearly indicated, in no uncertain terms, that the
5 issues of nonconformity may affect CRD's recertification during
6 the bi-annual performance appraisal review of CRD in July of
7 this year. It is also requested a high level of assurance that
8 this would prioritized and adequately addressed by TWC in the
9 upcoming legislative session.

10 On page 15 of your packet is the Workforce
11 Development Division's proposal related to apprenticeship. This
12 proposal seeks to amend the Texas Education Code to remove the
13 requirement for the apprenticeship-related instruction cost
14 study, as this report has been replaced by bi-annual reports to
15 the Texas Workforce Investment Council and the Apprenticeship
16 Texas Advisory Committee.

17 On page 21 of your packet is the Workforce
18 Development Division's proposal related to the self-sufficiency
19 fund grant program. This proposal seeks to remove references
20 containing the Texas Labor Code Statute that limit the reach of
21 the program and would allow the program to serve those
22 individuals who are at risk of becoming dependent upon public
23 assistance, which is in alignment with the federal guidance for
24 these types of programs.

1 On page 26 of your packet is the Regulatory
2 Integrity Division's proposal related to notice of assessment
3 and methods of service. This proposal would amend the Texas
4 Labor Code to allow TWC to serve notice of assessments in three
5 ways; by a process server under the rules of civil procedure,
6 which is the current law, directly from the agency by mail
7 without a process server, and through substituted service if
8 these other methods are not successful. And, under this
9 proposal, an employer would still be able to contest the service
10 in District court, as they always have.

11 This concludes my overview of the
12 legislative proposals, and, again, I'm happy to answer any
13 questions.

14 CHAIRMAN DANIEL: Questions or comments?

15 COMMISSIONER ALVAREZ: No questions or
16 comments at this time, Chairman.

17 COMMISSIONER DEMERSON: No questions or
18 comments, just thank the staff for the briefings in advance. I
19 appreciate it.

20 CHAIRMAN DANIEL: Do we have a motion?

21 COMMISSIONER ALVAREZ: Chairman, I move
22 that - do I have a second to move all proposals presented by
23 staff to move forward?

24 COMMISSIONER DEMERSON: Yes, a second on
25 this side to move these forward.

1 CHAIRMAN DANIEL: All right, it's been
2 moved and seconded, and we're unanimous.

3 MICHAEL BRITT: Thank you very much.

4 CHAIRMAN DANIEL: Thank you. I'm told
5 there's no Legislative Report today. Ed, do we have an
6 Executive Director's Report today?

7 ED SERNA: No, sir. I have nothing to
8 report. Sorry, I had to unmute.

9 CHAIRMAN DANIEL: Thank you, thank you.
10 Is there any other order of business to come before the
11 Commission?

12 ED SERNA: No, sir. Not that--

13 COMMISSIONER ALVAREZ: None here,
14 Chairman.

15 CHAIRMAN DANIEL: Do we have a motion to
16 adjourn?

17 COMMISSIONER ALVAREZ: Chairman, I move
18 that we adjourn.

19 COMMISSIONER DEMERSON: I second the
20 motion.

21 CHAIRMAN DANIEL: Well, it has been moved
22 and seconded to adjourn, and we are adjourned. Gentlemen, thank
23 you. Everybody have a great week.

24

25