

1 **CHAPTER 802. TEXAS WORKFORCE COMMISSION LOCAL WORKFORCE**
2 **DEVELOPMENT BOARD ADVISORY COMMITTEE**

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4 **PROPOSED RULES WITH PREAMBLE TO BE SUBMITTED TO THE *TEXAS***
5 ***REGISTER*. THIS DOCUMENT WILL HAVE NO SUBSTANTIVE CHANGES BUT IS**
6 **SUBJECT TO FORMATTING CHANGES AS REQUIRED BY THE *TEXAS REGISTER*.**
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8 The Texas Workforce Commission (Commission) proposes the repeal of Chapter 802 in its
9 entirety, relating to the Texas Workforce Commission Local Workforce Development Board
10 Advisory Committee rules:

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12 Subchapter A. General Provisions, §§802.1 - 802.4

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14 Subchapter B. Requirements for TWC Advisory Committee Members,
15 §§802.11 - 802.15

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17 Subchapter C. Requirements for TWC Advisory Committee Meetings, §802.21 and
18 §802.22

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20 Subchapter D. Reporting to the Commission, §802.31

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22 Subchapter E. Agency Evaluation of the TWC Advisory Committee and Report to the
23 Legislative Budget Board, §802.41 and §802.42

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25 **PART I. PURPOSE, BACKGROUND, AND AUTHORITY**

26 **PART II. IMPACT STATEMENTS**

27 **PART III. COORDINATION ACTIVITIES**

28 **PART I. PURPOSE, BACKGROUND, AND AUTHORITY**

29 The purpose of the proposed repeal is to eliminate Chapter 802, relating to the Texas Workforce
30 Commission (TWC) Local Workforce Development Board Advisory Committee rules, created
31 pursuant to Texas Labor Code §302.013. Under Texas Government Code §2110.008(b), an
32 advisory committee is automatically abolished on the fourth anniversary of the date of its
33 creation. Because the law creating the TWC Advisory Committee became effective September
34 1, 2003, the automatic abolishment date of the TWC Advisory Committee is September 1, 2007;
35 therefore, these rules are no longer required.

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37 **PART II. IMPACT STATEMENTS**

38 Randy Townsend, Chief Financial Officer, has determined that for each year of the first five
39 years the rules will be in effect, the following statements will apply:

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41 There are no estimated additional costs to the state and to local governments expected as a result
42 of enforcing or administering the rules.

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44 There are no estimated reductions in costs to the state and to local governments as a result of
45 enforcing or administering the rules.

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2 There are no estimated losses or increases in revenue to the state or to local governments as a
3 result of enforcing or administering the rules.

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5 There are no foreseeable implications relating to costs or revenue of the state or local
6 governments as a result of enforcing or administering the rules.

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8 There will be no probable economic costs to persons required to comply with this rule, and there
9 will be no adverse economic effect on small businesses.

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11 **Economic Impact Statement and Regulatory Flexibility Analysis**

12 The Agency has determined that the proposed repeal will not have an adverse economic impact
13 on small businesses as these proposed repeal place no requirements on small businesses.

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15 The reasoning that led to these conclusions is as follows:

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17 Texas Government Code §2110.008(c) provides that an advisory committee that has been
18 specifically created by state statute is considered to have been created on the effective date of
19 that law, and if that advisory committee was not created for a specific duration prescribed by
20 statute, then the advisory committee will automatically be abolished on the fourth anniversary of
21 the date of its creation. As the law creating the Local Workforce Development Board Advisory
22 Committee became effective September 1, 2003, then the automatic abolishment date for that
23 advisory committee was September 1, 2007. As the advisory committee has been abolished,
24 these rules are no longer required. There will be no fiscal impact.

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26 Mark Hughes, Director of Labor Market Information, has determined that there is no significant
27 negative impact upon employment conditions in the state as a result of the rules.

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29 Laurence M. Jones, Director, Workforce Development Division, has determined that for each
30 year of the first five years the rules are in effect, the public benefit anticipated as a result of
31 enforcing the proposed repeal will be to ensure compliance with federal and state requirements.

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33 The Agency hereby certifies that the proposal has been reviewed by legal counsel and found to
34 be within the Agency's legal authority to adopt.

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36 **PART III. COORDINATION ACTIVITIES**

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38 Comments on the proposal may be submitted to TWC Policy Comments, Workforce Policy and
39 Service Delivery, attn: Workforce Editing, 101 East 15th Street, Room 440T, Austin, Texas
40 78778; faxed to (512) 475-3577; or e-mailed to TWCPolicyComments@twc.state.tx.us. The
41 Commission must receive comments postmarked no later than 30 days from the date this
42 proposal is published in the *Texas Register*.

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44 The repeal is proposed pursuant to Texas Labor Code §301.0015 and §302.002(d), which
45 provide the Texas Workforce Commission with the authority to adopt, amend, or repeal such
46 rules as it deems necessary for the effective administration of Agency services and activities.

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2 The proposed repeal affects Texas Labor Code, Title 4; Texas Labor Code §302.013, regarding
3 establishment of an advisory committee to the Commission; and Texas Government Code,
4 Chapter 2110, relating to state agency advisory committees.
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1 **CHAPTER 802. TEXAS WORKFORCE COMMISSION LOCAL WORKFORCE**
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3
4 **SUBCHAPTER A. GENERAL PROVISIONS**

5 §802.1. Requirements for the Texas Workforce Commission Local Workforce Development
6 Board Advisory Committee

7 §802.2. Purpose and Tasks

8 §802.3. Duration of the TWC Advisory Committee

9 §802.4. Agency Contact

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11 **SUBCHAPTER B. REQUIREMENTS FOR TWC ADVISORY COMMITTEE MEMBERS**

12 §802.11. Appointment and Composition

13 §802.12. Vacancies

14 §802.13. Terms of Office

15 §802.14. Selection and Role of a Presiding Officer

16 §802.15. Legislative Activity

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18 **SUBCHAPTER C. REQUIREMENTS FOR TWC ADVISORY COMMITTEE MEETINGS**

19 §802.21. Open Meetings

20 §802.22. Open Records

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22 **SUBCHAPTER D. REPORTING TO THE COMMISSION**

23 §802.31. Annual Report

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25 **SUBCHAPTER E. AGENCY EVALUATION OF THE TWC ADVISORY COMMITTEE**
26 **AND REPORT TO THE LEGISLATIVE BUDGET BOARD**

27 §802.41. Agency Annual Evaluation

28 §802.42. Commission Report to the Legislative Budget Board

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