

Chapter 805. JOB TRAINING PARTNERSHIP ACT RULES

Subchapter B. PROGRAM DELIVERY SYSTEM

40 TAC §§805.120 - 805.127, 805.129 - 805.131, 805.133, 805.134

(Editor's note: The text of the following sections proposed for repeal will not be published. The sections may be examined in the offices of the Texas Workforce Commission or in the Texas Register office, Room 245, James Earl Rudder Building, 1019 Brazos Street, Austin.)

The Texas Workforce Commission (Commission) proposes the repeal of Chapter 805 Subchapter B, §§805.120 - 805.127, 805.129 - 805.131, 805.133, and 805.134, relating to the Job Training Partnership Act (JTPA) Program Delivery System.

Background and Purpose: The JTPA was repealed and the State has fully implemented the Workforce Investment Act (WIA)(29 U.S.C.A. §§2801 *et seq.*) program, which replaces the JTPA in Texas. The provisions in Chapter 805 Subchapter B are to be replaced with the provisions set forth in the new and amended rules proposed concurrently for Chapter 801.

Randy Townsend, Chief Financial Officer, has determined that for the first five years the repeals are in effect, the following statements will apply:

there are no additional estimated costs to the state and to local governments expected as a result of enforcing or administering the repeals;

there are no estimated reductions in costs to the state or to local governments expected as a result of enforcing or administering the repeals;

there are no estimated losses or increases in revenue to the state or to local governments as a result of enforcing or administering the repeals;

there are no foreseeable implications relating to costs or revenues to the state or to local governments as a result of enforcing or administering the repeals; and

there are no anticipated costs to persons who are required to comply with the repeals as proposed.

Mr. Townsend has also determined that there is no anticipated adverse impact on small businesses as a result of enforcing or administering these repeals because small businesses are not required to do anything as a result of the rules.

Barbara Cigainero, Director of Workforce Development, has determined that the public benefit anticipated as a result of the repeals as proposed will be to assure compliance with state and federal statutory and regulatory requirements.

Mark Hughes, Director of Labor Market Information, has determined that there is no foreseeable negative impact upon employment conditions in this state as a result of the proposed repeals.

Comments on the proposed repeals may be submitted to Barbara Cigainero, Workforce Development Division, Texas Workforce Commission, 101 East 15th Street, Room 504BT, Austin, Texas 78778; Fax Number 512-463-2799; or E-mail to barbara.cigainero@twc.state.tx.us. Comments must be received by the Commission no later than thirty (30) days from the date this proposal is published in the *Texas Register* .

The repeals are proposed under Texas Labor Code §§301.061 and 302.002, which provide the Commission with the authority to adopt, amend, or repeal such rules as it deems necessary for the effective administration of Commission services and activities.

The proposal affects Texas Labor Code, Title 4, and Texas Government Code, Chapter 2308.

§805.120.Designation of Service Delivery Areas.

§805.121.Procedure for Service Delivery Area Designation.

§805.122.Form and Procedure for Petitions.

§805.123.Redesignation of an Existing Service Delivery Area.

§805.124.Public Comment.

§805.125.Establishment of Private Industry Councils.

§805.126.Nomination and Appointment of PIC Representatives.

§805.127.Certification of a Private Industry Council.

§805.129.Agreement for Local procedures.

§805.130.Private Industry Council Vacancies.

§805.131.Address for All Submissions, Notices, and Requests for Information or Forms.

§805.133.Private Industry Council Conflict of Interest.

§805.134.SDA/PIC Forms Adopted by Reference.

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's legal authority to adopt.

Filed with the Office of the Secretary of State, on May 26, 2000.

TRD-200003774

J. Randel (Jerry) Hill

General Counsel

Texas Workforce Commission

Earliest possible date of adoption: July 9, 2000

For further information, please call: (512) 463-8812