

By: Gervin-Hawkins

H.B. No. 865

A BILL TO BE ENTITLED

AN ACT

relating to the application for funding for certain workforce development programs.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter C, Chapter 302, Labor Code, is amended by adding Section 302.0465 to read as follows:

Sec. 302.0465. DIRECT FUNDING APPLICATION. (a) The commission shall adopt a plan to allow nonprofit service providers to apply for funding directly from the commission if the local workforce development board is nonresponsive. A local workforce development board is considered nonresponsive if, as determined by the commission, the board:

(1) is not fulfilling the board's statutory requirements; and

(2) has not met at least 80 percent of the performance standards established under this chapter and other applicable federal and state law for two consecutive program years.

(b) The plan adopted under this section may include an application for funding for:

(1) job training programs funded under the Workforce Innovation and Opportunity Act (29 U.S.C. Section 3101 et seq.);

(2) postsecondary vocational and technical job training programs that are not part of approved courses or programs that lead to licensing, certification, or an associate degree under

1 Chapter 61, 130, or 135, Education Code, or Subchapter E, Chapter
2 88, Education Code;

3 (3) adult education programs under Chapter 315;

4 (4) employment services programs;

5 (5) support services provided for recipients of
6 financial assistance under Chapter 31, Human Resources Code; and

7 (6) employment and training programs for recipients of
8 supplemental nutrition assistance under Chapter 33, Human
9 Resources Code.

10 SECTION 2. As soon as practicable after the effective date
11 of this Act, the Texas Workforce Commission shall adopt the rules
12 necessary to implement Section 302.0465, Labor Code, as added by
13 this Act.

14 SECTION 3. This Act takes effect September 1, 2023.