

By: Nelson

S.B. No. 281

A BILL TO BE ENTITLED

AN ACT

relating to the continuation of the Council on Workforce and Economic Competitiveness as the Texas Workforce Investment Council and to the functions performed by the council.

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

ARTICLE 1. CONTINUATION AS TEXAS WORKFORCE

INVESTMENT COUNCIL

SECTION 1.01. The heading of Chapter 2308, Government Code, is amended to read as follows:

CHAPTER 2308. WORKFORCE INVESTMENT [~~AND ECONOMIC COMPETITIVENESS~~] ACT

SECTION 1.02. Section 2308.001, Government Code, is amended to read as follows:

Sec. 2308.001. SHORT TITLE. This chapter may be cited as the Workforce Investment [~~and Economic Competitiveness~~] Act.

SECTION 1.03. Section 2308.002(1), Government Code, is amended to read as follows:

(1) "Council" means the Texas Workforce Investment Council [~~on Workforce and Economic Competitiveness~~].

SECTION 1.04. Section 2308.005, Government Code, is amended to read as follows:

Sec. 2308.005. APPLICATION OF SUNSET ACT. The Texas Workforce Investment Council [~~on Workforce and Economic Competitiveness~~] is subject to Chapter 325 (Texas Sunset Act).

1 Unless continued in existence as provided by that chapter, the  
2 council is abolished September 1, 2015 [2003].

3 SECTION 1.05. Section 2308.006(a), Government Code, is  
4 amended to read as follows:

5 (a) If a change in law made by House Bill 3431, Acts of the  
6 76th Legislature, Regular Session, 1999, would have the effect of  
7 invalidating an exemption granted under the Workforce Investment  
8 Act of 1998 (Pub. L. No. 105-220), the Texas Workforce Investment  
9 Council [~~on Workforce and Economic Competitiveness~~] may not operate  
10 under that change in law but, instead, shall operate under the law  
11 as it existed before September 1, 1999 [~~the effective date of this~~  
12 ~~Act~~].

13 ARTICLE 2. COUNCIL MEMBERSHIP AND TRAINING

14 SECTION 2.01. Section 2308.052, Government Code, is amended  
15 by amending Subsections (b) and (c) and adding Subsection (e) to  
16 read as follows:

17 (b) The council is composed of:

18 (1) three voting members who represent education, one  
19 of whom represents local public education, one of whom represents  
20 public postsecondary education, and one of whom represents  
21 vocational education;

22 (2) five voting members who represent organized labor  
23 appointed from recommendations made by recognized labor  
24 organizations;

25 (3) five voting members who represent business and  
26 industry, including business members serving on local workforce  
27 development boards or private industry councils;

1           (4) two voting members who represent community-based  
2 organizations; and

3           (5) the following ex officio voting members:

4                (A) the commissioner of education [~~chair of the~~  
5 ~~State Board of Education~~];

6                (B) the commissioner of higher education [~~chair~~  
7 ~~of the Texas Higher Education Coordinating Board~~];

8                (C) the commissioner of human services  
9 [~~presiding officer of the Texas Board of Human Services~~];

10               (D) the executive director [~~presiding officer of~~  
11 ~~the policy advisory board~~] of the Texas Department of Economic  
12 Development; and

13               (E) the executive director [~~chair~~] of the Texas  
14 Workforce Commission.

15           (c) The membership of the council must represent the [~~ethnic~~  
16 ~~and~~] geographic diversity of this state.

17           (e) Appointments to the council shall be made without regard  
18 to the race, color, disability, sex, religion, age, or national  
19 origin of the appointees.

20           SECTION 2.02. Section 2308.053(a), Government Code, is  
21 amended to read as follows:

22           (a) The governor shall designate one of the business or  
23 labor representatives on the council [~~to serve~~] as the presiding  
24 officer of the council to serve in that capacity at the pleasure of  
25 the governor.

26           SECTION 2.03. Sections 2308.056(a) and (c), Government  
27 Code, are amended to read as follows:

1           (a) It is a ground for removal from the council that a member  
2 who is not an ex officio member:

3               (1) does not have at the time of appointment the  
4 qualifications required by Section 2308.052;

5               (2) does not maintain during service on the council  
6 the qualifications required by Section 2308.052;

7               (3) cannot, because of illness or disability,  
8 discharge the member's duties for a substantial part of the member's  
9 term [~~for which the member is appointed because of illness or~~  
10 ~~disability~~];

11              (4) is absent from more than one-fourth of the  
12 regularly scheduled council meetings that the member is eligible to  
13 attend during a calendar year without an excuse approved by a  
14 majority vote of the council's members; or

15              (5) is absent from two consecutive council meetings  
16 for which the member received notice not less than 48 hours before  
17 the time of the meeting.

18           (c) If the executive director has knowledge that a potential  
19 ground for removal exists, the executive director shall notify the  
20 presiding officer of the council of the ground. The presiding  
21 officer shall then notify the governor and the attorney general  
22 that a potential ground for removal exists. If the potential ground  
23 for removal involves the presiding officer, the executive director  
24 shall notify the next highest ranking officer of the council, who  
25 shall then notify the governor and the attorney general that a  
26 potential ground for removal exists.

27           SECTION 2.04. Section 2308.158, Government Code, is amended

to read as follows:

Sec. 2308.158. COUNCIL TRAINING; STANDARDS OF CONDUCT INFORMATION. (a) A person who is appointed to and qualifies for office as a council member may not vote, deliberate, or be counted as a member in attendance at a meeting of the council until the person completes a training program that complies with this section.

(b) The training program must provide the person with information regarding:

- (1) the legislation that created the council;
- (2) the programs operated by the council;
- (3) the role and functions of the council;
- (4) the rules of the council, with an emphasis on the rules that relate to disciplinary and investigatory authority;
- (5) the current budget for the council;
- (6) the results of the most recent formal audit of the council;
- (7) the requirements of:
  - (A) the open meetings law, Chapter 551;
  - (B) the public information law, Chapter 552;
  - (C) the administrative procedure law, Chapter 2001; and
  - (D) other laws relating to public officials, including conflict-of-interest laws; and
- (8) any applicable ethics policies adopted by the council or the Texas Ethics Commission.

(c) Each council member shall comply with the member

training requirements established by any other state agency that is given authority to establish the requirements for the council.

(d) ~~[(b)]~~ The executive director shall provide to the council's members and employees, as often as necessary, information regarding the requirements ~~[their qualifications]~~ for office or employment under this chapter, including information regarding a person's ~~[and their]~~ responsibilities under applicable laws relating to standards of conduct for state officers and employees.

SECTION 2.05. As soon as practicable after the effective date of this Act, the ex officio voting members of the Texas Workforce Investment Council described by Section 2308.052(b), Government Code, as amended by this article, shall begin to serve on the council.

SECTION 2.06. The changes in law made by this article in the prohibitions or qualifications applying to members of the Texas Workforce Investment Council do not affect the entitlement of a member serving on the council immediately before September 1, 2003, to continue to serve and function as a member of the council for the remainder of the member's term. Those changes in law apply only to a member appointed on or after September 1, 2003.

### ARTICLE 3. COUNCIL DUTIES

SECTION 3.01. Section 2308.101, Government Code, is amended by adding Subsection (c) to read as follows:

(c) The members of the council shall develop and implement policies that:

(1) clearly separate:

(A) the policy-making responsibilities of the

1 members of the council; and

2 (B) the management responsibilities of the  
3 executive director and the staff of the council; and

4 (2) provide the public with a reasonable opportunity  
5 to appear before the council and to speak on any issue under the  
6 jurisdiction of the council.

7 SECTION 3.02. Subchapter C, Chapter 2308, Government Code,  
8 is amended by adding Section 2308.1015 to read as follows:

9 Sec. 2308.1015. DUTY TO FACILITATE DELIVERY OF INTEGRATED  
10 WORKFORCE SERVICES. (a) To facilitate the seamless delivery of  
11 integrated workforce services in this state, the council shall:

12 (1) evaluate programs administered by agencies  
13 represented on the council to identify:

14 (A) any duplication of or gaps in the services  
15 provided by those programs; and

16 (B) any other problems that adversely affect the  
17 seamless delivery of those services; and

18 (2) develop and implement immediate and long-range  
19 strategies to address problems identified by the council under  
20 Subdivision (1).

21 (b) The council shall include in the council's annual report  
22 to the governor and to the legislature:

23 (1) a list of specific problems identified by the  
24 council under Subsection (a) to be addressed by the council in the  
25 following year; and

26 (2) the results of any measures taken by the council to  
27 address problems identified by the council under Subsection (a).

1        (c) The long-range strategies developed by the council  
2 under Subsection (a) must:

3            (1) identify each agency represented on the council  
4 that is responsible for implementing each strategy; and

5            (2) include a time frame for the implementation of  
6 each strategy.

7        SECTION 3.03. Section 2308.104, Government Code, is amended  
8 by adding Subsection (h) to read as follows:

9        (h) The council shall include in the strategic plan  
10 long-range strategies developed by the council under Section  
11 2308.1015 to facilitate the seamless delivery of integrated  
12 workforce services in this state.

13        SECTION 3.04. Subchapter C, Chapter 2308, Government Code,  
14 is amended by adding Sections 2308.107 and 2308.108 to read as  
15 follows:

16        Sec. 2308.107. COMPLAINTS AGAINST COUNCIL. (a) The  
17 council shall maintain a file on each written complaint filed with  
18 the council. The file must include:

19            (1) the name of the person who filed the complaint;  
20            (2) the date the complaint is received by the council;  
21            (3) the subject matter of the complaint;  
22            (4) the name of each person contacted in relation to  
23 the complaint;

24            (5) a summary of the results of the review or  
25 investigation of the complaint; and

26            (6) an explanation of the reason the file was closed,  
27 if the council closed the file without taking action other than to



1 investigate the complaint.

2 (b) The council shall provide to the person filing the  
3 complaint and to each person who is a subject of the complaint a  
4 copy of the council's policies and procedures relating to complaint  
5 investigation and resolution.

6 (c) The council, at least quarterly until final disposition  
7 of the complaint, shall notify the person filing the complaint and  
8 each person who is a subject of the complaint of the status of the  
9 investigation unless the notice would jeopardize an undercover  
10 investigation.

11 Sec. 2308.108. POLICY ON TECHNOLOGICAL SOLUTIONS. The  
12 members of the council shall develop and implement a policy  
13 requiring the executive director and council employees to research  
14 and propose appropriate technological solutions to improve the  
15 council's ability to perform its functions. The technological  
16 solutions must:

17 (1) ensure that:

18 (A) the public is able to easily find information  
19 about the council on the Internet; and

20 (B) persons who want to use the council's  
21 services are able to:

22 (i) interact with the council through the  
23 Internet; and

24 (ii) access any service that can be  
25 provided effectively through the Internet;

26 (2) be cost-effective; and

27 (3) be developed through the council's planning

1 processes.

2 SECTION 3.05. Subchapter D, Chapter 2308, Government Code,  
3 is amended by adding Section 2308.159 to read as follows:

4 Sec. 2308.159. STATE EMPLOYEE INCENTIVE PROGRAM  
5 INFORMATION AND TRAINING. The executive director or the executive  
6 director's designee shall provide to council employees information  
7 and training on the benefits and methods of participation in the  
8 state employee incentive program.

9 SECTION 3.06. The Texas Workforce Investment Council shall  
10 implement Sections 2308.101, 2308.1015, 2308.104, 2308.108, and  
11 2308.159, Government Code, as amended or added by this article, not  
12 later than February 1, 2004.

13 SECTION 3.07. Section 2308.107, Government Code, as added  
14 by this article, applies only to a written complaint filed with the  
15 Texas Workforce Investment Council on or after the effective date  
16 of this Act, regardless of whether the conduct or act that is the  
17 subject of the complaint occurred or was committed before, on, or  
18 after the effective date of this Act.

19 ARTICLE 4. TRANSFER OF MAINTENANCE OF WORKFORCE

20 DEVELOPMENT EVALUATION SYSTEM FROM COUNCIL TO

21 TEXAS WORKFORCE COMMISSION

22 SECTION 4.01. The heading of Section 2308.151, Government  
23 Code, is amended to read as follows:

24 Sec. 2308.151. ESTABLISHMENT OF FUNDING FORMULA FOR  
25 EVALUATION SYSTEM~~[, FUNDING]~~.

26 SECTION 4.02. Section 2308.151(c), Government Code, is  
27 amended to read as follows:

1       ~~[(c)]~~ The council shall establish, with the approval of the  
2 governor, a funding formula to determine the level of support each  
3 agency administering a workforce program must provide to operate  
4 the automated follow-up and evaluation system administered by the  
5 Texas Workforce Commission under Subchapter E, Chapter 302, Labor  
6 Code ~~[required by this section]~~.

7       SECTION 4.03. Chapter 302, Labor Code, is amended by adding  
8 Subchapter E to read as follows:

9       SUBCHAPTER E. WORKFORCE DEVELOPMENT EVALUATION SYSTEM

10       Sec. 302.081. MAINTENANCE AND OPERATION OF WORKFORCE  
11 DEVELOPMENT EVALUATION SYSTEM. (a) The commission shall maintain  
12 and operate an automated follow-up and evaluation system derived  
13 from appropriate available information, including:

14               (1) unemployment insurance wage records maintained by  
15 the commission; and

16               (2) student follow-up information available through  
17 the Texas Higher Education Coordinating Board.

18       (b) The agencies represented on the council shall fund the  
19 maintenance and operation of the evaluation system by using funds  
20 available to the agencies for evaluation of each agency's workforce  
21 development programs.

22       Sec. 302.082. INFORMATION AND DATA FOR EVALUATION SYSTEM.

23       (a) Each state agency represented on the council shall provide  
24 information to support the commission's follow-up and evaluation  
25 system as requested.

26       (b) Evaluation data in the system must include:

27               (1) placement rates;

1           (2) wages paid;  
2           (3) retention in employment statistics;  
3           (4) the number of education and training-related  
4 placements; and  
5           (5) other appropriate factors, including public  
6 welfare dependency and the pursuit of additional education.

7           (c) The commission may develop a method for collecting  
8 occupational information to supplement wage record information  
9 collected by the commission. The commission may request employers,  
10 providers, and other appropriate sources to provide placement,  
11 employment, and earnings information to the commission.

12           Sec. 302.083. ANALYSIS. (a) At least annually, the  
13 commission shall issue an analysis, by occupation and by the  
14 provider of the job placement performance, of each workforce  
15 development program for the previous one-year, three-year, and  
16 five-year periods to:

17           (1) each provider of workforce education or workforce  
18 training and services;

19           (2) the Texas Higher Education Coordinating Board for  
20 each provider of workforce education approved and administered by  
21 the coordinating board;

22           (3) each local workforce development board for each  
23 provider of workforce training and services in the workforce  
24 development area; and

25           (4) the division.

26           (b) The commission shall post each analysis issued under  
27 Subsection (a) on the commission's Internet website in a format

1 that is readily accessible to and understandable by a member of the  
2 public.

3 Sec. 302.084. USE BY TEXAS HIGHER EDUCATION COORDINATING  
4 BOARD. The Texas Higher Education Coordinating Board shall use the  
5 job placement information received under this subchapter and other  
6 information to:

7 (1) evaluate the effectiveness of workforce  
8 education;

9 (2) determine whether a public or private workforce  
10 education program is effective in placing persons who successfully  
11 complete the program in jobs related to the persons' training; and

12 (3) determine whether to continue, expand, or  
13 terminate a program established under Section 61.051, Education  
14 Code.

15 Sec. 302.085. USE BY COUNCIL AND WORKFORCE DEVELOPMENT  
16 BOARD. The council and each local workforce development board  
17 shall use the information developed under this subchapter and other  
18 information to determine whether a specific workforce training and  
19 services program administered by or funded by the local board is  
20 effective and whether to continue the training and services  
21 program.

22 Sec. 302.086. USE OF EVALUATION SYSTEM. The follow-up and  
23 evaluation system shall be used to assist the council, local  
24 workforce development boards, institution boards, the Texas Higher  
25 Education Coordinating Board, the Texas Education Agency, and other  
26 agencies in evaluating the labor market success and effectiveness  
27 of workforce development in this state.

1           SECTION 4.04. As soon as practicable after the effective  
2 date of this Act, the Texas Workforce Investment Council shall  
3 transfer all records and information relating to the maintenance  
4 and operation of the workforce development evaluation system to the  
5 Texas Workforce Commission.

6                           ARTICLE 5. REPEALER

7           SECTION 5.01. Sections 2308.151(a) and (b), Government  
8 Code, are repealed.

9           SECTION 5.02. Sections 2308.152-2308.156, Government Code,  
10 are repealed.

11                          ARTICLE 6. CONFORMING AMENDMENTS

12           SECTION 6.01. Section 19.011, Education Code, is amended to  
13 read as follows:

14           Sec. 19.011. COORDINATION WITH OTHER STATE AGENCIES. (a)  
15 In order to achieve the goals stated in Section 19.003, the district  
16 with the cooperation of the Health and Human Services Commission,  
17 the Texas Workforce Investment Council [~~on Workforce and Economic~~  
18 ~~Competitiveness~~], the Texas Department of Economic Development  
19 [~~Commerce~~], and the department shall provide persons confined or  
20 imprisoned in the department:

21                   (1) information from local workforce and development  
22 boards on job training and employment referral services; and

23                   (2) information on the tax refund voucher program  
24 under Subchapter H [~~D~~], Chapter 301 [~~31~~], Labor [~~Human Resources~~]  
25 Code[, ~~and~~

26                   [~~(3) information on the smart jobs fund program~~].

27           (b) The district may coordinate vocational education and

1 job training programs with a local workforce development board  
2 authorized by the Texas Workforce Investment Council [~~on Workforce~~  
3 ~~and Economic Competitiveness~~].

4 SECTION 6.02. Section 30.103, Education Code, is amended  
5 to read as follows:

6 Sec. 30.103. MEMORANDUM OF UNDERSTANDING. The Texas Youth  
7 Commission with the assistance of the Texas Workforce [~~Employment~~  
8 Commission and the Texas Workforce Investment Council [~~on Workforce~~  
9 ~~and Economic Competitiveness~~] shall by rule adopt a memorandum of  
10 understanding that establishes the respective responsibility of  
11 those entities to provide through local workforce development  
12 boards job training and employment assistance programs to children  
13 committed or formerly sentenced to the Texas Youth Commission. The  
14 Texas Youth Commission shall coordinate the development of the  
15 memorandum of understanding and include in its annual report  
16 information describing the number of children in the preceding year  
17 receiving services under the memorandum.

18 SECTION 6.03. Section 61.051(f), Education Code, is amended  
19 to read as follows:

20 (f) The board shall encourage and develop new certificate  
21 programs in technical and vocational education in Texas public  
22 technical institutes and public community colleges as the needs of  
23 technology and industry may demand and shall recommend the  
24 elimination of such programs for which a need no longer exists. The  
25 board shall conduct a review of the certificate programs at least  
26 every four years or on the request of the Texas Workforce Investment  
27 Council [~~on Workforce and Economic Competitiveness~~] and shall

1 terminate a program that does not meet performance review standards  
 2 and other criteria established by the board. The board shall assume  
 3 the leadership role and administrative responsibilities for state  
 4 level administration of postsecondary technical-vocational  
 5 education programs in Texas public community colleges, public  
 6 technical institutes, and other eligible public postsecondary  
 7 institutions. The board shall ensure that standardized minimum  
 8 technical and skill-specific competency and performance standards  
 9 for each workforce education program, as developed by the Texas  
 10 Workforce Investment Council [~~on Workforce and Economic~~  
 11 ~~Competitiveness~~], are used in the board's review, approval, or  
 12 disapproval of a vocational and technical program financed by state  
 13 and federal funds.

14 SECTION 6.04. Section 61.077, Education Code, is amended to  
 15 read as follows:

16 Sec. 61.077. JOINT ADVISORY COMMITTEE. (a) A joint  
 17 advisory committee shall advise the Texas Higher Education  
 18 Coordinating Board and the State Board of Education in coordinating  
 19 postsecondary career and technology activities, career and  
 20 technology teacher education programs offered or proposed to be  
 21 offered in the colleges and universities of this state, and other  
 22 relevant matters, including those listed in Section 61.076 of this  
 23 code. The committee shall be composed of three members from the  
 24 State Board of Education[7] appointed by the chair [~~chairman~~]  
 25 the board, and [~~and~~] three members from the Texas Higher Education  
 26 Coordinating Board[7] appointed by the chairman of the board, one  
 27 member designated by the presiding officer of the Texas Workforce



1 Investment Council [~~on Workforce and Economic Competitiveness~~],  
2 and one member representing business designated by the chair of the  
3 Texas Partnership for Economic Development. A member of the board  
4 shall be designated as chairman of the joint advisory committee by  
5 the chairman of the board. The committee shall hold regular annual  
6 meetings as called by the chairman.

7 (b) The purposes of this committee shall include the  
8 following:

9 (1) to advise the two boards on the coordination of  
10 postsecondary career and technology education and the articulation  
11 between postsecondary career and technology education and  
12 secondary career and technology education;

13 (2) to facilitate the transfer of responsibilities for  
14 the administration of postsecondary career and technology  
15 education from the State Board of Education to the board in  
16 accordance with Section 111(a)(I) of the Carl D. Perkins Vocational  
17 Education Act, Public Law 98-524;

18 (3) to advise the State Board of Education, when it  
19 acts as the State Board for Career and Technology Education, on the  
20 following:

21 (A) the transfer of federal funds to the board  
22 for allotment to eligible public postsecondary institutions of  
23 higher education;

24 (B) the career and technology education funding  
25 for projects and institutions as determined by the board when the  
26 State Board for Career and Technology Education is required by  
27 federal law to endorse such determinations;

1 (C) the development and updating of the state  
2 plan for career and technology education and the evaluation of  
3 programs, services, and activities of postsecondary career and  
4 technology education and such amendments to the state plan for  
5 career and technology education as may relate to postsecondary  
6 education;

7 (D) other matters related to postsecondary  
8 career and technology education; and

9 (E) the coordination of curricula, instructional  
10 programs, research, and other functions as appropriate, including  
11 areas listed in Section 61.076 of this code, school-to-work and  
12 school-to-college transition programs, and professional  
13 development activities; and

14 (4) to advise the Texas Workforce Investment Council  
15 ~~[on Workforce and Economic Competitiveness]~~ on educational policy  
16 issues related to workforce preparation.

17 SECTION 6.05. Sections 76.014(a) and (c), Government Code,  
18 are amended to read as follows:

19 (a) A department, with the assistance of the Texas Workforce  
20 Commission, the Texas Workforce Investment Council ~~[on Workforce~~  
21 ~~and Economic Competitiveness]~~, local workforce development boards,  
22 and other appropriate public and private entities, may establish a  
23 developmental program for a defendant under the supervision of the  
24 department on the basis of information obtained in the presentence  
25 investigation report prepared for the defendant.

26 (c) To decrease expenditures by departments for the  
27 educational and vocational skills assessment and enhancement

1 program established under this section, the Texas Department of  
2 Economic Development [~~Commerce~~] shall provide information to  
3 departments, the Texas Workforce Commission, the Texas Workforce  
4 Investment Council [~~on Workforce and Economic Competitiveness~~],  
5 local workforce development boards, and other appropriate public  
6 and private entities for obtaining financial assistance through  
7 programs under Chapter 301, Labor Code, and other applicable  
8 programs of public or private entities.

9 SECTION 6.06. Section 481.168(a), Government Code, is  
10 amended to read as follows:

11 (a) The attorney general, the comptroller, the Texas  
12 Department of Economic Development, and the Texas Workforce  
13 Investment Council [~~on Workforce and Economic Competitiveness~~]  
14 shall:

15 (1) conduct a survey of tax incentive laws and  
16 economic development laws enacted in other states since 1990; and

17 (2) deliver to the governor, the lieutenant governor,  
18 and the speaker of the house of representatives a joint report of  
19 the results of the survey.

20 SECTION 6.07. Section 497.094(b), Government Code, is  
21 amended to read as follows:

22 (b) The department and the Texas Workforce Investment  
23 Council [~~on Workforce and Economic Competitiveness~~] by rule shall  
24 adopt a memorandum of understanding that establishes the respective  
25 responsibility of those entities to provide through local workforce  
26 development boards job training and employment assistance to  
27 persons formerly sentenced to the institutional division or the

1 state jail division and information on services available to  
2 employers or potential employers of those persons. The department  
3 shall coordinate the development of the memorandum of  
4 understanding.

5 SECTION 6.08. Section 31.0126(f), Human Resources Code, is  
6 amended to read as follows:

7 (f) In this section, a "local workforce development board"  
8 means a local workforce development board created under Chapter  
9 2308, Government Code [~~Section 4.01, Workforce and Economic~~  
10 ~~Competitiveness Act (Article 5190.7a, Vernon's Texas Civil~~  
11 ~~Statutes)]~~.

12 SECTION 6.09. Sections 301.001(d)(3) and (6), Labor Code,  
13 are amended to read as follows:

14 (3) "Council" means the Texas Workforce Investment  
15 Council [~~on Workforce and Economic Competitiveness~~].

16 (6) "Local workforce development board" means an  
17 entity formed under Chapter 2308, Government Code [~~Section 4.01,~~  
18 ~~Workforce and Economic Competitiveness Act (Article 5190.7a,~~  
19 ~~Vernon's Texas Civil Statutes)]~~.

20 SECTION 6.10. Sections 306.007(a) and (b), Labor Code, are  
21 amended to read as follows:

22 (a) To assist in the reintegration into the labor force of  
23 persons formerly sentenced to the institutional division or the  
24 state jail division, the commission through Project RIO shall  
25 provide:

26 (1) to those persons:

27 (A) information from local workforce development

boards on job training and employment referral services;

(B) information from the Texas Commission on Alcohol and Drug Abuse on substance abuse treatment services;

(C) information from the Texas Department of Housing and Community Affairs on housing services;

(D) information from the Texas Veterans Commission on services for veterans; and

(E) information [~~from the Texas Department of Human Services~~] on tax refund voucher programs under Subchapter H [~~D~~], Chapter 301 [~~31, Human Resources Code~~]; and

(2) to the employers and potential employers of those persons:

(A) information from the Texas Department of Economic Development [~~Commerce~~] on the enterprise zone program [~~and smart jobs fund program~~]; and

(B) information from local workforce development boards on services listed in Section 2308.304, Government Code.

(b) The commission shall adopt a memorandum of understanding with each of the following agencies that establishes the respective responsibilities of the commission and the agencies in providing information described by Subsection (a) to persons formerly sentenced to the institutional division or the state jail division of the Texas Department of Criminal Justice, to employers or potential employers of those persons, and to local workforce development boards:

(1) the Texas Commission on Alcohol and Drug Abuse;

(2) the Texas Department of Housing and Community

Affairs;

(3) the Texas Veterans Commission;

(4) the Texas Department of Human Services;

(5) the Texas Department of Economic Development  
~~[Commerce]~~; and

(6) the Texas Workforce Investment Council ~~[on~~  
~~Workforce and Economic Competitiveness]~~.

SECTION 6.11. Section 313.025(c), Tax Code, is amended to  
read as follows:

(c) In determining whether to grant an application, the  
governing body of the school district is entitled to request and  
receive assistance from:

(1) the comptroller;

(2) the Texas Department of Economic Development;

(3) the Texas Workforce Investment Council ~~[on~~  
~~Workforce and Economic Competitiveness]~~; and

(4) the Texas Workforce Commission.

#### ARTICLE 7. TRANSITION PROVISIONS; EFFECTIVE DATE

SECTION 7.01. The name of the Council on Workforce and  
Economic Competitiveness is changed to the Texas Workforce  
Investment Council. Any reference in law to the Council on  
Workforce and Economic Competitiveness means the Texas Workforce  
Investment Council.

SECTION 7.02. All appropriations made by the legislature  
for the use and benefit of the Council on Workforce and Economic  
Competitiveness are available for the use and benefit of the Texas  
Workforce Investment Council.

1           SECTION 7.03.   This Act takes effect September 1, 2003.