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NORTH CENTRAL TEXAS WORKFORCE DEVELOPMENT BOARD OF DIRECTORS

Bylaws Amendment

Background:
Texas Government Code §2308.261 prescribes the official role of the governor in the Local Workforce Development Board (Board) certification process. It states that the governor shall, certify a Board on determining that the Board's composition is consistent with applicable federal and state requirements and meets established state criteria. Additionally, the governor shall, once every two years, certify one Board for each local workforce development area in the state. This Subsequent Certification is to ensure that all Boards are composed according to state and federal law and are meeting all other requirements. The Texas Workforce Commission (TWC) uses the following requirements to conduct Board review:

- Board composition must be consistent with Texas Government Code §2308.256 and 40 TAC §801.1(g)
- Diversity requirements
- Industry representation
- Bylaws
- Board–Chief Elected Official (CEO) Partnership Agreement
- Board must show whether it has ensured services that will be delivered in a manner allowing the Board to meet local measures
- Board must show whether it has developed fiscal policies and procedures to ensure that financial controls are in place

Information:
In its Subsequent Certification review of the North Central Texas Workforce Development Board, TWC has recommended that the bylaws be revised to indicate the size of the Workforce Board. TWC's CEO Membership Guide identifies the minimum board size as 25. The authority to set the maximum board size belongs to the Chief Elected Officials (CEOs) and is defined in the CEO Agreement as 38.

Proposed Bylaws including the following revisions were presented to the North Central Texas Workforce Development Board at the May Board Meeting:

- The addition of Article 3, Section 3 to indicate the size of the board will be no less than 25 and no more than 38 members, and
- The revision of Article 8, Section 1 removing the requirement for a two-meeting process to amend the bylaws.

Consistent with the current Bylaws amendment process, staff is now seeking approval to amend.

Recommendation:
The Executive Committee recommends approval of the amended bylaws by the North Central Texas Workforce Development Board.

Approval Date: July 27, 2021

Attachment: Proposed Bylaws Revision