

# CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

5/30/09

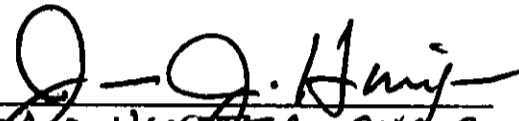
Date

Honorable David Dewhurst  
President of the Senate

Honorable Joe Straus  
Speaker of the House of Representatives

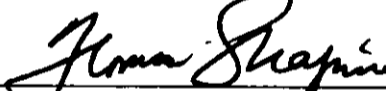
Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on House Bill 2169 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

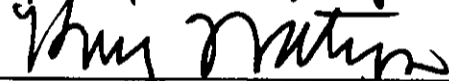
  
\_\_\_\_\_  
JUAN HINOJOSA, CHAIR

  
\_\_\_\_\_  
NORMA CHAVEZ, CHAIR

\_\_\_\_\_  
KEVIN ELTIFE



\_\_\_\_\_  
FLORENCE SHAPIRO

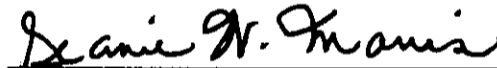


\_\_\_\_\_  
KIRK WATSON

\_\_\_\_\_  
YVONNE DAVIS



\_\_\_\_\_  
ROB ETSSLER



\_\_\_\_\_  
GEANIE MORRISON



\_\_\_\_\_  
On the part of the House

MARK STRAMA

\_\_\_\_\_  
On the part of the Senate

TOMMY WILLIAMS

## Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

# CONFERENCE COMMITTEE REPORT

3<sup>rd</sup> Printing

H.B. No. 2169

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the establishment of additional job incentive programs  
3 by the Texas Workforce Commission using the skills development  
4 fund.

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

6 SECTION 1. Section 303.003, Labor Code, is amended by  
7 adding Subsection (b-1) to read as follows:

8 (b-1) The commission by rule may establish and develop  
9 additional job incentive programs that use the skills development  
10 fund to create incentives for public community and technical  
11 colleges in partnership with one or more employers, including  
12 prospective employers who commit to establishing a place of  
13 business in this state, to provide workforce training in an effort  
14 to create and retain employment opportunities in this state. Under  
15 a program established under this subsection, the commission may  
16 commit money to a prospective employer described by this subsection  
17 contingent on the employer's establishment of a place of business  
18 in this state.

19 SECTION 2. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2009.

**House Bill 2169**  
Conference Committee Report  
Section-by-Section Analysis

HOUSE VERSION

SENATE VERSION

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No equivalent provision.

Same as House version.

SECTION \_\_. Subsections (a) and (c), Section 29.190, Education Code, are amended to read, and subsection (e) is added as follows:

(a) A student is entitled to a subsidy under this section if:

(1) the student:

(A) ~~[(+)]~~ successfully completes the career and technology program of a school district in which the student receives training and instruction for employment in a current or emerging high-demand, high-wage, high-skill ~~[certain trade or]~~ occupation, as determined under subsection (e); or

(B) is enrolled in a special education program under Subchapter A;

(2) the student passes a certification examination to qualify for a license or certificate for the ~~[trade or]~~ occupation; and

(3) the student submits to the district a written application in the form, time, and manner required by the district for the district to subsidize the cost of an examination described by Subdivision (2) ~~[demonstrates financial need]~~.

(c) On approval by the commissioner, the agency shall pay each school district ~~[eligible student]~~ an amount equal to the cost paid by the district or student for the certification examination. To obtain reimbursement for a subsidy paid under this section, a district ~~[student]~~ must:

(1) pay the fee for the examination or pay the student the amount of the fee paid by the student for the

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examination; and  
(2) submit to the commissioner a written application on a form prescribed by the commissioner stating [~~demonstrating financial need and~~] the amount of the fee paid under Subdivision (1) [~~by the student~~] for the certification examination.  
(e) The commissioner, in collaboration with the Commissioner of Higher Education and the Workforce Commission, shall determine as necessary what qualifies for a high demand, high wage, high need occupation for purposes of this section.

No equivalent provision.

SECTION \_\_. It is the intent of the legislature that the passage of S.B. No. 1313, Acts of the 81st Legislature, Regular Session, 2009, with any amendments to Section 21.190, Education Code, and the amendments by this Act shall be harmonized, if possible, as provided by Section 311.025(b), so that effect may be given to each. If amendments made to Section 21.190, Education Code, made by this Act are irreconcilable, it is the intent of the legislature that S.B. No. 1313, Acts of the 81st Legislature, Regular Session, 2009, prevail, regardless of the relative dates of enactment of this Act and S.B. 1313, Acts of the 81st Legislature, Regular Session, 2009, but only to the extent that any differences are irreconcilable.

Same as House version.

SECTION 1. Section 303.003, Labor Code, is amended

SECTION 1. Same as House version.

SECTION 1. Same as House version.

**House Bill 2169**  
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by adding Subsection (b-1) to read as follows:

(b-1) The commission by rule may establish and develop additional job incentive programs that use the skills development fund to create incentives for public community and technical colleges in partnership with one or more employers, including prospective employers who commit to establishing a place of business in this state, to provide workforce training in an effort to create and retain employment opportunities in this state. Under a program established under this subsection, the commission may commit money to a prospective employer described by this subsection contingent on the employer's establishment of a place of business in this state.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

SECTION 2. Same as House version.

SECTION 2. Same as House version.

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**May 30, 2009**

**TO: Honorable David Dewhurst , Lieutenant Governor, Senate  
Honorable Joe Straus, Speaker of the House, House of Representatives**

**FROM: John S. O'Brien, Director, Legislative Budget Board**

**IN RE: HB2169 by Chavez (Relating to the establishment of additional job incentive programs by the Texas Workforce Commission using the skills development fund.), Conference Committee Report**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies: 320 Texas Workforce Commission**

**LBB Staff: JOB, JRO, NV**

## Certification of Compliance with Rule 13, Section 6(b), House Rules of Procedure

Rule 13, Section 6(b), House Rules of Procedure, requires that a copy of a conference committee report signed by a majority of each committee of the conference must be furnished to each member of the committee in person or if unable to deliver in person by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Section 10(a) of this rule. The paper copies of the report submitted to the chief clerk under Section 10(b) of this rule must contain a certificate that the requirement of this subsection has been satisfied, and that certificate must be attached to the printed copy of the report furnished to each member under Section 10(d) of this rule. Failure to comply with this subsection is not a sustainable point of order under this rule.

I certify that a copy of the conference committee report on H. B. 2169 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Section 10(b), Rule 13, House Rules of Procedure.

Norma Chavez  
(name)

5/30/09  
(date)