

TEXAS WORKFORCE COMMISSION
Interoffice Memorandum

To: Ruth R. Hughs, Chairman, Commissioner Representing Employers
Julian Alvarez, Commissioner Representing Labor
Robert D. Thomas, Commissioner Representing the Public

From: Cheryl Fuller, Division Director, Vocational Rehabilitation Services

Date: February 26, 2019

Subject: Donation made to the Texas Workforce Commission

ACTION REQUESTED

Consideration and acceptance of a donation from Mr. T.J. Sivakumar on behalf of his father to the Texas Workforce Commission - Vocational Rehabilitation Services in the amount of \$4,000.

BACKGROUND

The Texas Workforce Commission (Commission) has previously received a gift in 2016 from T.J. Sivakumar on behalf of his father at the end of 2016. The Commission has recently received a second donation in the amount of \$4,000 payable to the Texas Workforce Commission from T.J. Sivakumar on behalf of his father who received VR services.

In accordance with Texas Labor Code § 352.005, the Commission may accept a gift or donation for carrying out the purposes of Chapter 352, relating to Vocational Rehabilitation Services. In accordance with § 352.005(a), the gift or donation will be deposited to the Texas state treasury. Staff proposes the gift be administered by Vocational Rehabilitation Services and used for Client Services for Vocational Rehabilitation customers who are blind or are visually impaired.

Section 301.021 of the Labor Code and Chapter 575 of the Government Code require that the Commission accept the gift or donation in an open meeting. The name of the donor, a description of the gift or donation, and a statement of the purpose of the gift or donation must be reported in the public records of the Commission. Chapter 575 provides that a majority of the Commission must acknowledge the acceptance of all gifts or donations of money or property with a value of \$500.00 or more in an open meeting no later than the 90th day after the date the gift or donation is accepted.

RECOMMENDATION

Staff recommends acknowledgment and acceptance of the \$4,000 donation from T.J. Sivakumar on behalf of his father to the Texas Workforce Commission-Vocational Rehabilitation Services.

Attachment:
Resolution

**A RESOLUTION OF THE TEXAS WORKFORCE COMMISSION
ACCEPTING THE DONATION OF \$4,000
FROM T.J. SIVAKUMAR**

WHEREAS, the Texas Workforce Commission (Commission) - Vocational Rehabilitation Services has received a donation in the amount of \$4,000 from T.J. Sivakumar on behalf of his father;

WHEREAS, Mr. Sivakumar desired to benefit those in need of vocational rehabilitation services for individuals who are blind or visually impaired;

WHEREAS, in accordance with Section 352.005, the Commission may accept a gift or donation for carrying out the purposes of Chapter 352, relating to Vocational Rehabilitation Services;

WHEREAS, Section 301.021 of the Labor Code and Chapter 575 of the Government Code require that the Commission accept the gift or donation in an open meeting. The name of the donor, a description of the gift or donation, and a statement of the purpose of the gift or donation must be reported in the public records of the Commission;

WHEREAS, Chapter 575 of the Government Code provides that a majority of the Commission must acknowledge the acceptance of all donations or gifts of money or property with a value of \$500.00 or more in an open meeting no later than the 90th day after the date the gift is accepted; and

WHEREAS, the gift has been reviewed by the Executive Director in accordance with 40 Tex. Admin. Code § 800.9.

NOW THEREFORE, based on these considerations and findings, the Commission acknowledges and accepts the donation of \$4,000 from T.J. Sivakumar for the purpose of the Texas Workforce Commission - Vocational Rehabilitation Services program and designates the funds to be administered by Vocational Rehabilitation Services and used for Client Services for Vocational Rehabilitation customers who are blind or are visually impaired.

Signed this __th day of _____ 2019, upon the affirmative vote of a majority of the Commission present and voting.

Ruth R. Hughs, Chair and Commissioner representing Employers

Julian Alvarez, Commissioner representing Labor

Robert D. Thomas, Commissioner representing the Public

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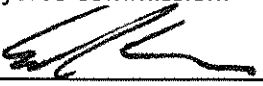
To: Ed Serna, Interim Executive Director
Thru: Les Trobman, General Counsel
From: Nicole Oria, Assistant General Counsel
Date: February 22, 2019
Subject: Bequest made to the Texas Workforce Commission

The Texas Workforce Commission (Commission) has received a gift in the amount of \$4,000 payable to the Texas Workforce Commission-from T.J. Sivakumar on behalf of his father. Mr. Sivakumar's father received VR services in connection with an eye surgery. The donation is the second donation made on behalf of his father. Attachment A contains documentation of this donation. The donation will be administered by Vocational Rehabilitation Services and used for Client Services for Vocational Rehabilitation customers who are blind or are visually impaired.

Section 301.021 of the Labor Code and Chapter 575 of the Texas Government Code give specific direction regarding the acceptance of donations or gifts to the Commission. Section 301.021 and Chapter 575 require acceptance or acknowledgment of the donation or gift in an open meeting and require that the name of the donor, the description of the donation or gift, and a statement of the purpose of the donation or gift be recorded in the minutes. Chapter 575 requires that the Commission acknowledge the acceptance of all donations or gifts of money or property with a value of \$500.00 or more in an open meeting no later than the 90th day after the date the gift is accepted. Additionally, in accordance with Texas Labor Code § 352.005, the Commission may accept a gift or donation for carrying out the purposes of Chapter 352, relating to Vocational Rehabilitation Services.

Prior to the Commission's consideration of the donation or gift, the agency is required by 40 Tex. Admin. Code § 800.9 to perform an inquiry and analysis of the donation or gift. Your signature below indicates the required inquiry and analysis has determined there is no detrimental effect to the Commission accepting the donation or gift. It is recommended you sign this form and accept the donation or gift.

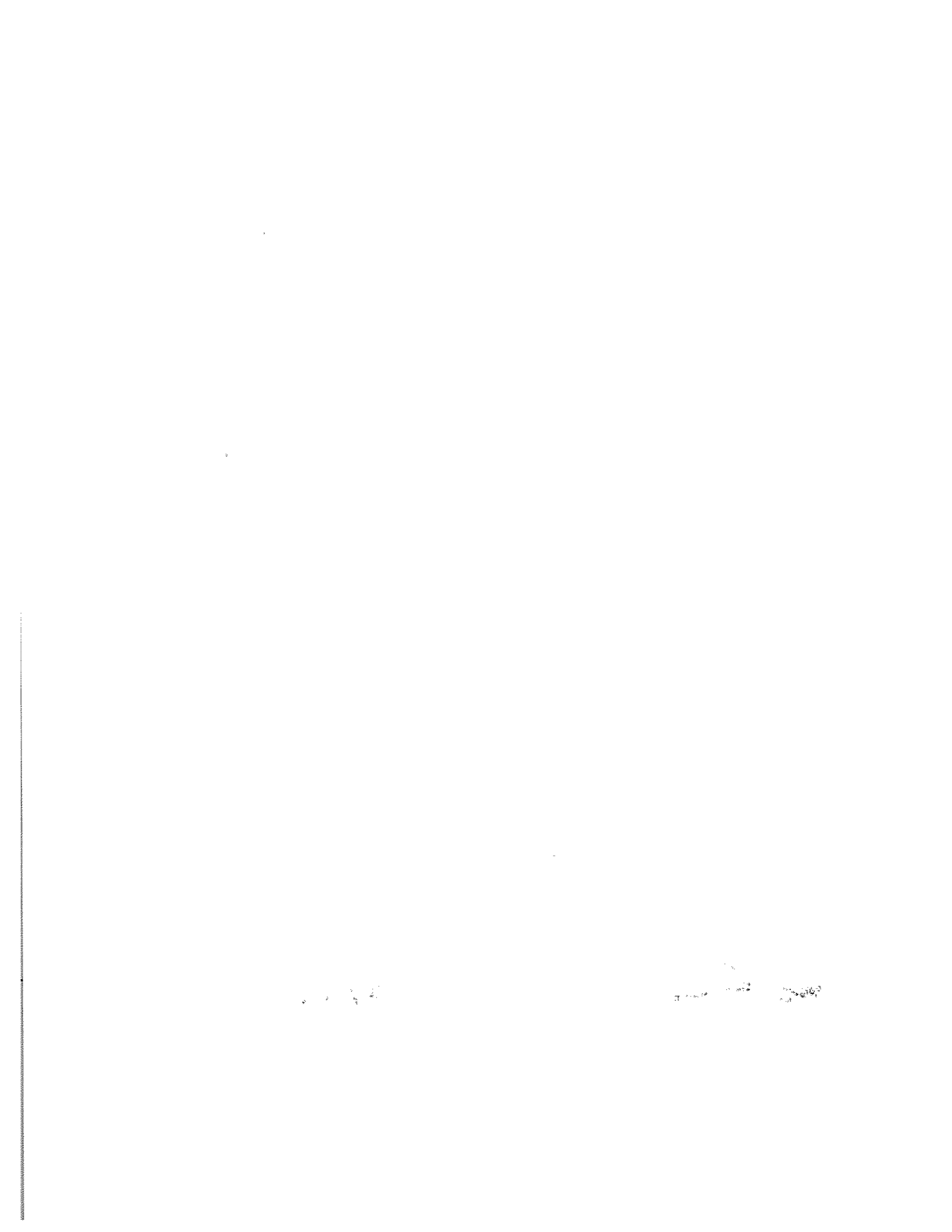
I acknowledge that the required analysis and inquiry has been performed and determined there is no detrimental effect to accepting the donation or gift identified in Attachment A, on behalf of the Texas Workforce Commission.



Ed Serna
Interim Executive Director

2/22, 2019
Date

Attachment A: Gifts and Donations



TEXAS WORKFORCE COMMISSION

Gifts of Property or Money

Name of Individual or Organization	Applicable Statute	Date Received	Intended Purpose (if indicated)	Total
T.J. Sivakumar	Labor Code § 301.021 and §352.005; Ch. 575 Government Code	12-28-18 (Field Office) 2- 22-19 Ed Serna Memo	Donation on behalf of his father for VR Services, for individuals who are blind or visually impaired	\$ 4,000.00