

1-1 By: Murphy (Senate Sponsor - Creighton) H.B. No. 3522
 1-2 (In the Senate - Received from the House May 6, 2019;
 1-3 May 6, 2019, read first time and referred to Committee on State
 1-4 Affairs; May 19, 2019, reported favorably by the following vote:
 1-5 Yeas 9, Nays 0; May 19, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to assignment of certain death benefits payable by the
 1-20 Employees Retirement System of Texas.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter E, Chapter 814, Government Code, is
 1-23 amended by adding Section 814.404 to read as follows:

1-24 Sec. 814.404. ASSIGNMENT OF DEATH BENEFIT FOR FUNERAL
 1-25 SERVICES. (a) A beneficiary to whom a benefit is payable under
 1-26 this subchapter may by assignment provide that part or all of the
 1-27 benefit be paid in consideration for services provided in
 1-28 connection with the death of the member directly to a funeral
 1-29 director or funeral establishment licensed under:

1-30 (1) Chapter 651, Occupations Code; or

1-31 (2) the comparable law of another state.

1-32 (b) The board of trustees by rule may establish requirements
 1-33 for forms, documentation, and procedures necessary for an effective
 1-34 assignment under this section.

1-35 SECTION 2. Subchapter F, Chapter 814, Government Code, is
 1-36 amended by adding Section 814.504 to read as follows:

1-37 Sec. 814.504. ASSIGNMENT OF DEATH BENEFIT FOR FUNERAL
 1-38 SERVICES. (a) A beneficiary to whom a benefit is payable under
 1-39 this subchapter may by assignment provide that part or all of the
 1-40 benefit be paid in consideration for services provided in
 1-41 connection with the death of the retiree directly to a funeral
 1-42 director or funeral establishment licensed under:

1-43 (1) Chapter 651, Occupations Code; or

1-44 (2) the comparable law of another state.

1-45 (b) The board of trustees by rule may establish requirements
 1-46 for forms, documentation, and procedures necessary for an effective
 1-47 assignment under this section.

1-48 SECTION 3. (a) As soon as practicable after the effective
 1-49 date of this Act, but not later than January 1, 2020, the board of
 1-50 trustees of the Employees Retirement System of Texas shall adopt
 1-51 rules to implement Sections 814.404 and 814.504, Government Code,
 1-52 as added by this Act.

1-53 (b) The change in law made by this Act by the enactment of
 1-54 Sections 814.404 and 814.504, Government Code, applies only to a
 1-55 benefit that is payable on or after January 1, 2020. A benefit that
 1-56 is payable before that date is governed by the law in effect
 1-57 immediately before January 1, 2020, and the former law is continued
 1-58 in effect for that purpose.

1-59 SECTION 4. (a) Except as provided by Subsection (b) of
 1-60 this section, this Act takes effect September 1, 2019.

1-61 (b) Sections 814.404 and 814.504, Government Code, as added

2-1 by this Act, take effect January 1, 2020.

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