

1-1 By: Birdwell S.B. No. 1516
 1-2 (In the Senate - Filed March 5, 2019; March 14, 2019, read
 1-3 first time and referred to Committee on Natural Resources &
 1-4 Economic Development; April 8, 2019, reported favorably by the
 1-5 following vote: Yeas 9, Nays 0; April 8, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Birdwell	X			
1-8 Zaffirini	X			
1-9 Fallon	X			
1-10 Flores	X			
1-11 Hancock			X	
1-12 Hinojosa	X			
1-13 Hughes			X	
1-14 Miles	X			
1-15 Paxton	X			
1-16 Powell	X			
1-17 Rodríguez	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to liability for obtaining improper unemployment
 1-22 compensation benefits.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. The heading to Section 214.002, Labor Code, is
 1-25 amended to read as follows:

1-26 Sec. 214.002. LIABILITY FOR [~~IMPROPERLY~~] OBTAINING
 1-27 IMPROPER BENEFITS.

1-28 SECTION 2. Section 214.002(b), Labor Code, is amended to
 1-29 read as follows:

1-30 (b) In this section, "improper benefit" means:

1-31 (1) the benefit obtained by a person:

1-32 (A) [~~(1)~~] because of the nondisclosure or
 1-33 misrepresentation by the person or by another of a material fact,
 1-34 without regard to whether the nondisclosure or misrepresentation
 1-35 was known or fraudulent; and

1-36 (B) [~~(2)~~] while:

1-37 (i) [~~(A)~~] any condition imposed by this
 1-38 subtitle for the person's qualifying for the benefit was not
 1-39 fulfilled in the person's case; or

1-40 (ii) [~~(B)~~] the person was disqualified from
 1-41 receiving benefits; or

1-42 (2) the benefit obtained by a person because of
 1-43 commission error.

1-44 SECTION 3. Section 214.002, Labor Code, as amended by this
 1-45 Act, applies only to a claim for unemployment compensation benefits
 1-46 filed with the Texas Workforce Commission on or after the effective
 1-47 date of this Act. A claim filed before the effective date of this
 1-48 Act is governed by the law in effect on the date the claim was filed,
 1-49 and the former law is continued in effect for that purpose.

1-50 SECTION 4. This Act takes effect September 1, 2019.

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