

## **BILL ANALYSIS**

H.B. 4  
By: Swinford  
Government Reform  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Currently, the Texas Property Code does not address the issue of unclaimed wages and therefore there is no system to return those unclaimed wages to the Comptroller of Public Accounts.

House Bill 4 sets forth qualifications for unclaimed wages.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

SECTION 1. Section 72.101(a), Property Code, is amended to include Section 72.1015.

SECTION 2. Subchapter B, Chapter 72, Property Code, is amended by adding Section 72.1015,  
UNCLAIMED WAGES.

- (a) Clarifies the definition of "wages" as the meaning assigned in Section 61.001, Labor Code.
- (b) Unclaimed wages are presumed abandoned if, longer than one year:
  - (1) The existence and location of the person wages are owed is not known to the wage holder.
  - (2) A claim to the wages has not been asserted or an act of ownership of wages has not been exercised to the knowledge and record of the holder of the wages.

SECTION 3. Makes conforming changes.

SECTION 4. Makes conforming changes.

SECTION 5. Makes conforming changes.

SECTION 6. Repeals Subchapter G, Chapter 61, Labor Code, as added by House Bill No. 826, Acts of the 78<sup>th</sup> Legislature, Regular Session, 2003.

SECTION 7. Effective Date: Upon passage or December 1, 2003.

### **EFFECTIVE DATE**

Upon passage or December 1, 2003.

