

1-1 By: Duncan S.B. No. 478
1-2 (In the Senate - Filed February 13, 2003; February 19, 2003,
1-3 read first time and referred to Committee on State Affairs;
1-4 May 12, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 5, Nays 0; May 12, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 478 By: Armbrister

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to disqualification for eligibility for workers'
1-11 compensation benefits of certain persons who perform services that
1-12 benefit a political subdivision.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 504.014, Labor Code, is amended to read
1-15 as follows:

1-16 Sec. 504.014. EXCLUSIONS. A person is not an employee and
1-17 is not entitled to compensation under this chapter if the person
1-18 ~~is~~:

1-19 (1) is in the service of a political subdivision and is
1-20 paid on a piecework basis or on a basis other than by the hour, day,
1-21 week, month, or year;

1-22 (2) is a patient or client of a political subdivision
1-23 involved in vocational training; ~~or~~

1-24 (3) is a prisoner incarcerated by a political
1-25 subdivision; or

1-26 (4) performs services that may benefit a political
1-27 subdivision, or is employed by or under contract with a performer
1-28 providing those services, but does not receive payment from the
1-29 political subdivision for the performance of the services, if the
1-30 services are performed in connection with the operation or
1-31 production of:

1-32 (A) a stock show;

1-33 (B) a rodeo;

1-34 (C) a carnival;

1-35 (D) a circus;

1-36 (E) a musical, vocal, or theatrical performance;

1-37 (F) a professional baseball league or game;

1-38 (G) a professional hockey league or game;

1-39 (H) a wrestling event or match;

1-40 (I) a vehicle or motorcycle event; or

1-41 (J) another entertainment event.

1-42 SECTION 2. This Act takes effect September 1, 2003, and
1-43 applies only to a claim for workers' compensation benefits based on
1-44 a compensable injury that occurs on or after that date. A claim
1-45 based on a compensable injury that occurs before that date is
1-46 governed by the law in effect on the date that the compensable
1-47 injury occurred, and the former law is continued in effect for that
1-48 purpose.

1-49 * * * * *