

By: Lucio

S.B. No. 1191

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the exception of certain agricultural labor from
3 unemployment compensation.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter E, Chapter 201, Labor Code, is
6 amended by adding Section 201.078 to read as follows:

7 Sec. 201.078. SERVICE BY NONRESIDENT ALIEN AGRICULTURAL
8 WORKER. In this subtitle, "employment" does not include service
9 performed by a nonresident alien during the period that the alien is
10 temporarily in the United States under an H2-A visa if the service
11 is not defined as employment under the Federal Unemployment Tax Act
12 (26 U.S.C. Section 3306(c)(19)).

13 SECTION 2. This Act takes effect September 1, 2003, and
14 applies only to a claim for unemployment compensation benefits that
15 is filed with the Texas Workforce Commission on or after that date.
16 A claim filed before that date is governed by the law in effect on
17 the date that the claim was filed, and the former law is continued
18 in effect for that purpose.