

1-1 By: Duncan S.B. No. 554  
1-2 (In the Senate - Filed February 16, 2005; February 28, 2005,  
1-3 read first time and referred to Committee on State Affairs;  
1-4 March 22, 2005, reported favorably by the following vote: Yeas 8,  
1-5 Nays 0; March 22, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the liability of an ERISA-regulated employee benefit  
1-9 plan under certain state law.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Chapter 88, Civil Practice and Remedies Code, is  
1-12 amended by adding Section 88.0015 to read as follows:

1-13 Sec. 88.0015. INAPPLICABILITY TO ERISA-REGULATED EMPLOYEE  
1-14 BENEFIT PLAN. This chapter does not apply to an employee benefit  
1-15 plan regulated under the Employee Retirement Income Security Act of  
1-16 1974 (29 U.S.C. Section 1001 et seq.).

1-17 SECTION 2. This Act takes effect immediately if it receives  
1-18 a vote of two-thirds of all the members elected to each house, as  
1-19 provided by Section 39, Article III, Texas Constitution. If this  
1-20 Act does not receive the vote necessary for immediate effect, this  
1-21 Act takes effect September 1, 2005.

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