

1 AN ACT

2 relating to participation in job training and employment assistance  
3 programs by veterans and other covered persons.

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

5 SECTION 1. Chapter 302, Labor Code, is amended by adding  
6 Subchapter G to read as follows:

7 SUBCHAPTER G. PRIORITY OF SERVICE IN JOB TRAINING AND EMPLOYMENT  
8 ASSISTANCE PROGRAMS

9 Sec. 302.151. DEFINITIONS. In this subchapter:

10 (1) "Active military, naval, or air service" has the  
11 meaning assigned by 38 U.S.C. Section 101(24).

12 (2) "Covered person" has the meaning assigned by 38  
13 U.S.C. Section 4215(a). The term includes the spouse of any member  
14 of the armed forces who died while serving on active military,  
15 naval, or air service.

16 (3) "Veteran" has the meaning assigned by 38 U.S.C.  
17 Section 101(2).

18 Sec. 302.152. PRIORITY OF SERVICE REQUIRED. (a) A covered  
19 person is entitled to priority in obtaining services or resources  
20 under this subchapter. In the implementation of this section, a  
21 covered person may take precedence in obtaining services or  
22 resources under this subchapter over persons who are not covered  
23 persons.

24 (b) For purposes of Subsection (a), "taking precedence" may

1 mean that:

2 (1) the covered person receives access to a service or  
3 resource before a person who is not a covered person; or

4 (2) if the service or resource is limited, the covered  
5 person receives access to the service or resource instead of a  
6 person who is not a covered person.

7 Sec. 302.153. PARTICIPATION IN STATE-FUNDED PROGRAMS. In  
8 selecting applicants to receive training or assistance under a job  
9 training or employment assistance program or service that is funded  
10 wholly or partly with state money, priority of service must be given  
11 to a covered person who meets the minimum eligibility requirements  
12 to participate or enroll in the program or receive the service.

13 Sec. 302.154. PARTICIPATION IN TEXAS VETERANS COMMISSION  
14 PROGRAMS. (a) The Texas Veterans Commission shall operate  
15 programs funded under 38 U.S.C. Chapters 41 and 42. The commission  
16 may provide services to enhance the employment and training  
17 opportunities of veterans, covered persons, active duty service  
18 members, spouses of active duty service members, and members of the  
19 Texas National Guard. The services provided under this section  
20 must be provided by state employees.

21 (b) The Texas Veterans Commission may adopt rules necessary  
22 to implement this section.

23 SECTION 2. Section 302.014, Labor Code, is repealed.

24 SECTION 3. This Act takes effect immediately if it receives  
25 a vote of two-thirds of all the members elected to each house, as  
26 provided by Section 39, Article III, Texas Constitution. If this  
27 Act does not receive the vote necessary for immediate effect, this

H.B. No. 1452

1 Act takes effect September 1, 2009.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 1452 was passed by the House on April 28, 2009, by the following vote: Yeas 149, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1452 on May 25, 2009, by the following vote: Yeas 147, Nays 0, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 1452 was passed by the Senate, with amendments, on May 21, 2009, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor