

AN ACT

relating to jurisdiction over a wage claim filed after the deadline.

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

SECTION 1. Subsection (c), Section 61.051, Labor Code, is amended to read as follows:

(c) A wage claim must be filed not later than the 180th day after the date the wages claimed became due for payment. The 180-day deadline is a matter of jurisdiction.

SECTION 2. Section 61.052, Labor Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) If a wage claim is filed later than the date described by Section 61.051(c), the examiner shall dismiss the wage claim for lack of jurisdiction.

SECTION 3. The change in law made by this Act applies only to a wage claim filed with the Texas Workforce Commission on or after the effective date of this Act. A wage claim filed before the effective date of this Act is governed by the law in effect on the date the wage claim was filed, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2009.

S.B. No. 741

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 741 passed the Senate on April 2, 2009, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 741 passed the House on April 28, 2009, by the following vote: Yeas 147, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor