

1-1 By: Nichols S.B. No. 741
1-2 (In the Senate - Filed February 10, 2009; February 25, 2009,
1-3 read first time and referred to Committee on Economic Development;
1-4 March 17, 2009, reported favorably by the following vote: Yeas 4,
1-5 Nays 0; March 17, 2009, sent to printer.)

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

1-8 relating to jurisdiction over a wage claim filed after the
1-9 deadline.

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

1-11 SECTION 1. Subsection (c), Section 61.051, Labor Code, is
1-12 amended to read as follows:

1-13 (c) A wage claim must be filed not later than the 180th day
1-14 after the date the wages claimed became due for payment. The
1-15 180-day deadline is a matter of jurisdiction.

1-16 SECTION 2. Section 61.052, Labor Code, is amended by adding
1-17 Subsection (b-1) to read as follows:

1-18 (b-1) If a wage claim is filed later than the date described
1-19 by Section 61.051(c), the examiner shall dismiss the wage claim for
1-20 lack of jurisdiction.

1-21 SECTION 3. The change in law made by this Act applies only
1-22 to a wage claim filed with the Texas Workforce Commission on or
1-23 after the effective date of this Act. A wage claim filed before the
1-24 effective date of this Act is governed by the law in effect on the
1-25 date the wage claim was filed, and the former law is continued in
1-26 effect for that purpose.

1-27 SECTION 4. This Act takes effect September 1, 2009.

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