

1-1 By: Seliger S.B. No. 859
1-2 (In the Senate - Filed February 16, 2009; March 9, 2009,
1-3 read first time and referred to Committee on Economic Development;
1-4 March 24, 2009, reported favorably by the following vote: Yeas 5,
1-5 Nays 0; March 24, 2009, sent to printer.)

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

1-8 relating to initial claims under the unemployment compensation
1-9 system.

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

1-11 SECTION 1. Section 208.002, Labor Code, is amended to read
1-12 as follows:

1-13 Sec. 208.002. [~~NOTICE OF~~] INITIAL CLAIM; LAST WORK.

1-14 (a) When used in connection with an initial claim, "last work" and
1-15 "person for whom the claimant last worked" refer to:

1-16 (1) the last person for whom the claimant actually
1-17 worked, if the claimant worked for that person for at least 30 hours
1-18 during a week; or

1-19 (2) the employer, as defined by Subchapter C, Chapter
1-20 201, or by the unemployment law of any other state, for whom the
1-21 claimant last worked.

1-22 (b) The commission shall mail a notice of the filing of an
1-23 initial claim to the person for whom the claimant last worked before
1-24 the effective date of the initial claim. If the person for whom the
1-25 claimant last worked has more than one branch or division operating
1-26 at different locations, the commission shall mail the notice to the
1-27 branch or division at which the claimant last worked.

1-28 (c) [~~(b)~~] Mailing of a notice under this section to the
1-29 correct address of the person, branch, or division for which the
1-30 claimant last worked constitutes notice of the claim to the person.

1-31 SECTION 2. The changes in law made by this Act apply only to
1-32 a claim for unemployment compensation benefits that is filed with
1-33 the Texas Workforce Commission on or after the effective date of
1-34 this Act. A claim filed before that date is governed by the law in
1-35 effect on the date the claim was filed, and the former law is
1-36 continued in effect for that purpose.

1-37 SECTION 3. This Act takes effect September 1, 2009.

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