

By: Solomons

H.B. No. 625

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to notice of staff leasing services company workers'  
3 compensation claim and payment information; providing an  
4 administrative violation.

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

6 SECTION 1. The heading to Section 91.042, Labor Code, is  
7 amended to read as follows:

8 Sec. 91.042. WORKERS' COMPENSATION INSURANCE;  
9 ADMINISTRATIVE VIOLATION.

10 SECTION 2. Section 91.042, Labor Code, is amended by adding  
11 Subsections (g), (h), and (i) to read as follows:

12 (g) On the written request of a client company, a license  
13 holder that elects to provide workers' compensation insurance for  
14 assigned employees shall provide to the client company a list of:

15 (1) claims associated with that client company made  
16 against the license holder's workers' compensation policy; and

17 (2) payments made and reserves established on each  
18 claim.

19 (h) The license holder shall provide the information  
20 described by Subsection (g) in writing not later than the 60th day  
21 after the date the license holder receives the client company's  
22 written request. For purposes of this subsection, information is  
23 considered to be provided to the client company on the date the  
24 information is:

1           (1) received by the United States Postal Service; or

2           (2) personally delivered to the client company.

3           (i) A license holder that fails to comply with Subsection  
4 (g) or (h) commits a Class D administrative violation as provided by  
5 Section 415.011.

6           SECTION 3. Subchapter A, Chapter 415, Labor Code, is  
7 amended by adding Section 415.011 to read as follows:

8           Sec. 415.011. NOTICE OF STAFF LEASING SERVICES COMPANY  
9 WORKERS' COMPENSATION CLAIM AND PAYMENT INFORMATION;  
10 ADMINISTRATIVE VIOLATION. (a) A staff leasing services company  
11 license holder commits a violation if the license holder fails to  
12 provide the information required by Sections 91.042(g) and (h).

13           (b) A violation under Subsection (a) is a Class D  
14 administrative violation.

15           SECTION 4. This Act takes effect September 1, 2011.