

1 AN ACT

2 relating to the eligibility of temporary election officers for
3 unemployment compensation.

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

5 SECTION 1. Section 201.063(a), Labor Code, is amended to
6 read as follows:

7 (a) In this subtitle, "employment" does not include:

8 (1) service in the employ of a political subdivision
9 or of an instrumentality of a political subdivision that is wholly
10 owned by one or more political subdivisions:

11 (A) as an elected official;

12 (B) as a member of a legislative body;

13 (C) as a member of the judiciary;

14 (D) as a temporary employee in case of fire,
15 storm, snow, earthquake, flood, or similar emergency; ~~or~~

16 (E) in a position that is designated under law as
17 a major nontenured policy-making or advisory position or a
18 policy-making or advisory position that ordinarily does not require
19 more than eight hours of service each week; or

20 (F) as an election official or worker if the
21 remuneration received by the individual during the calendar year is
22 less than \$1,000;

23 (2) service in the employ of a foreign government,
24 including service as a consular or other officer or employee or as a

1 nondiplomatic representative;

2 (3) service in the employ of an instrumentality wholly
3 owned by a foreign government if:

4 (A) the service is similar to service performed
5 in a foreign country by an employee of the United States government
6 or an instrumentality of that government; and

7 (B) the United States secretary of state has
8 certified to the United States secretary of the treasury that the
9 foreign government grants an equivalent exemption for similar
10 services performed in the foreign country by an employee of the
11 United States government or an instrumentality of the United States
12 government;

13 (4) service in the employ of the United States
14 government or an instrumentality of the United States exempt under
15 the United States Constitution from the contributions imposed by
16 this subtitle; or

17 (5) service described by Subdivisions (1)-(3)
18 performed in the employ of an Indian tribe.

19 SECTION 2. The change in law made by this Act applies only
20 to a claim for unemployment compensation benefits that is filed
21 with the Texas Workforce Commission on or after the effective date
22 of this Act. A claim filed before the effective date of this Act is
23 governed by the law in effect on the date the claim was filed, and
24 the former law is continued in effect for that purpose.

25 SECTION 3. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 983 was passed by the House on May 3, 2013, by the following vote: Yeas 137, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 983 was passed by the Senate on May 22, 2013, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor