

By: Birdwell

S.B. No. 1516

A BILL TO BE ENTITLED

1 AN ACT
2 relating to liability for obtaining improper unemployment
3 compensation benefits.

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

5 SECTION 1. The heading to Section 214.002, Labor Code, is
6 amended to read as follows:

7 Sec. 214.002. LIABILITY FOR [~~IMPROPERLY~~] OBTAINING
8 IMPROPER BENEFITS.

9 SECTION 2. Section 214.002(b), Labor Code, is amended to
10 read as follows:

11 (b) In this section, "improper benefit" means:

12 (1) the benefit obtained by a person:

13 (A) [~~(1)~~] because of the nondisclosure or
14 misrepresentation by the person or by another of a material fact,
15 without regard to whether the nondisclosure or misrepresentation
16 was known or fraudulent; and

17 (B) [~~(2)~~] while:

18 (i) [~~(A)~~] any condition imposed by this
19 subtitle for the person's qualifying for the benefit was not
20 fulfilled in the person's case; or

21 (ii) [~~(B)~~] the person was disqualified from
22 receiving benefits; or

23 (2) the benefit obtained by a person because of
24 commission error.

1 SECTION 3. Section [214.002](#), Labor Code, as amended by this
2 Act, applies only to a claim for unemployment compensation benefits
3 filed with the Texas Workforce Commission on or after the effective
4 date of this Act. A claim filed before the effective date of this
5 Act is governed by the law in effect on the date the claim was filed,
6 and the former law is continued in effect for that purpose.

7 SECTION 4. This Act takes effect September 1, 2019.