

AN ACT

relating to the provision of workers' compensation insurance coverage for certain Texas Task Force 1 members and intrastate fire mutual aid system team and regional incident management team members, including the removal of coverage for nongovernment members.

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

SECTION 1. Section 88.126(a)(2), Education Code, is amended to read as follows:

(2) "Local government employee member" means a member who is an employee, as defined by Section 504.001, Labor Code, of ~~[employed by]~~ a political subdivision ~~[local government]~~, as defined by that section ~~[Section 102.001, Civil Practice and Remedies Code]~~.

SECTION 2. Section 88.126, Education Code, is amended by adding Subsection (e) to read as follows:

(e) Service with an intrastate fire mutual aid system team or a regional incident management team by a local government employee member who is activated is considered to be in the course and scope of the employee's regular employment with the political subdivision.

SECTION 3. Section 88.301(1), Education Code, is amended to read as follows:

(1) "Local government employee member" means a member

1 who is an employee, as defined by Section 504.001, Labor Code, of
2 [employed by] a political subdivision, [local government] as
3 defined by that section [Section 102.001, Civil Practice and
4 Remedies Code].

5 SECTION 4. Section 88.303, Education Code, is amended by
6 adding Subsection (c-1) to read as follows:

7 (c-1) Service with Texas Task Force 1 by a local government
8 employee member who is activated is considered to be in the course
9 and scope of the employee's regular employment with the political
10 subdivision.

11 SECTION 5. The heading to Section 408.0445, Labor Code, is
12 amended to read as follows:

13 Sec. 408.0445. AVERAGE WEEKLY WAGE FOR MEMBERS OF STATE
14 MILITARY FORCES[~~, TEXAS TASK FORCE 1, INTRASTATE FIRE MUTUAL AID~~
15 ~~SYSTEM TEAMS, AND REGIONAL INCIDENT MANAGEMENT TEAMS]~~.

16 SECTION 6. Section 501.001(5), Labor Code, is amended to
17 read as follows:

18 (5) "Employee" means a person who is:

19 (A) in the service of the state pursuant to an
20 election, appointment, or express oral or written contract of hire;

21 (B) paid from state funds but whose duties
22 require that the person work and frequently receive supervision in
23 a political subdivision of the state;

24 (C) a peace officer employed by a political
25 subdivision, while the peace officer is exercising authority
26 granted under:

27 (i) Article 2A.001, Code of Criminal

Procedure; or

(ii) Articles 14.03(d) and (g), Code of Criminal Procedure; or

(D) a member of the state military forces, as defined by Section 437.001, Government Code, who is engaged in authorized training or duty[~~+~~

~~[(E) a Texas Task Force 1 member, as defined by Section 88.301, Education Code, who is activated by the Texas Division of Emergency Management or is injured during training sponsored or sanctioned by Texas Task Force 1; or~~

~~[(F) an intrastate fire mutual aid system team member or a regional incident management team member, as defined by Section 88.126, Education Code, who is activated by the Texas Division of Emergency Management or is injured during training sponsored or sanctioned by the Texas Division of Emergency Management on behalf of an intrastate fire mutual aid system team or a regional incident management team, as applicable].~~

SECTION 7. Chapter 506, Labor Code, is amended by adding Section 506.003 to read as follows:

Sec. 506.003. PROVISIONS APPLICABLE TO MEMBERS OF TEXAS TASK FORCE 1, INTRASTATE FIRE MUTUAL AID SYSTEM TEAM, OR REGIONAL INCIDENT MANAGEMENT TEAM. (a) This section applies only to an employee, as defined by Section 501.001, 502.001, 503.001, 504.001, or 505.001, who is:

(1) a member of Texas Task Force 1, as defined by Section 88.302, Education Code, or a member of an intrastate fire mutual aid system team or a regional incident management team, as

1 defined by Section 88.126, Education Code; and

2 (2) activated by the Texas Division of Emergency
3 Management or is injured during training that is sponsored or
4 sanctioned by the Texas Division of Emergency Management or Texas
5 Task Force 1.

6 (b) For purposes of workers' compensation coverage under
7 Chapter 501, service with Texas Task Force 1, an intrastate fire
8 mutual aid system team, or a regional incident management team, as
9 applicable, by an employee, as defined by Section 501.001, is:

10 (1) considered to be in the course and scope of the
11 employee's regular employment; and

12 (2) included in the coverage provided under Chapter
13 501.

14 (c) For purposes of workers' compensation coverage under
15 Chapter 503 or 505, service with Texas Task Force 1, an intrastate
16 fire mutual aid system team, or a regional incident management
17 team, as applicable, by an employee, as defined by Section 503.001
18 or 505.001, as applicable, is:

19 (1) considered to be in the course and scope of the
20 employee's regular employment; and

21 (2) included in the coverage provided under Chapter
22 501 in the same manner as an employee, as defined by Section
23 501.001.

24 (d) For purposes of workers' compensation coverage under
25 Chapter 502, service with Texas Task Force 1, an intrastate fire
26 mutual aid system team, or a regional incident management team, as
27 applicable, by an employee, as defined by Section 502.001, is:

1 (1) considered to be in the course and scope of the
2 employee's regular employment; and

3 (2) included in the coverage provided under Chapter
4 502.

5 (e) For purposes of workers' compensation coverage under
6 Chapter 504, service with Texas Task Force 1, an intrastate fire
7 mutual aid system team, or a regional incident management team, as
8 applicable, by an employee, as defined by Section 504.001, is:

9 (1) considered to be in the course and scope of the
10 employee's regular employment; and

11 (2) included in the coverage provided under Chapter
12 504.

13 SECTION 8. The following provisions are repealed:

- 14 (1) Section 88.126(a)(4), Education Code;
15 (2) Section 88.126(b), Education Code;
16 (3) Section 88.301(3), Education Code;
17 (4) Section 88.303(a), Education Code;
18 (5) Sections 408.0445(b) and (c), Labor Code; and
19 (6) Sections 501.002(f) and (g), Labor Code.

20 SECTION 9. The change in law made by this Act applies only
21 to a claim for workers' compensation benefits based on a
22 compensable injury that occurs on or after the effective date of
23 this Act. A claim based on a compensable injury that occurs before
24 the effective date of this Act is governed by the law in effect on
25 the date the compensable injury occurred, and the former law is
26 continued in effect for that purpose.

27 SECTION 10. This Act takes effect September 1, 2025.

H.B. No. 4464

President of the Senate

Speaker of the House

I certify that H.B. No. 4464 was passed by the House on May 7, 2025, by the following vote: Yeas 146, Nays 2, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 4464 on May 30, 2025, by the following vote: Yeas 108, Nays 28, 3 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 4464 was passed by the Senate, with amendments, on May 28, 2025, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor