

BILL ANALYSIS

Senate Research Center

C.S.S.B. 216
By: Nixon
Economic Development
3-18-97
Committee Report (Substituted)

DIGEST

Currently, Texas law does not disqualify an individual from receiving unemployment compensation benefits and severance pay or payments for accrued vacation, sick or other personal leave simultaneously. This allows individuals to collect unemployment compensation benefits and other post-termination remuneration at the same time. This bill will disqualify certain persons from receiving unemployment compensation benefits.

PURPOSE

As proposed, C.S.S.B. 216 provides for disqualification for the receipt of unemployment compensation benefits of an individual receiving certain remuneration.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 207.049, Labor Code, to provide that an individual is disqualified for benefits for a benefit period for which the individual is receiving or has received remuneration in the form of severance pay, except severance pay that is explicitly outlined in a group employment contract. Provides that, notwithstanding Subsection (a), if the remuneration received by an individual under Subsection (a)(1) or (a)(3) is less than the benefits that the individual would otherwise be eligible to receive, the individual is entitled to receive benefits for the benefit period that are reduced by the amount of the remuneration, adjusted as provided by Section 207.006.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Emergency clause.
Effective date: upon passage.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Amends Section 207.049, Labor Code, to delete a reference to payments for accrued leave. Provides that an individual is entitled to receive limited benefits in certain circumstances.