

CHAPTER 256

H.B. No. 1335

AN ACT

relating to the use of the advance interest trust fund and the unemployment compensation special administration fund.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 9c(a), Texas Unemployment Compensation Act (Article 5221b-7c, Vernon's Texas Civil Statutes), is amended to read as follows:

(a) The Advance Interest Trust Fund is established. The fund is a trust fund in the custody of the State Treasurer and may be used without appropriation by the Governor for the purpose of paying interest incurred on advances from the federal Unemployment Trust Fund, incurred on any bonds issued to reduce or avoid federal advances to the unemployment compensation fund, and to repay temporary transfers of surplus cash which may be made between this fund and other funds. The State Treasurer and the Comptroller shall transfer all income earned after *April 1, 1983* [~~September 1, 1988~~], from investment of the fund *and such other funds as may be appropriated* to the Unemployment Compensation Special Administration Fund for the administration of the pay day law (Article 5155, Revised Statutes), Texas Minimum Wage Act (Article 5159d, Vernon's Texas Civil Statutes), and the child labor law, Chapter 531, Acts of the 67th Legislature, Regular Session, 1981 (Article 5181.1, Vernon's Texas Civil Statutes). If the Governor, upon the advice of the Commission, determines that funds in the unemployment compensation fund will be depleted at the time payment on an advance from the federal Unemployment Trust Fund is due, and that depletion of the funds will cause the loss of some portion of the credit received by employers against their federal unemployment tax rate, or if the Governor determines that payment of interest on a federal loan can be avoided by keeping the balance of the unemployment compensation fund positive, the Governor may authorize the Commission to transfer money from the Advance Interest Trust Fund to the unemployment compensation fund.

SECTION 2. Money in the Advance Interest Trust Fund may also be used to fund start-up expenses, to award grants, and for such other purposes as may be authorized under S.B. No. 130, Acts of the 73rd Legislature, Regular Session, 1993. Funds used for this purpose are subject to legislative appropriation and are only available for use during the period beginning September 1, 1993, and ending August 31, 1995. All funds so used for this purpose are to be repaid to the Advance Interest Trust Fund (Fund 935). The comptroller shall transfer such amount from the smart jobs holding fund or the smart jobs fund to the Advance Interest Trust Fund (Fund 935) by September 30, 1995, and this section shall expire on that date.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 25, 1993, by a non-record vote; the House concurred in Senate amendments to H.B. No. 1335 on May 10, 1993, by a non-record vote; passed by the Senate, with amendments, on May 3, 1993: Yeas 31, Nays 0.

Approved May 23, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.