

CHAPTER 792

H.B. No. 458

AN ACT

relating to the application for monthly survivor benefits under the Teacher Retirement System of Texas for certain persons whose remarriage disqualified them from those benefits.

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

SECTION 1. Subchapter E, Chapter 824, Government Code, is amended by adding Section 824.4041 to read as follows:

Sec. 824.4041. BENEFITS FOR CERTAIN SURVIVING SPOUSES. (a) A person is eligible to receive benefits under this section if the person:

- (1) is the designated beneficiary of a deceased member;*
- (2) elected before September 1, 1980, to receive for life a monthly benefit of \$75 beginning at the age of 65;*
- (3) became ineligible for the benefits because the person remarried before September 1, 1980; and*
- (4) reapplies for benefits under this section.*

(b) The retirement system shall:

- (1) verify whether a person is eligible to receive benefits under this section; and*
 - (2) if the person is eligible, make payments to the person of a monthly benefit in the amount specified in Section 824.404.*
- (c) The retirement system shall make payment to a person eligible to receive benefits under this section beginning with the month after the month in which the person reapplies for benefits under this section.*

SECTION 2. This Act takes effect September 1, 1993.

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 April 7, 1993, by a non-record vote; the House refused to concur in Senate amendments to H.B. No. 458 on May 26, 1993, and requested the appointment of a conference committee to consider the differences between the two houses; the House adopted the conference committee report on H.B. No. 458 on May 29, 1993, by a non-record vote; passed by the Senate, with amendments, on May 19, 1993: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 458 on May 29, 1993: Yeas 31, Nays 0.

Approved June 18, 1993.

Effective Sept. 1, 1993.