

By: Fallon

H.B. No. 4076

A BILL TO BE ENTITLED

AN ACT

relating to the recognition of certain employment authorizations
granted by federal executive action.

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

SECTION 1. Subtitle B, Title 2, Labor Code, is amended by
adding Chapter 55 to read as follows:

CHAPTER 55. EMPLOYMENT AUTHORIZATIONS

Sec. 55.001. CERTAIN EMPLOYMENT AUTHORIZATIONS INVALID.

(a) The employment authorization of a foreign national that was
granted under a federal deferred action program created by
executive order, or an agency rule or policy, or a similar measure
adopted by an official or entity within the executive branch of the
federal government, is not valid or enforceable in this state if the
order, rule, policy, or measure exceeds the authority granted to
the executive branch by the United States Constitution and was not
ratified by the legislative branch of the federal government.

(b) An employer may not employ a person granted an
employment authorization described by Subsection (a) who is not
otherwise lawfully present in the United States.

SECTION 2. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect September 1, 2015.