

By: Schaefer

H.B. No. 3950

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.