



## TEXAS DEPARTMENT OF INSURANCE

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### Division of Workers' Compensation - Legal Services (MS-4D)

7551 Metro Center Drive, Suite 100, Austin, Texas 78744-1645

(512) 804-4703 | F: (512) 804-4276 | (800) 252-7031 | TDI.texas.gov | @TexasDWC

To: Texas Workers' Compensation System Participants

From: Kara Mace, Deputy Commissioner, Legal Services

Date: September 1, 2020

RE: Rule Adoption to Amend 28 TAC §132.7

The Texas Department of Insurance, Division of Workers' Compensation (DWC) is adopting an amendment to 28 Texas Administrative Code §132.7 to conform to Texas Labor Code §408.183. The Legislature amended Labor Code §408.183 under House Bill (HB) 2503, which went into effect September 1, 2019.

The adopted changes will align DWC's rules on the duration of death benefits with the statutory changes made by HB 2503. HB 2503 expanded eligibility of spouses who may receive death benefits for life, regardless of remarriage, to spouses of peace officers as described in Texas Code of Criminal Procedures Article 2.12 and intrastate fire mutual aid system team members or regional incident management team members. HB 2503 only applies to an eligible spouse who remarries on or after September 1, 2019.

The adopted rules will be published in the September 4, 2020, issue of the *Texas Register* and available at [www.sos.state.tx.us/texreg/index.shtml](http://www.sos.state.tx.us/texreg/index.shtml) once published. We will also post the adopted rules on the TDI website at [www.tdi.texas.gov/wc/rules/2020rules.html](http://www.tdi.texas.gov/wc/rules/2020rules.html).