

By: Cook, Longoria, Smithee, Spiller, Leach,
et al.

H.B. No. 4802

A BILL TO BE ENTITLED

AN ACT

relating to certain benefits payable by the Judicial Retirement System of Texas Plan One and the Judicial Retirement System of Texas Plan Two.

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

SECTION 1. (a) This section applies to an annuitant under the Judicial Retirement System of Texas Plan One or the Judicial Retirement System of Texas Plan Two who is eligible to receive:

(1) a service or disability retirement annuity under Section 834.102, 834.103, 834.203, 839.102, 839.103, or 839.203, Government Code, that is based on an effective date of retirement that occurred on or before September 1, 2024; or

(2) a death benefit annuity under Section 834.301, 834.302, 839.301, or 839.302, Government Code, that is based on a death that occurred on or before September 1, 2024.

(b) Notwithstanding any other law:

(1) on September 1, 2025, the Employees Retirement System of Texas shall recompute each annuity being paid an annuitant under Section 834.102, 834.103, 834.203, 834.301, 834.302, 839.102, 839.103, 839.203, 839.301, or 839.302, Government Code, by multiplying the amount of the monthly annuity being paid under those sections by five percent and applying the adjustment to the amount otherwise being paid under those sections; and

1 (2) on September 1, 2026, the Employees Retirement
2 System of Texas shall recompute each annuity being paid an
3 annuitant under the sections of law described in Subdivision (1) of
4 this subsection, by multiplying the amount of the monthly annuity
5 being paid under those sections by five percent and applying the
6 adjustment to the amount otherwise being paid under those sections.

7 SECTION 2. The Employees Retirement System of Texas is
8 required to make the cost-of-living adjustments under Section 1 of
9 this Act only if the board of trustees of the Employees Retirement
10 System of Texas finds that the legislature appropriated money to
11 the Judicial Retirement System of Texas Plan One and the Judicial
12 Retirement System of Texas Plan Two in an amount sufficient to
13 provide the adjustments without increasing the unfunded actuarial
14 liabilities of the retirement system. The amount appropriated by
15 the legislature to provide the adjustments must be in addition to
16 any amounts the state is required to contribute to the retirement
17 system under Subchapter B, Chapter 835, or Subchapter B, Chapter
18 840, Government Code. If the board of trustees of the Employees
19 Retirement System of Texas finds that the legislature did not
20 appropriate money in an amount sufficient to provide the
21 cost-of-living adjustments without increasing the unfunded
22 actuarial liabilities of the retirement system, the retirement
23 system may not make the adjustments.

24 SECTION 3. The adjustment of benefits required under
25 Section 1 of this Act applies only to an annuity payment that
26 becomes payable on or after the effective date of this Act.

27 SECTION 4. This Act takes effect September 1, 2025.