

By: Lindsay

S.B. No. 889

A BILL TO BE ENTITLED

AN ACT

relating to service credit in the judicial retirement system for visiting state district judges.

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

SECTION 1. Section 75.112, Government Code, is amended by adding Subsections (d) and (e) to read as follows:

(d) Notwithstanding Subsection (b), a senior district court judge appointed under this subchapter who is not a retiree of the Judicial Retirement System of Texas Plan One or the Judicial Retirement System of Texas Plan Two is not entitled to receive service credit in the appropriate retirement system for any month in which the judge pays a contribution that is less than the amount of monthly contribution paid by a full-time presiding district judge.

(e) A senior district court judge appointed under this subchapter is not considered to have made the monthly contribution required in order to receive service credit as provided by Subsection (d) until the judge offsets any deficiency described by that subsection with a direct payment to the appropriate retirement system or through an actual cash reduction of future state salary.

SECTION 2. Subchapter B, Chapter 835, Government Code, is amended by adding Section 835.104 to read as follows:

Sec. 835.104. CONTRIBUTIONS FOR VISITING DISTRICT JUDGES.

(a) Notwithstanding any other law, a visiting or an assigned state

1 district judge is not entitled to receive service credit in the
2 retirement system for any month in which the judge makes a payroll
3 contribution that is less than the amount of payroll contribution
4 of a full-time presiding district judge.

5 (b) A visiting or an assigned state district judge is not
6 considered to have made the required monthly contribution as
7 provided by Section 833.101 until the judge offsets any deficiency
8 described under Subsection (a) with a direct payment to the
9 retirement system or through an actual cash reduction of future
10 state salary.

11 SECTION 3. Subchapter B, Chapter 840, Government Code, is
12 amended by adding Section 840.107 to read as follows:

13 Sec. 840.107. CONTRIBUTIONS FOR VISITING DISTRICT JUDGES.

14 (a) Notwithstanding any other law, a visiting or an assigned state
15 district judge is not entitled to receive service credit in the
16 retirement system for any month in which the judge makes a payroll
17 contribution that is less than the amount of payroll contribution
18 of a full-time presiding district judge.

19 (b) A visiting or an assigned state district judge is not
20 considered to have made the required monthly contribution as
21 provided by Section 838.101 until the judge offsets any deficiency
22 described under Subsection (a) with a direct payment to the
23 retirement system or through an actual cash reduction of future
24 state salary.

25 SECTION 4. This Act takes effect September 1, 2003, and
26 applies only to a monthly payroll contribution made to the Judicial
27 Retirement System of Texas Plan One or the Judicial Retirement

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1 System of Texas Plan Two on or after that date.