

By: West

H.B. No. 1079

Substitute the following for H.B. No. 1079:

By: Eiland

C.S.H.B. No. 1079

A BILL TO BE ENTITLED

1

AN ACT

2 relating to the eligibility of certain judges to retire with full
3 benefits.

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

5 SECTION 1. Section 834.101(a), Government Code, is amended
6 to read as follows:

7 (a) A member is eligible to retire and receive a base
8 service retirement annuity if the member:

9 (1) is at least 65 years old, currently holds a
10 judicial office, and has at least 10 years of service credited in
11 the retirement system;

12 (2) is at least 65 years old and has at least 12 years
13 of service credited in the retirement system, regardless of whether
14 the member currently holds a judicial office; ~~or~~

15 (3) has at least 20 years of service credited in the
16 retirement system, regardless of whether the member currently holds
17 a judicial office; or

18 (4) has served at least two full terms on an appellate
19 court and the sum of the member's age and amount of service credited
20 in the retirement system equals or exceeds the number 70,
21 regardless of whether the member currently holds a judicial office.

22 SECTION 2. Section 839.101(a), Government Code, is amended
23 to read as follows:

24 (a) A member is eligible to retire and receive a service

1 retirement annuity if the member:

2 (1) is at least 65 years old, currently holds a
3 judicial office, and has at least 10 years of service credited in
4 the retirement system;

5 (2) is at least 65 years old and has at least 12 years
6 of service credited in the retirement system, regardless of whether
7 the member currently holds a judicial office;

8 (3) is at least 55 years old and has at least 20 years
9 of service credited in the retirement system, regardless of whether
10 the member currently holds a judicial office; or

11 (4) has served all or part of at least three [~~two full~~]
12 terms on an appellate court and the sum of the member's age and
13 amount of service credited in the retirement system equals or
14 exceeds the number 70, regardless of whether the member currently
15 holds a judicial office.

16 SECTION 3. This Act takes effect September 1, 2005.