

1-1 By: Wentworth S.B. No. 1519
1-2 (In the Senate - Filed March 8, 2007; March 20, 2007, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 10, 2007, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 5, Nays 0; April 10, 2007,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1519 By: Wentworth

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to longevity pay for certain state judges and justices.
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-12 SECTION 1. Section 659.042, Government Code, is amended to
1-13 read as follows:
1-14 Sec. 659.042. EXCLUSIONS. The following are not entitled
1-15 to longevity pay under this subchapter:
1-16 (1) a member of the legislature;
1-17 (2) an individual who holds a statewide office that is
1-18 normally filled by vote of the people, except as provided by Section
1-19 659.0445;
1-20 (3) an independent contractor or an employee of an
1-21 independent contractor;
1-22 (4) a temporary employee;
1-23 (5) an officer or employee of a public junior college;
1-24 (6) an academic employee of a state institution of
1-25 higher education; or
1-26 (7) a state employee who retired from state employment
1-27 on or after June 1, 2005, and who receives an annuity based wholly
1-28 or partly on service as a state officer or state employee in a
1-29 public retirement system, as defined by Section 802.001, that was
1-30 credited to the state employee.
1-31 SECTION 2. Subsection (a), Section 659.044, Government
1-32 Code, is amended to read as follows:
1-33 (a) Except as provided by Subsections (e) and (f) and
1-34 Section 659.0445, the monthly amount of longevity pay is \$20 for
1-35 every two years of lifetime service credit.
1-36 SECTION 3. Subchapter D, Chapter 659, Government Code, is
1-37 amended by adding Section 659.0445 to read as follows:
1-38 Sec. 659.0445. LONGEVITY PAY FOR STATE JUDGES AND JUSTICES.
1-39 (a) A judge or justice who receives a salary paid by the state, is
1-40 a member of the Judicial Retirement System of Texas Plan One or the
1-41 Judicial Retirement System of Texas Plan Two, and is an active
1-42 judge, as defined by Section 74.041, is entitled to longevity pay as
1-43 provided by this section.
1-44 (b) The monthly amount of longevity pay under this section
1-45 to which a judge or justice described by Subsection (a) is entitled:
1-46 (1) is \$20 for each year of service credited in the
1-47 applicable retirement system, subject to Subsection (c); and
1-48 (2) is calculated and becomes payable beginning with
1-49 the month following the month in which the judge or justice
1-50 completes 16 years of service for which credit is established in the
1-51 applicable retirement system.
1-52 (c) A judge or justice may not receive longevity pay for
1-53 more than 16 years of service credited in the applicable retirement
1-54 system.
1-55 SECTION 4. Subsection (a), Section 814.103, Government
1-56 Code, is amended to read as follows:
1-57 (a) Except as provided by Subsection (b), the standard
1-58 service retirement annuity for service credited in the elected
1-59 class of membership is an amount equal to the number of years of
1-60 service credit in that class, times two percent of the state salary,
1-61 excluding longevity pay payable under Section 659.0445 and as
1-62 adjusted from time to time, being paid a district judge.
1-63 SECTION 5. Section 831.001, Government Code, is amended by

2-1 adding Subdivision (6-a) to read as follows:
2-2 (6-a) "State salary" does not include the amount of
2-3 any longevity pay payable under Section 659.0445.

2-4 SECTION 6. Section 836.001, Government Code, is amended by
2-5 adding Subdivision (9-a) to read as follows:

2-6 (9-a) "State salary" does not include the amount of
2-7 any longevity pay payable under Section 659.0445.

2-8 SECTION 7. This Act takes effect September 1, 2007.

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