

By: Jackson

H.B. No. 212

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the transfer of service credits to or from the elected
3 class in the Employees Retirement System of Texas.

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

5 SECTION 1. Section 813.503(a), Government Code, is amended
6 to read as follows:

7 (a) A member may establish in, or have transferred to, the
8 employee class all service credited in the elected class, if the
9 contributions made to establish the service in the elected class
10 equal or exceed contributions required of a member of the employee
11 class for the same amount of service during the same time and at the
12 same rate of compensation. The member before retirement may
13 transfer the service credit back to the elected class. [~~A member or~~
14 ~~retiree who has, or had at the time of retirement, at least eight~~
15 ~~years of service credit in the elected class of membership,~~
16 ~~exclusive of military service, may transfer service credit between~~
17 ~~classes before or after retirement.~~]

18 SECTION 2. The change in law made by this Act to Section
19 813.503(a), Government Code, applies only to service credit for
20 which a notification of transfer is made to the Employees
21 Retirement System of Texas on or after the effective date of this
22 Act. Service credit for which a notification of transfer is made
23 under Section 813.503(a), Government Code, before that date is
24 subject to the law in effect at the time the notification is made,

1 and the former law is continued in effect for that purpose.

2 SECTION 3. This Act takes effect August 1, 2009, if it
3 receives a vote of two-thirds of all the members elected to each
4 house, as provided by Section 39, Article III, Texas Constitution.
5 If this Act does not receive the vote necessary for effect on that
6 date, this Act takes effect September 1, 2009.