

By: Hinojosa

S.B. No. 2207

A BILL TO BE ENTITLED

AN ACT

relating to retirement qualifications for appellate judges.

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

SECTION 1. Section 839.102, Government Code, is amended by amending Subsection (f) and adding Subsection (g) to read as follows:

(f) The service retirement annuity of a member qualifying for retirement under Section 839.101(a)(4) is the applicable state salary under Subsection (a) multiplied by a percentage amount that is the sum of 50 percent plus the product of 2.3 percent multiplied by the number of years of prior service credit under Subsection (g) and subsequent service credit the member accrues under Section 840.1027. After including any increase under Subsection (b), the service retirement annuity under this subsection may not be an amount that is greater than 90 percent of the applicable salary under Subsection (a).

(g) For purposes of Subsection (f), a member's prior service credit is the amount of service credit that the member earned in the retirement system prior to serving on an appellate court that is in excess of the amount of service credit that the member requires to be eligible to retire and receive a service retirement annuity under Section 839.101(a)(4).

SECTION 2. The change in law made by this Act applies only to a person who retires on or after the effective date of this Act.

1 The change in law does not apply to a person who retired before the
2 effective date of this Act.

3 SECTION 3. This Act does not make an appropriation. A
4 provision in this Act that creates a new governmental program,
5 creates a new entitlement, or imposes a new duty on a governmental
6 entity is not mandatory during a fiscal period for which the
7 legislature has not made a specific appropriation to implement the
8 provision.

9 SECTION 4. This Act takes effect September 1, 2009.