

By: Zaffirini

S.B. No. 2252

A BILL TO BE ENTITLED

AN ACT

relating to service creditable in the Judicial Retirement System of Texas Plan Two.

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

SECTION 1. Subchapter B, Chapter 838, Government Code, is amended by adding Section 838.1045 to read as follows:

Sec. 838.1045. SERVICE ON COUNTY COURT AT LAW OR AS JUSTICE OF THE PEACE. (a) An eligible member may establish equivalent membership service credit in the retirement system for service performed as judge of a county court at law or as a justice of the peace.

(b) A member may establish credit under this section by depositing with the retirement system a contribution in an amount, except as provided by Subsection (e), computed at the rate of six percent of the state salary of a district judge for the member's full tenure on the county court at law or as a justice of the peace, plus interest computed at the rate of interest credited to a person's account in the Texas County and District Retirement System for the period of the service or, for service performed before January 1, 1968, at the rate of six percent a calendar year.

(c) A member who establishes credit under this section forfeits all rights to benefits based on the claimed service in the Texas County and District Retirement System, except rights to benefits based on the amount paid by the county for the service that

1 exceeds the amount of state salary that would have been paid for the
2 service.

3 (d) The Texas County and District Retirement System shall
4 transfer to the retirement system the amount credited to the
5 member's account, whether contributed by the member or the member's
6 employer, plus accumulated interest, except any amount
7 representing contributions or interest on salary that exceeds the
8 state salary that would have been paid for the service.

9 (e) The retirement system shall credit the amount
10 transferred by the Texas County and District Retirement System
11 against the member's required payment under this section. If the
12 total of the amount transferred and the amount paid by the member
13 exceeds the amount required by this section, the retirement system
14 shall leave the excess in the retirement system trust fund.

15 (f) The amount of contributions credited in the retirement
16 system to a member who establishes credit under this section is the
17 amount that the member would have contributed to the retirement
18 system, the Judicial Retirement System of Texas, or the Judicial
19 Retirement System of Texas Plan One as a district judge at the time
20 the service was performed.

21 SECTION 2. The change in law made by this Act applies only
22 to the years of service creditable for retirement benefits of a
23 member of the Judicial Retirement System of Texas Plan Two who
24 retires on or after the effective date of this Act. The years of
25 service creditable for retirement benefits of a member who retires
26 before the effective date of this Act is governed by the law in
27 effect on the effective date of the retirement, and that law is

1 continued in effect for that purpose.

2 SECTION 3. This Act takes effect September 1, 2009.