

Suspending limitations on conference committee jurisdiction, S.B. No. 1458 (Duncan/Callegari)

By: Duncan

S.R. No. 1067

R E S O L U T I O N

1 BE IT RESOLVED by the Senate of the State of Texas, 83rd
2 Legislature, Regular Session, 2013, That Senate Rule 12.03 be
3 suspended in part as provided by Senate Rule 12.08 to enable the
4 conference committee appointed to resolve the differences on Senate
5 Bill 1458 (contributions to, benefits from, and the administration
6 of systems and programs administered by the Teacher Retirement
7 System of Texas) to consider and take action on the following
8 matters:

9 (1) Senate Rule 12.03(1) is suspended to permit the
10 committee to change, alter, or amend text not in disagreement in
11 proposed SECTION 2 of the bill, in added Section 824.702(c),
12 Government Code, to read as follows:

13 (c) If the annuitant:

14 (1) is a retiree, or is a beneficiary under an optional
15 retirement payment plan, to be eligible for the adjustment under
16 this section:

17 (A) the annuitant must be living on the effective
18 date of the adjustment; and

19 (B) the effective date of the retirement of the
20 member of the Teacher Retirement System of Texas must have been on
21 or before August 31, 2004;

22 (2) is a beneficiary under Section 824.402(a)(3) or
23 (4) or 824.502, to be eligible for the adjustment:

24 (A) the annuitant must be living on the effective

1 date of the adjustment; and

2 (B) the date of death of the member of the
3 retirement system must have been on or before August 31, 2004; or

4 (3) is an alternate payee under Section 804.005, the
5 annuitant is eligible for the adjustment only if the effective date
6 of the election to receive the annuity payment was on or before
7 August 31, 2004.

8 Explanation: The change is necessary to ensure that the date
9 used to determine eligibility for a cost-of-living adjustment
10 across different categories of annuitants under Section 824.702,
11 Government Code, is August 31, 2004, instead of August 31, 1999.

12 (2) Senate Rules 12.03(1) and (3) are suspended to permit
13 the committee to change, alter, or amend text and to add text on a
14 matter not in disagreement in proposed SECTION 15 of the bill, the
15 effective date provision of the bill, to read as follows:

16 SECTION 15. (a) Except as provided by Subsection (b) of
17 this section, this Act takes effect September 1, 2014.

18 (b) Section 824.702, Government Code, as added by this Act,
19 Section 825.402, Government Code, as amended by this Act, and the
20 repeal by this Act of Section 1579.103, Insurance Code, take effect
21 September 1, 2013.

22 Explanation: The change in the effective date provision is a
23 technical change necessary to ensure that Section 824.702,
24 Government Code, adding a cost-of-living adjustment for certain
25 annuitants under the Teacher Retirement System of Texas, takes
26 effect in time to provide the adjustment provided for under that
27 section.