

By: Longoria

H.B. No. 3588

A BILL TO BE ENTITLED

AN ACT

relating to annuities of certain annuitants of the Judicial Retirement System Plan Two.

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

SECTION 1. Section 839.102(a), Government Code, as amended by Acts 2005, 79th Leg., R.S., Ch. 1033 (H.B. 1114), Sec. 6, is amended to read as follows:

(a) Except as provided by Subsections (b), (c), ~~and~~ (d), (f), and (g), the standard service retirement annuity is an amount equal to 50 percent of the state salary being paid at the time the member retires to a judge of a court of the same classification as the last court to which the retiring member was elected or appointed.

SECTION 2. Section 839.102, Government Code, is amended by adding Subsection (g) to read as follows.

(g) A person earning a service retirement annuity based on the state salary being paid at the time the member retired is entitled to have the person's annuity recalculated based on the state salary, as it existed on January 1, 2017, being paid to a judge of a court of the same classification as the last court to which the retiring member was elected or appointed. After including any increase under this subsection, the recalculated service retirement annuity may not be an amount that is greater than 90 percent of that state salary being paid on January 1, 2017. An

1 annuitant is only entitled to an adjustment under this subsection  
2 on a finding by the board of trustees that, as determined by an  
3 actuarial valuation:

4 (1) the amortization period for the unfunded actuarial  
5 liabilities of the retirement system does not exceed 30 years by one  
6 or more years; and

7 (2) as a result of paying the adjustment, the time  
8 required to amortize the unfunded actuarial liabilities of the  
9 retirement system would not be increased to a period that exceeds 30  
10 years by one or more years.

11 SECTION 3. Section [839.102\(a\)](#), Government Code, as amended  
12 by Acts 2005, 79th Leg., R.S., Ch. 1203 (H.B. 617), Sec. 3, is  
13 repealed.

14 SECTION 4. This Act takes effect September 1, 2017.