

1 AN ACT

2 relating to the eligibility of certain judges to retire with full
3 benefits.

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

5 SECTION 1. Section 839.101(a), Government Code, is amended
6 to read as follows:

7 (a) A member is eligible to retire and receive a service
8 retirement annuity if the member:

9 (1) is at least 65 years old, currently holds a
10 judicial office, and has at least 10 years of service credited in
11 the retirement system;

12 (2) is at least 65 years old and has at least 12 years
13 of service credited in the retirement system, regardless of whether
14 the member currently holds a judicial office;

15 (3) [~~is at least 55 years old and~~] has at least 20
16 years of service credited in the retirement system, regardless of
17 whether the member currently holds a judicial office; or

18 (4) has served at least two full terms on an appellate
19 court and the sum of the member's age and amount of service credited
20 in the retirement system equals or exceeds the number 70,
21 regardless of whether the member currently holds a judicial office.

22 SECTION 2. This Act takes effect September 1, 2005.

David Swoboda

President of the Senate

Jim Cradick

Speaker of the House

I certify that H.B. No. 1079 was passed by the House on May 9, 2005, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 1079 on May 27, 2005, by a non-record vote.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 1079 was passed by the Senate, with amendments, on May 25, 2005, by the following vote: Yeas 31, Nays 0.

Letsy Spaw
Secretary of the Senate

APPROVED:

18 JUNE '05

Date

Rick Peery

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12:20 PM

JUN 18 2005

Roger Williams
Secretary of State