

CHAPTER 740

H.B. No. 187

AN ACT

relating to computation of annuities payable by the Judicial Retirement System of Texas Plan One or the Judicial Retirement System of Texas Plan Two.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 44.102(b), Title 110B, Revised Statutes, is amended to read as follows:

(b) *The* ~~[Except as provided by Subsection (c) of this section, the]~~ retirement system shall increase by 10 percent of the amount of the applicable state salary under Subsection (a) or (d) of this section, the annuity of a member who *on the effective date of retirement has not been out of judicial office for more than one year* ~~[retires:~~

~~[(1) before becoming 71 years old; or~~

~~[(2) at any age immediately after becoming eligible to retire under Section 44.101 of this subtitle].~~

SECTION 2. Section 44.102(c), Title 110B, Revised Statutes, is repealed.

SECTION 3. Section 74.102(a), Title 110B, Revised Statutes, is amended to read as follows:

(a) Except as provided by Subsections (b) and (c) of this section, the standard service retirement annuity is an amount computed on the basis of the member's average monthly compensation for the 36 highest months of compensation during the last 60 months of service, multiplied by ~~[the sum of:~~

~~[(4) one-twelfth of three percent for each month of service that is credited in the retirement system [and that is performed before the month following the month that includes the member's 70th birthday; plus~~

~~[(2) one twelfth of two percent for each month of service that is credited in the retirement system and that is performed after the month that includes the member's 70th birthday].~~

SECTION 4. This Act applies only to annuities based on retirements or deaths that occur on or after the effective date of this Act. The computation of an annuity based on a retirement or death that occurred before that date is determined by the law in effect at the time of the retirement or death, except as otherwise specifically provided by law.

SECTION 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 14, 1987, by the following vote: Yeas 144, Nays 0, 1 present, not voting. Passed by the Senate on May 21, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 20, 1987.

Effective June 20, 1987.