

By: Hinojosa

H.B. No. 1097

A BILL TO BE ENTITLED

AN ACT

relating to the cash balance annuity for members of the legislature
and the lieutenant governor.

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

SECTION 1. Section 820.053(a), Government Code, is amended
to read as follows:

(a) The state match for the cash balance benefit for:

(1) service credited to the employee or elected class
of membership is an amount computed by multiplying the member's
accumulated account balance by 150 percent; and

(2) service credited to the employee class of
membership by a member eligible to retire under this chapter as a
law enforcement or custodial officer is an amount computed by
multiplying the member's accumulated account balance by:

(A) except as provided by Paragraph (B), 150
percent; and

(B) for the portion of the accumulated account
balance based on the member's additional two percent contribution
under Section 820.101(b), including interest, attributable to
service as a law enforcement or custodial officer, 300 percent,
paid from the law enforcement and custodial officer supplemental
retirement fund[, and

~~[(3) subject to Subsection (c), service credited to the
elected class of membership is an amount computed by multiplying~~

1 ~~the member's accumulated account balance by 150 percent]~~.

2 SECTION 2. Section 820.053(c), Government Code, is
3 repealed.

4 SECTION 3. Section 820.053, Government Code, as amended by
5 this Act, applies only to the cash balance annuity of a member of
6 the elected class who is first eligible to become a member of the
7 elected class on or after September 1, 2024. The cash balance
8 annuity of a member of the elected class who is first eligible to
9 become a member of the elected class before September 1, 2024, is
10 governed by the law as it existed immediately before that date, and
11 that law is continued in effect for that purpose.

12 SECTION 4. This Act takes effect on the date on which the
13 constitutional amendment proposed by the 88th Legislature, Regular
14 Session, 2023, setting the salaries of members of the legislature
15 and the lieutenant governor based on the average public school
16 teacher salary in this state is approved by the voters. If that
17 amendment is not approved by the voters, this Act has no effect.