

ALASKA LEGISLATURE COMMITTEE FILES 1983-1984

2957

HSA HB 268 - HB 279

2957

(B continued)

Mr. Jones further stated that Tryck, Nyman & Hayes has some alternative plans, any of these alternatives can be changed any way the community feels it should be. He did bring some plans to present to the assembly and audience. Plan "A" was basically R-1, R-3, tourist commercial, public institutions, dedicated park land and undeveloped areas and finally marine oriented districts. Plan "B" was composed of public institutions, marine research, basically the same as Plan "A". Plan "C" was basically low density residential and Plan "D" was left basically as Parks. This type of plan is not zoning, but Land use planning needed for comprehensive planning. Mrs. Holt stated that Planning and Zoning had a meeting today and submitted the following recommendation, which was not unanimous by those present at the meeting. Following is a summary of the recommendation: That they use public institutional from Plan "B" and "Tourist Commercial" and "Med Density" and Boat Harbor from Plan "A" with an addition of more "Marine/Industrial" on the southwesterly end of Near Island. This plan should include an area for grids in or near the boat harbor. It should be noted that the recommendation was made in order for planning to be expediated. This will allow for a public hearing on the proposed land use as scheduled. Mr. Jones stated that the money could come from a variety of sources, Federal monies, EPA monies, Revenue Sharing, State and local monies. He then stated that he will be back in six weeks with more on the economic study and also a plan recommended by P&Z for another public hearing. He indicated he needed public response as to the needs and desires of the community, what direction the plan should take. Mrs. Wallin stated that she goes along with P&Z's recommendation, Mr. Powell agreed also. Mr. Jones further stated that the plan is not a definite one, in that it can be changed along the way and is a guideline for twenty years or more. The assembly concurred with P&Z's recommendation.

There was a five minute recess at 8:35 p.m.

C. Letter from Corps of Engineers - Public Notice NPA 74-022 - Request from Whitney Fidalgo to Construct morine dolphins, freshwater intake, pipeline and waste effluent line on the North Shore of Kempff Bay off Alitak Bay. Mr. Powell entertained a motion of non-objection. Mr. Nelson moved that the Borough express no objection. Seconded by Mrs Wallin. Mr. Nelson asked about the set net sites located out in this area. Mr. Powell stated that this goes to the Fish and Game for their comments also. Motion passed by unanimous roll call vote.

# STATE OF ALASKA

WILLIAM A. EGAN, GOVERNOR

## DEPT. OF HEALTH AND SOCIAL SERVICES

OFFICE OF THE COMMISSIONER

POUCH H-JUNEAU 99801

January 14, 1974

The Honorable Jacob Laktonen  
Alaska State Legislature  
House of Representatives  
Pouch V  
Juneau, Alaska 99801

Dear Mr. Laktonen:

Thank you for your interest in the operation of the Alaska Pioneer's Homes.

The Alaska Pioneer's Homes are primarily operated by State funds, although they do derive some participation from the Federal Government which evolves around the Social Services offered to the guests in the homes. Donations are sometimes received, and guests also contribute to their care if they are able.

The operational program is presently under the jurisdiction of the Department of Health and Social Services, Division of Family and Children Services. The Pioneer's Homes Services office is located in Juneau, with this agency, and is at your disposal.

The Alaska Pioneer's Home Brochure, which gives more detail of the program, and an insight into the individual home facilities that are available, is presently being revised. The brochure will be completed in the near future, and will be available upon request.

The BIA dorm complex in Kodiak, would appear to be an excellent facility which could possibly be converted to a Pioneer's Home. Although,

H

B

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INTERIM OFFICE:  
1024 WEST SIXTH AVENUE  
ANCHORAGE, ALASKA 99501  
(907) 274-2843

IN SESSION:  
POUCH V  
JUNEAU, ALASKA 99811  
(907) 465-4963

# Alaska State Legislature



Representative Mitch Abood  
CHAIRMAN

## House Committee on State Affairs AGENDA

DATE: March 13, 1984

TIME: 1:00 P.M., ROOM 102

I. CALL THE MEETING TO ORDER

- A. NOTE THE COMMITTEE MEMBERS PRESENT AND WELCOME THOSE OBSERVING THE MEETING.
- B. REMIND THOSE WHO HAVE NOT SIGNED-IN TO DO WHO WISH TO TESTIFY. AND REMIND THOSE GIVING TESTIMONY TO SPEAK UP AND STATE THEIR NAME, ADDRESS AND PHONE NUMBER BEFORE TALKING.

II. ANNOUNCE LEGISLATION UNDER CONSIDERATION:

HB 277: Credit for unused sick leave

PLEASE CANCEL

HB 443 Decreasing motor vehicle registration fees.

OTHER NOTES OR REMINDERS:

Please announce that HB 443 will be cancelled at request of the sponsor

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Testimony for:  
House State Affairs Committee

Re: H.B. 277 entitled "An Act allowing retirement credit for the unused sick leave of an employee of a political subdivision or public organization participating in the public employees' retirement system."

It is generally known by members of the legislature that most public employees have some means by which to favorably dispose of unused accumulated sick leave upon retirement or termination. However, not many people, legislators included, know that there is a group of about 4,000 to 5,000 public employees who serve school districts across the state of Alaska who are not allowed any means by which to favorably disburse their unused accumulated sick leave upon termination or retirement. This group of public servants is known as classified or non-certificated employees of school districts. They are the employees who are hired to support the educational endeavors. (Mechanics, custodians, secretaries, nurses, librarians, etc.) Inequity abounds in this climate because these employees are not statutorily recognized for collective bargaining purposes, but teachers are. Many of these employees are required, indirectly by law, to work the same work year as teachers, but are not afforded a full year's retirement, but teachers are. The issue H.B. 277 addresses, unused accumulated sick leave credited to the individual's retirement account, leaves us with a third area where equity is absent. Teachers are, by law, allowed to credit their individual retirement accounts with their accumulated unused sick leave at retirement or termination, while all unused accumulated sick leave a non-certificated employee has accrued at retirement or termina-

tion is totally lost to the employee. We believe the legislature made a wise decision in enacting legislation which accommodated this issue for teachers and would request the same treatment be afforded non-certificated employees. It is not unusual for a retiring employee to lose from 50 to 150 days of sick leave at retirement or termination. There is no incentive for an employee to "stay well"; the contrary is evident. When an employee loses this accumulated sick leave, the employee is being penalized for his/her prudent use of his/her sick leave.

If we had to single one issue which draws the most concern among the non-certificated employees of the Fairbanks North Star Borough School District, this is it. These employees have been surveyed four times in the last five years and this issue is always the number one priority. We are very pleased that a hearing is being held to hear the concerns. We feel strongly that this proposed legislation addresses a profound need. We are addressing a serious and demoralizing problem that exists among non-certificated employees of school districts. This group of employees is asking through this proposed legislation that equitable treatment be provided.

The need for equitable treatment can be further demonstrated by comparing the plight of non-certificated school district employees with state, borough and municipal employees. State employees

and most municipal and borough employees have the provisions of the personal leave statute or collective bargaining agreements which allow for the disbursement of sick leave accumulation upon termination or retirement. Again we must state that non-certificated employees of school districts have neither statutory recognition for bargaining or a procedure equitable to other public employees and teachers for disposing of accumulated unused sick leave upon termination or retirement. We ask that you deliberate the issue, give it a favorable recommendation and pass it out and on to the House Finance Committee for their consideration.



Alaska Public  
Employees Association **APEA**

State Headquarters: 340 N. Franklin, Juneau, AK 99801 (907) 586-2334

MEMORANDUM

TO: Representative Mitch Abood, Chairman  
House State Affairs Committee

FROM: Cherie Shelley *CS*  
Executive Director

SUBJECT: HB 277

DATE: March 13, 1984

The Alaska Public Employees Association supports HB 277 which will allow public employees to receive retirement credit for unused sick leave. We believe HB 277 should be amended to allow this credit for all public employees not just the employees of political subdivisions or public organizations.

We recommend the following as substitutes for paragraphs "a" and "b" of the proposed AS 39.35.315.

Sec. 39.35.315. CREDIT FOR UNUSED SICK LEAVE. (a) An employee who is employed on or after July 1, 1982, and who retires after July 1, 1983, may elect to add unused sick leave credit to the total number of years of credited service under AS 39.35.370(c). Unused sick leave shall be credited on a day-for-day basis. Employee contributions may not be required for credited unused sick leave.

(b) An employee retiring before July 1, 1983, who returns to membership service on or after July 1, 1983, and who subsequently retires is eligible for unused sick leave credit only with respect to sick leave accrued during membership service on or after July 1, 1983.

STATE OF ALASKA  
FISCAL NOTE

Revision Date \_\_\_\_\_, 1983

I. REQUEST

Bill/Resolution No.: HR 277  
 Title: "An act allowing retirement credit"  
 Sponsor: Kaponen  
 Requestor: \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected: No state agencies are affected  
 Program Category Affected: \_\_\_\_\_  
 BRU, Program of Subprogram(s) Affected: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
<b>OPERATING</b>						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
<b>TOTAL OPERATING</b>		-0-	-0-	-0-	-0-	-0-

<b>CAPITAL</b>						
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<b>REVENUE</b>						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: J.K. Humphreys, Director  
 Division: Retirement & Benefits

Phone: 465-4460  
 Date: 4-21-83

Approved by Commissioner: Commissioner Lisa Rudd  
 Department: Administration

Date: 4-21-83

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

## State of Alaska

## Fiscal Note

## HB 277

## IV Analysis:

The cost of this bill will be borne entirely by the PERS employers. The individual employer contribution rates will increase on an average of .24% of their PERS payroll.

The total costs to employers who are participating in PERS is expected to be as follows:

FY 84	FY 85	FY 86	FY 87	FY 88
\$767.0	\$828.4	\$894.7	\$966.3	\$1,043.6

If this bill becomes law, the funding ratio in PERS will decrease by .2%.

The total actuarial present value of cost of this bill is \$1,854,000.

Feb. 5, 1984

PO Box 1683  
Soldotna, Alaska 99569

Mitchell E. Abood Jr.  
3102 Horthwood  
Anchorage, Alaska 99503

*Push house bill*  
*W*

Subject: House Bill 277

Problem: Getting this bill out of House and onto the floor for passage.

Dear Mitchell Abood:

I am a custodian for the Kenai Peninsula School District, at Redoubt Elementary School. In a few years I shall retire from the working class. I have some 80 days of accumulated sick leave coming to me. The way things are now I shall lose this sick leave when I retire. Borough administrators and school administrator and teachers, including my wife, Eunice, who is retired from teaching now, they all will get or have gotten credit into their retirement for their accumulated sick leave, yet we, the classified people of our Borough will not get this, Bill 277 will give this to us.

I would like to ask that you do all you can to get this bill out of committee and moving onto the floor for passage by vote.

Anything you can do along this line will be appreciated.

Might I hear from you on the above matter.

Thank you.

Sincerely,

*Roy J. Gordon*  
Roy J. Gordon

# Alaska State Legislature

Representative Niilo Koponen

FAIRBANKS  
Box 252  
Fairbanks, Alaska 99707  
479-6782

JUNEAU  
Pouch V  
Juneau, Alaska 99811  
465-4992

## MEMORANDUM

TO: Rep. Abood  
FROM: Rep. Koponen  
DATE: 3 March, 1984  
RE: HB 277 "Retirement Credit for Unused Sick Leave"

Enclosed is a petition by forty-four residents of the Kenai peninsula requesting that HB 277 be heard in committee and moved on to the House floor. I believe that HB 277 is a fair and equitable way to deal with public employees who still have unused sick leave at retirement. I hope that the bill can be calendared soon in your committee.

cc. Rep. Milo Fritz  
Rep. Hugh Malone  
Sen Don Gilman

A large, stylized handwritten signature, likely of Niilo Koponen, enclosed in a large oval. The signature consists of a large 'N' and 'K' intertwined.

WE, THE UNDERSIGNED SUPPORT AND STRONGLY RECOMMEND THAT HOUSE BILL #277, "AN ACT ALLOWING RETIREMENT CREDIT FOR THE UNUSED SICK LEAVE OF AN EMPLOYEE OF A POLITICAL SUBDIVISION OR PUBLIC ORGANIZATION PARTICIPATING IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM" BE MOVED FROM COMMITTEE AND SENT TO THE FLOOR OF THE SENATE AND HOUSE FOR PASSAGE.

Name (Please Print)	Signature	Address	Date
M. Katherine Prince	M. Katherine Prince	144 W. Conard Ave Soldotna Ak	2/16/84
Ellen J Thompson	Ellen J Thompson	P.O. Box 1357 Soldotna AK 99669	2/16/84
Sasha M. Lindgren	Sasha M. Lindgren	265 Katmai Soldotna AK 99669	2-11-84
A. KATHRYN GAUTHIER	A. Kathryn Gauthier	Box 1375 Soldotna Ak.	2-17-84
Helen Sibson	Helen Sibson	Box 681 Soldotna Ak	2/17/84
Judy C. CARMICHAEL	Judy C. Carmichael	Box 4101 Soldotna, AK	2/17/84
Sally E. Tachick	Sally E. Tachick	Box 275, Soldotna	2/17/84
Kathie Painter	Kathie Painter	Box 615 - Soldotna	2/17/84
SHARON PARKER	Sharon Parker	Box 1137 - Kenai	2/22/84
Pam Skinner	Pamela P. Skinner	Box 1274 Soldotna	2/22/84
JESSIE CUNN	Cassie Cunn	219 Marcus Selickin	2/22/84
MARILYN KEMIS	Marilyn Kemis	Box 5003, KENAI, AK	2/22/84
Bonnie Clouston	Bonnie Clouston	Box 266 Kenai	2/22/84
Suzanne Tignor	Suzanne Tignor	Box 3432 Kenai	2/22/84
Molly Jacobs	Molly Jacobs	Box 1531 Soldotna	2/22/84
Connie Jung	Connie Jung	Box 3977, Kenai	2/22/84
Penny Little	Penny Little	Box 1002, Kenai	2/22/84
Barbara Knutson	Barbara Knutson	Box 4372 Soldotna	2/22/84
Betsy Staley	Betsy Staley	Box 96, Soldotna	2/24/84
Marcia King	Marcia King	STRT 2 Box 850 Sold.	2/24/84
Elaine Davis Holland	Elaine Davis Holland	Box 93 Kasilo, AK <sup>99610</sup>	2/24/84
Inez Evans	Inez Evans	Box 136 Kenai	2/24/84

WE, THE UNDERSIGNED SUPPORT AND STRONGLY RECOMMEND THAT HOUSE BILL #277, "AN ACT ALLOWING RETIREMENT CREDIT FOR THE UNUSED SICK LEAVE OF AN EMPLOYEE OF A POLITICAL SUBDIVISION OR PUBLIC ORGANIZATION PARTICIPATING IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM" BE MOVED FROM COMMITTEE AND SENT TO THE FLOOR OF THE SENATE AND HOUSE FOR PASSAGE.

Name (Please Print)	Signature	Address	Date
Marlene Frates	Marlene Frates	Box 2558, Kenai	2/14/84
Bill SCHRIER	Bill Schrier	Box 1051 Soldotna	2/14/84
Ruth H. Murdock	Ruth H. Murdock	P.O. Box 865 Soldotna	2/14/84
Ruth Ann McMillan	Ruth Ann McMillan	Box 3568 Kenai	2/14/84
Tammy Jo Carr	Tammy Jo Carr	Box 153 Soldotna	2/14/84
CONNIE M WHEAT	Connie M Wheat	Box 2994 Soldotna	2/14/84
James E. Goltz	James E Goltz	Box 324 Soldotna	2/14/84
CINDY K COCKROFT	Cindy K Cockroft	Box 1465 Soldotna	2-14-84
PAM White	Pam White	P.O. Box 410 - Kenai	2-14-84
DAVE DONAHUE	Dave Donahue	P.O. Box 485 - Sterling AK	2-14-84
DIANE NEWMAN	Diane Newman	Box 2512 Kenai	2-14-84
Charlie Sue	Charlie Sue	P.O. Box 412 Kenai	2-14-84
JOHN ANDREWS	John Andrews	P.O. Box 4550 KENAI	2-14-84
LORRAINE RUDY	Lorraine Rudy	P.O. Box 1806 Kenai	2-14-84
KATHY HEUS	Kathy Heus	Box 211 Kenai	2-14-84
Sharon Brewer	Sharon Brewer	St. Rt 1 Box 945 - Kenai	2-14-84
EDWARD COLSEN	Edward Colsen	P.O. Box 935 Soldotna	2-14-84
LEE STALKER	Lee Stalker	P.O. Box 3141 Kenai	2-14-84
Robin Veluce-Tarkey	Robin Veluce-Tarkey	P.O. Box 1053 Soldotna	2-14-84
DOUGLAS EMERSON	Douglas Emerson	P.O. Box 374 Kenai	2-14-84
PATRICIA SPRINGER	Patricia Springer	Box 1013 Kenai	2-14-84
Ad. Marie Marrs	Ad. Marie Marrs	P.O. Box 4281 Kenai	2-14-84

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Name (Please Print)	Signature	Address	Date
WILLIAM H HAYWOOD	William H Haywood	P.O. Box 239 Kenai AK	2-13-84
EDNA F. EVANS	Edna F. Evans	P.O. Box 584 Soldotna	2-13-84
John M. Gordon	John M. Gordon	P.O. Box 1683 Soldotna	2-13-84
David R. Bishop	David R. Bishop	Box 3624 Soldotna AK	13 Feb. 1984
Robert E Brown	Robert E Brown	Box 3448, Soldotna AK	2-11-84
Veloris E. Hickel	Veloris Hickel	Box 2783 Kenai AK	2-14-84
Lawrence L. Large, Jr.	Lawrence L. Large, Jr.	Box 1177 Soldotna AK	2-14-84
JIM R. GIESLER	Jim R. Giesler	Box 615 KENAI AK	2-14-84
Harry L. Ruckel	Harry L. Ruckel	Rt 1 Box 1346 Kenai	2-14-84
Mike Handlen	Mike Handlen	Box 3865 Kenai 1	2-14-84
C.H. Schmelzenbach	C.H. Schmelzenbach	Box 974 Soldotna	2-14-84
Susan Bacon	Susan Bacon	Box 4146 Kenai	2-14-84
MARY S. HANSON	Mary S. Hanson	Box 3228, Kenai	2-14-84
Mary E Sumner	Mary E. Sumner	256 Crest Soldotna	2-14-84
Dale E Moen	Dale E Moen	POB 4117 Kenai	2/14/84
William W Hatch	William W. Hatch	P.O. Box 4827 Kenai	2/14/84
HARRIET M. SEIBERT	Harriet M. Seibert	P.O. Box 3183 Kenai	2/14/84
Mr. KENT MATTSON	Mr. Kent Mattson	Box 2990 Kenai	2/14/84
Roberta Beauchamp	Roberta Beauchamp	Box 851 Kenai	2-14-84
Cathleen Rolph	Cathleen Rolph	Box 2943 Soldotna	2-14-84
Scott Turner	Scott Turner	Box 192 Kenai	2-14-84
MARY C. SCHMELZENBACH	Mary C. Schmelzenbach	43645 Spots Road Soldotna	2-14-84

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Name (Please Print)	Signature	Address	Date
Saterene Hayward-Jackson	Saterene Hayward-Jackson	PO Box 2715, Kenai	2-14-84
Nina Jean STRICKMAN	Nina Jean Strickman	Bx 1253 Kenai	2-15-84
HELEN M. METCALF	Helen M. Metcalf	Rt 1 Box 1377 Kenai	2-15-84
John N. Perkins	John N. Perkins	P.O. Box 4259 Kenai	2-15-84
Janie Brunson	Janie Brunson	P.O. Box 8152 N.P.B.	2-15-84
Joan L. Kimball	Joan L. Kimball	Bx 8066 Nikiski	2-15-84
Lurka Shangerlen	Lurka Shangerlen	PO Box 7123 Nikiski	2-15-84
Ruth Anne Johnson	Ruth Anne Johnson	Rt 1 Box 1282 Kenai	2-15-84
Randy Reeve	Randy Reeve	Rt 1 Box 1295-2 Kenai	2-15-84
Alex B White	Alex B White	8551 NIKISHKA AK	2-15-84
Diana S. White	Diana S White	Bx 8017 N. Kishka AK	2-15-84
PERILLA CAKEY	Perilla Casey	Bx 946 Rt 1 Kenai AK	2-15-84
JANICE KING	Janice King	Rt 1 Box 1271 Kenai AK	2/15/84
Tina Stamer	Tina Stamer	Rm 3570 Kenai AK	2/15/84
Dorla HERRIN	Dorla Herrin	Box 476 Kenai AK	2-16-84
LINDA STEWART	Linda Stewart	Rt 1 Box 808 Kenai	2-16-84
Stanley J. Fuhndorf	Stanley J. Fuhndorf	Box 8014 N.P.B. Kenai	2-16-84
Mary D. Rounds	Mary D. Rounds	Box 7048 Nikishka AK	2/16/84
Kevin M. Dee	Kevin M. Dee	Box 4267 Seldovia AK	2-16-84
Sandra Miller	Sandra Miller	Box 4064 Kenai AK	2-16-84
PATRICIA A SEVERE	PATRICIA A SEVERE	Box 2922, KENAI	2-16-84
TIM PETERSEN	Tim Petersen	Box 1387 Kenai	2-16-84

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Name (Please Print)	Signature	Address	Date
Marla J. Huss	Marla J. Huss	Box 2053 Kenai	2-15-84
Kathy Gardner	Kathy Gardner	Box 3756 Soldotna	2-15-84
Mae Alice Hopkins	Mae Alice Hopkins	P.O. Box 2191 <sup>99664</sup> Soldotna	2-15-84
Patricia G See	Patricia G See	P.O. Box 1412 Kenai	2-15-84
Patricia DeBusscher	Patricia DeBusscher	PO Box 1822 <sup>Soldotna AK</sup> AK	2-15-84
MARY E. GIBSON	Mary E. Gibson	P.O. Box 3207 <sup>Soldotna AK</sup> AK	2-15-84
LEONAH SMALLEY	Leonah Smalley	Box 3081 Kenai AK	2/18/84
Margaret McLibbin	Margaret McLibbin	P.O. Box 54 Kenai AK	2-18-84
BETTY L. THLENT	Betty L. Thlent	Box 3638 Kenai	2-18-84
RUBY SEIBERT	Ruby Seibert	590 Kenai	2-18-84
JUDITH H. K.	Judith H. K.	P.O. Box 150	2-18-84
Jean Kristine	Jean Kristine	Box 8004	2-18-84
ELAINE M. WARDLE	Elaine M. Wardle	Box 451 Kenai	2-18-84
MARY L. ESTES	Mary L. Estes	Box 2377 Soldotna	2-18-84
Katia Thompson	Katia Thompson	Box 1295 Kenai	2-18-84
Tommy Thompson	Tommy Thompson	Box 1295 Kenai	2-18-84
NINA BLOECHER	Nina Bloecher	Box 1702 Kenai	2/18/84
Kylet Speer	Kylet Speer	Box 5195 Kenai	2/18/84
Florie Turner	Florie Turner	Box 9192 Kenai	2/18/84
Alyce Johnson	Alyce Johnson	P.O. Box 1611 Kenai	2/18/84
ALVIN W. RINSTETLER	Alvin W. Rinstetler	KENAI AK 99611 RT 3 Beaver Camp Rd	2/18/84
Jenny RINSETLER	Jenny Rinstetler	KENAI AK 99611	2/18/84

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Name (Please Print)	Signature	Address	Date
Jack L. Kamel	Jack L. Kamel	Box 2125 Soldotna	2/27/84
Mike Mathews	Mike Mathews	Box 472 Soldotna	2/22/84
Gary Jetterson	Gary Jetterson	778 Barro Soldotna	2/24/84
John Warrick	John Warrick	P.O. Box 162 Soldotna	2/27/84
Jacqueline A. Dillon	Jacqueline A. Dillon	P.O. Box 462 Sterling	2/27/84
LORIN BLAKE	Lorin Blake	Box 4543 Kenai	2/27/84
RICHARD SKINNER	Richard Skinner	Box 1274 Soldotna	2/27/84
Stephen Beeson	Stephen Beeson	231 Marcus Soldotna	2/27/84
John Bruckman	John Bruckman	Rt 1 Box 150 Kenai	2/27/84
Karen Koester	Karen Koester	Box 1967 Kenai	2-27-84
Andrew P. Griebel	Andrew P. Griebel	Box 7099 NEB Kenai	2/27/84
John Heath	John Heath	RT 1 Box 855 Kenai	2-27-84
Joe Thirkwell	Joe Thirkwell	Box 7033 Nikishka	2-27-84
John Pietsen	John E. Pietsen	Box 3148 Kenai	2-27-84
Randy W. Willis	Randy W. Willis	Box 192, Soldotna	2-27-84
RICHARD J. HILL	Richard J. Hill	122 Maryland Ave Apt 16 Soldotna	2-27-84
Gary McKinnis	Gary McKinnis	Box 1471 Soldotna	2-27-84
Joseph R. Carrico	Joseph R. Carrico	Box 444 Soldotna	2-27-84
Fred E. Stricker	Fred E. Stricker	Box 95 Kenai	2-27-84
Claudine Wright	Claudine Wright	Box 95 Kenai	2/27/84
SATOE HAYWOOD	Satoh Haywood	Box 259 Kenai	2/27/84
Kirby Haywood	Kirby Haywood	Box 239 Kenai	2/27/84

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Name (Please Print)	Signature	Address	Date
Robert T. Miller	Robert T. Miller	Box 841 Sterling Alaska	2-16-84
Rev. C. S. Duncan, II	Rev. C. S. Duncan, II	Box 18021 Nishiki 99635	16 Feb 84
Frederick G. Jones	Frederick G. Jones	P.O. Box 3446 Soldotna AK 99669	2-16-84
Charles L. Gallien	Charles L. Gallien	P.O. Box 3243 Kenai AK 99611	2-16-84
Kenneth Tyler	Kenneth Tyler	P.O. Box 4018 Kenai AK	2-16-84
Jan Gifford	Jan Gifford	Star Rt 3, Kenai	2-17-84
Frances Kelsch	FRANCES Kelsch	P.O. Box 791 Soldotna	2-17-84
Terry Tipton	Terry Tipton	Box 4143 S.I. At.	2-17-84
Thomas M. Akeley	Thomas M. Akeley	Box 577 Kenai	2-17-84
Thomas T. Burck	Thomas T. Burck	PO 4101 Kenai	2-17-84
Brad Jacot	Brad Jacot	135 Trumpeter St. Soldotna	2-17-84
Don Oberly	Don Oberly	1084 Kenai	2/17/84
Nora Sathkete	Nora Sathkete	Box 1208 Kenai	2/20/84
John K. Bohren	John K. Bohren	Box 1202 Soldotna	2/20/84
Richard M. Hallman	Richard M. Hallman	Box 523 Kenai	2/20/84
Thomas R. Murphy	Thomas R. Murphy	Box 435 Kenai	2/20/84
Faith W. Chase	Faith W. Chase	Box 1359 Kenai	2/20/84
Bud Crawford	Bud Crawford	Box 1501 Kenai	2/20/84
Bob Lillgren	Bob Lillgren	Box 1982 Kenai	2/21/84
William Freeman	William Freeman	Box 7178 RR Kenai	2-21-84
Nois Massie	Nois Massie	Box 856 Kenai	2-22-84
Richard Heithaus	Richard Heithaus	Box 4188 Kenai	2-21-84

WE, THE UNDERSIGNED SUPPORT AND STRONGLY RECOMMEND THAT HOUSE BILL #277, "AN ACT ALLOWING RETIREMENT CREDIT FOR THE UNUSED SICK LEAVE OF AN EMPLOYEE OF A POLITICAL SUBDIVISION OR PUBLIC ORGANIZATION PARTICIPATING IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM" BE MOVED FROM COMMITTEE AND SENT TO THE FLOOR OF THE SENATE AND HOUSE FOR PASSAGE.

Name (Please Print)	Signature	Address	Date
K. HyPiceson	Katy Purson	Bx 3048	Feb 15 84
Pam White	Pam White	Bx 412 Kenai	2-15-84
PAT RODGERS	Pat Rodgers	Bx 2854 Kenai	2-15-84
Helen Magasayo	Helen Magasayo	Box 2547 Soldotna	2-15-84
LORNA WHITAKER	Lorna Whitaker	Box 173 Soldotna	2-15-84
Ruth Sipes	Ruth Sipes	Box 4472 Soldotna	2-15-84
Jeanette Payment	Jeanette Payment	PO Box 1106 Kenai	2-15-84
David Dornbus	David Dornbus	P.O. Box 485 Sterling AK	2-15-84
Wanda Bonillas	Wanda Bonillas	Box 9127 NRB, Kenai	2-15-84
F. Dewayne Craig	F. Dewayne Craig	Box 4513 Kenai	2-15-84
Katherine Lucky	Katherine Lucky	Box 935 Soldotna	2-15-84
Jeanette K. Rodgers	Jeanette K. Rodgers	Box 2036 Soldotna	2-15-84
CHUCK CHAVKA	Chuck Chavka	BOX 3476 Soldotna	2/15/84
LINDA L. JARVI	Linda L. Jarvi	Box 3568 KENAI	2/15/84
Harold U. Smalley	Harold U. Smalley	Box 3239 Kenai	2/15/84
Phyllis L. Kaufman	Phyllis L. Kaufman	Box 4055 Kenai	2/15/84
Joyce Taylor	Joyce Taylor	Box 386 Soldotna	2/15/84
Iris G. Barton	Iris G. Barton	309 Avenue N. Soldotna	2/15/84
Marsha McGillivray	Marsha McGillivray	Box 1751 Kenai, AK	2/15/84
Robert M. Gille	Robert M. Gille	Box 173, TRUMPTER AVE. SOLDOTNA, AK. 99669	2-16-84
Edward L. Pearson	Edward L. Pearson	Box 2713 Soldotna AK 99669	2-16-84
SAUVANG SMITH	Sauvany Smith	Box 1682 Soldotna, A.K. 99669	2-16-84

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Name (Please Print)	Signature	Address	Date
Elyse Mize	E. Mize	P.O. Box 447 Soldotna AK	2/20/84
KATHYAN ASILIE	Kathryn Asilie	P.O. Box 785 Soldotna AK 99669	20 February 1984
Jean Labndt	Jean Labndt	70 Box 11.5 Kenai AK	2/22/84
Tim Jacobson	Tim Jacobson	PO Box 4185 Soldotna AK	2/22/84
Gary Shriver	Gary Shriver	P.O. 381 Kenai, AK	2/22/84
Thomas Jankovsky	Thomas Jankovsky	P.O. Box 2, Kenai AK	2/22/84
Ralph T. Judge	Ralph T. Judge	253 Reduced Ct Soldotna	2/22/84
Andy A. Wolk	Andy A. Wolk	Box 3452 Soldotna AK	2-22-84
ALFRED W. HERNANSEN	Alfred W. Hernansen	42 Box 564 Kenai AK	2-22-84
JANE M. WATRIE	Jane M. Watrue	PO Box 1914 Soldotna	2/22/84
David Landry	David Landry	Box 8142 NFB, Kenai	2-23-84
Mark A. Hays	Mark A. Hays	Box 3170 Sold	2-23-84
Lutitia Schwanden	Lutitia Schwanden	POB 2925 Kenai	2/23/84
Michael J Schwanden	Michael J Schwanden	CI	2/23/84
David L. Cragg	David Cragg	Box 1116 Kenai	2-23-84
HARRY R. KETSCHULL	Harry R. Ketschull	Box 3262 Kenai	2/23/84
Subilla M. Harte	Subilla M. Harte	Box 8142 NFB Kenai AK	2/23/84
Ted McBilluray	Ted McBilluray	Box 1751 Kenai AK	2/23/84
STEVE DEYAEMUR	Steve Deyaemur	Box 132 Kenai AK	2/23/84
H. R. Jackson, Jr.	H. R. Jackson, Jr.	P.O. Box 3136 Kenai AK	2-23-84
S. L. Koplounick	S. L. Koplounick	Box 3038 Kenai AK	2/23/84

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Name (Please Print)	Signature	Address	Date
Richard Ross	<i>Richard Ross</i>	Box 4006 Kenai	2/21/84
Michael Anastay	<i>Michael Anastay</i>	Box 4046 Kenai	2/22/84
VECTA LEIGH	<i>Vecta Leigh</i>		
MAVIS A. PEARSON	<i>Mavis Pearson</i>	Box 3017 Kenai	2/22/84
Gene Backstrom	<i>Gene Backstrom</i>	Box 1507 Kenai	2-22-84
Sherrill D. Morrison	<i>Sherrill D. Morrison</i>	Box 241 Kenai	2-22-84
JASON A. ELSON	<i>Jason A. Elson</i>	Box 2712 Kenai	2-22-84
Robyn Fisher	<i>Robyn Fisher</i>	Box 1410 Kenai	2-22-84
WALTER WINSTON	<i>Walter Winston</i>	PO BOX 208 KENAI	2-22-84
Richard McCarty	<i>Richard McCarty</i>	RT 1 Box 60-3	2/22/84
DAVID C. BURNETT	<i>David C. Burnett</i>	Box 1131 Kenai	2-22-84
DONALD R. MORGAN	<i>Donald R. Morgan</i>	Box 3998 Kenai	2-22-84
Roger J. Anderson	<i>Roger J. Anderson</i>	Box 4103 Kenai AK	2-22-84
Ronald S. Williams	<i>Ronald S. Williams</i>	RT 2 Box 8690 - Solvheim	2-23-84
David E. Vroman	<i>David E. Vroman</i>	Box 2081, Kenai AK	2-24-84
Doyle L. Oldham	<i>Doyle L. Oldham</i>	Box 1107 Kenai	2-24-84
Dorret L. DuBois	<i>Dorret L. DuBois</i>	Box 3678 Kenai	2/24/84
SATO E. HAYWOOD	<i>Sato E. Haywood</i>	Box 239 KENAI	2-25-84
MO GILMORE	<i>Mo Gilmore</i>	PO Box 2656 Kenai	2-25-84
Jennie Gilmore	<i>Jennie Gilmore</i>	RT Box 2656 Kenai	2-26-84
QUINDELL QUEEN	<i>Quindell Queen</i>	DRAWER 4170 KENAI, AK	2-26-84
LARRAINE QUEEN	<i>Lorraine Queen</i>	DRAWER 4170 KENAI, AK	2-26-84

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Name (Please Print)	Signature	Address	Date
KAREN M. HANSON	Karen M. Hanson	Box 1073 Kenai	2/14/84
Yolanda Schrader	Yolanda Schrader	Box 3158 Kenai	2/14/84
Karen Gonzalez	Karen Gonzalez	Box 3587 Kenai	2/14/84
Jean Wykis	Jean Wykis	Box 4041 Soldotna	2/14/84
Laurie Weglage	Laurie L. Weglage	PO Box 4117 Kenai	2/14/84
Nina Knight	Nina Knight	Box 3577 Soldotna	2/14/84
Don Weller	Don Weller	Box 1947 Kenai	2/14/84
Donna Dixon	Donna Dixon	Box 1967 Kenai	2/14/84
Nancy Shepler	Nancy Shepler	174 <sup>4th Street</sup> Trumpeter	2/14/84
Helen L. Darrow	Helen L. Darrow	P.O. Box 3889 Kenai	2-14-84
Jeanette Payne	Jeanette Payne	P.O. Box 1106 Kenai	2-14-84
Maggie Kiedel	Maggie Kiedel	P.O. Box 375 Kenai	2-14-84
Sara K. Busch	Sara K. Busch	P.O. BOX 8401 Kenai	2-14-84
Cam Busack	Cam Busack	385 Gaihanane Soldotna	2-14-84
LARINE HANSON	Laraine Hanson	Box 2991 Kenai	2-14-84
COBENNE WILLIAMS	Cobenne Williams	193 Trumpeter	2-14-84
Jane Mattson	Jane Mattson	Box 2790 Kenai	2-14-84
Virginia Hallmark	Virginia Hallmark	Box 523 Kenai	2-14-84
Jim Ridenour	Jim Ridenour	Box 7842 Kenai	2-14-84
GLADYS STALKER	Gladys Stalker	P.O. Box 3141 <sup>99611</sup> KENAI	2-15-84
Susan L. Schwartz	Susan L. Schwartz	Star Rt 3 Kenai	2-15-84
Duncan J. Kishbaugh	Duncan J. Kishbaugh	Be 1011 Soldotna AK	2-15-84

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Name (Please Print)	Signature	Address	Date
Paul Toussaint-Coste	Paul Toussaint-Coste	2072 Vicini, AK	2-10-84
JESSIE Evans	Jessie Evans	P.O. Box 2251 Seld AK	2/14/84
DAVE PAUL	Dave Paul	PO Box 4661 Seldotna	2/14/84
Tom Atkinson	Tom Atkinson	Box 371, Kenai	2/14/84
Lawrence Snyder	Lawrence Snyder	Box 1194 Kenai	2/14/84
George Waldrip Jr	George Waldrip Jr.	Box 1061 Seldotna	2-15-84
Boyd M. HOLLAND	Boyd M. Holland	P.O. Box 423 Kenai	2-15-84
Gary Horvath	Gary Horvath	Box 4136 Seldotna	2/15/84
Dean R. OTTESON	Dean R. Otteson	Box 1705 Kenai	2/15/84
Jandra J. Habel	Jandra J. Habel	Box 537 Kenai 9900	2/15/84
Marlene S. KEENE	Marlene S. Keene	Box 1394 Kenai, AK	2/15/84
JAMES C. GATES	James C. Gates	Box 4409 Kenai, AK	2-15-84
Nancy F. Cranston	Nancy F. Cranston	Rt 2 Box 216 Seldotna, AK	2-15-84
JOHN A. KEEN	John A. Keen	363 ASPIN Seldotna	2-15-84
Larry A. Schweigen	Larry A. Schweigen	Box 2575 Seldotna	2-15-84
Susan Stephen	Susan Stephen	Box 931 Seldotna	2-15-84
Lorrel Ludy	Lorrel Ludy	297 Maryland CT Seldotna	2-15-84
ANNA Ludy	Anna Ludy	297 Maryland CT Seldotna	2-15-84
Edward Massey	Edward Massey	Box 2917 Seldotna	2-15-84
Rob Cockcroft	Rob Cockcroft	Box 1463 Seldotna	2-16/84
Irene Fandel	Irene Fandel	Box 915 Kenai	2-16/84
Dorothy Wiegman	Dorothy Wiegman	Box 3969 Kenai	2-16-84

FILE COPY  
*Log*

*for HB 277*

*M*

P. O. Box 239  
Kenai, Alaska 99611  
February 27, 1984

The Honorable Milo Koponen  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Mr. Koponen:

Here are approximately 220 signatures in support of HB277. We urge you to push these committees to move this bill onto the floor for a vote.

We want this bill to pass. As you can see, quite a large number of people want this bill passed. You will be receiving other petitions and letters in favor of passage of HB277.

Copies of signatures supporting HB277 are being mailed to other legislators.

Thank you very much,

*Bill Haywood*  
Bill Haywood

H B

279

# STATE OF ALASKA

## DEPARTMENT OF ADMINISTRATION

DIVISION OF RETIREMENT & BENEFITS

POUCH CR

JUNEAU, ALASKA 99811

Public Employees' Retirement System  
Teachers' Retirement System  
Judicial Retirement System  
Elected Public Officers Retirement System  
National Guard Retirement System  
Territorial Retirement System  
Retirees' Voluntary Dental-Vision-Audio Plan  
Supplemental Benefits System  
Group Health/Life Insurance Benefits  
Deferred Compensation Plan  
Public Employers Social Security Contributions

*Bill Sheffield, Governor*

(907) 465-4460

April 22, 1983

Honorable Mitchell Abood, Jr.  
Alaska State Legislature  
Pouch V  
Juneau, AK 99811

Dear Representative Abood.

As requested, I am providing information on judicial retirement plans in other states which I gathered in 1979. The attached compilation of summary information for 46 states was completed by the American Judicature Society in December, 1975.

The following ten plans are among the most attractive in terms of basic benefits provided. The selection process was necessarily somewhat subjective since there is a lack of comparability among the various plans, but concentrating attention on those ten plans should be a useful point of departure. I relied on the information in the compilation except in cases where I felt clarification was needed.

The ten plans chosen with some brief summary comments on their basic benefit provisions are as follows.

- 1) Alabama. Provides benefits for judges of higher courts that closely approximate those provided in Alaska. Retirement at age 60 with 17 years' service yields a benefit of 75 percent of the current salary for the office. Contributions are 4.5 percent of salary.
- 2) Alaska. Full benefits available at age 60. Benefit is 5 percent of current salary of the office for each year of service to a maximum of 75 percent. Contributions are 7 percent of salary for judges appointed after July 1, 1978.
- 3) Georgia. Optional benefit program for higher court judges provides 75 percent of current salary of office at age 65 with 10 years' service. Contributions are 7.5 percent of salary.
- 4) Illinois. Judges of courts of record are eligible to receive benefits at age 60 with 10 years' service or at age 62 with 6 years' service. Benefit is based on final salary; credit is 3.5 percent for the first 10 years of service and 5 percent

per year thereafter to a maximum of 85 percent. An automatic post-retirement adjustment of 2 percent of the basic benefit per year is provided. Contributions are 8.5 percent or, if married, 11 percent.

- 5) Kentucky. Judges' benefit is 5 percent of average salary for the last five years for each year of service to a maximum of 100 percent. Full benefits are available at age 65 with 8 years of service. Contributions are 3 percent of salary per year.
- 6) Maine. Judges may retire at 70 with 7 years' service or at 65 with 12 years' service. Benefit is 75 percent of current salary of office. No contributions required of judges.
- 7) Massachusetts. Judges may retire with 75 percent of salary at the time of retirement with 15 years' continuous service or at age 70 with 7.5 percent of final salary per year of service to a maximum of 75 percent. Contributions are 7 percent. If the cost of living increases by at least 3 percent, a court determines an appropriate pension adjustment, but the adjustment applies to a maximum of \$6,000 of the pension.
- 8) Rhode Island. Full pay at the time of retirement for life is provided to judges with 20 years' service at age 65 or 15 years' service at age 70. Seventy-five percent salary is provided for early retirement. No contributions are required.
- 9) South Carolina. Provides two-thirds of the current salary of the office to judges at age 70 with 15 years of service, at age 65 with 20 years, or at any age with 25 years' service. Judges' contributions are set at 4 percent.
- 10) Tennessee. Judges may retire at age 54 with 8 years' service or at age 65 with less service. Benefit is 3.75 percent of the current salary of the office per year of service to a maximum of 75 percent. Contributions by judges are 8 percent of salary.

An actuarial consideration in evaluating benefits is the age at which they become available. At the time this information was compiled typical costs for providing an annuity of \$1 per month at various ages were

age 55	-	\$141.33
age 60	-	127.10
age 65	-	111.22
age 70	-	94.75

This means that, other factors being equal, a 75 percent benefit available at age 65 (as in Georgia) would be worth only 88 percent as much as a 75 percent benefit at age 60 (as in Alaska).

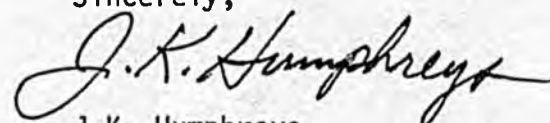
Another consideration is the level of the salary upon which the benefit is

Representative Abood  
April 22, 1983  
Page 3

based. For example, at the time this information was compiled, Supreme Court justices received \$33,500 in Alabama and \$52,992 in Alaska (see attached table on judicial compensation). So, while the benefit structures are otherwise quite similar, a Supreme Court justice retired in Alabama would be receiving \$25,125 and his Alaskan counterpart \$39,744 -- 58 percent more. This difference might be approximately offset by differences in the cost of living provided the retired Alaskan judge chooses to remain in Alaska.

Clearly the Alaska Judicial Retirement System provides a basic benefit structure which is generous when compared with the vast majority of other states.

Sincerely,



J.K. Humphreys  
Director

JKH/sd

cc: Members of the House State Affairs Committee  
Eleanor Andrews  
Rebecca Burch

1476

ALABAMA

RETIREMENT PLAN

Judges Covered: A. Justices and judges of the supreme court, courts of civil or criminal appeal and circuit court (effective September 18, 1973).

B. and C. District and probate court judges (provisions herein effective January 1, 1977).

D. Probate court supernumerary system. (Old supernumerary system for : supreme court, courts of either criminal or civil appeals and circuit court still in effect but not reported here. See Recompiled Code of Alabama, Tit. 13, art. 2. Supernumerary Justices, §§31, 33; ch. 3A Court of Criminal Appeals and Court of Civil Appeals, §§11(22) - (23); Tit. 13, art. 4A Supernumerary Circuit Court Judges, §§195(1) - (9). (1973 Supp.).

Age and Service Requirements: A., B. and C. 1) 12 years service and age 65; 2) 15 years and 62 less one year for each year's service over 15; 3) 10 years service (must be continuous for circuit, district and probate court judges), age 70; 4) 18 years or three full terms or time equal to three full terms (for district and probate, at least age 60). Mandatory retirement at end of term in which judge turns 70, or forfeiture of benefits, not including return of contributions. Credit for military service.

D. 15 years and age 65, or if continuous service in excess of 15 years, less one year for each year over 15; 2) 18 years service as county official, the last 10 years continuously as probate judge, and age 60.

Contribution to Retirement Fund: A., B. and C. Individual judges contribute 4.5 percent of salary.

D. 4.5 percent of state-paid salary.

Effective February 1977, contribution will be 6 percent. State contributes 38.5 percent of each judge's salary. Relative contributions to retirement fund from judges and state: 10% / 90%. Total yearly contribution from all judges--\$85,823; from state--\$771,773.

Retirement Benefits: A. 75 percent current state-paid salary of office from which retired.

B. 90 percent of retirement benefits payable by state to circuit judges on date of retirement.

C. 65 percent current salary.

D. \$450 per month.

ALABAMA

Continued

Death Benefits: A. If judge had 5 years service, surviving spouse entitled to 3 percent current salary, times years of service, to maximum of 30 percent, for life or until remarriage.

B. and C. If judge had 5 years service, surviving spouse receives. (B) \$550 or (C) \$480, times number of years service, not to exceed 10, for life or until remarriage.

D. 50 percent contributions returned to estate.

Disability Benefits: A., B. and C. With 10 years, 75 percent current state-paid salary; with 5 years, 25 percent, plus 10 percent for each year over 5; in no case (excluding probate judges) less than 30 percent.

D. 50 percent contributions returned if not qualified for normal retirement.

Service after Retirement: A. Retired judges serve at request of governor, chief justice, presiding judge of either court of appeals. Serving supreme court or a court of appeals, judge shall perform duties prescribed by presiding judge. Appellate judge's salary is difference between benefits and \$250 less than monthly salary of office from which retired. Circuit judges serving on higher court receive current salary of office from which retired; if serving on a circuit court, may receive current salary of office from which retired, or of office to which appointed, whichever greater, not to exceed \$1,000 less than salary of an active judge in office from which retired.

B. May be called by chief justice to temporary active duty in any court. Salary is that of office from which retired or to which assigned whichever greater.

C. May be called to active duty status as probate judge. Reimbursement for expenses.

D. If vacancy occurs in office of judge of probate in county in which supernumerary probate judge holds commission, he presides until successor appointed.

Citation: Recompiled Code of Alabama, Tit. 13, art. 2 Supernumerary Probate Judges, §§312(1)-312(7), and ch. 10, Judicial Retirement §§522-530 (1973 Supp.).

ALASKA

RETIREMENT PLAN

Judges Covered: Supreme, superior and district judges.

Age and Service Requirements: Vested after five years service; retirement pay deferred to age 60, except actuarially equivalent retirement pay may commence at age 55 or after serving 20 years as justice or judge. Retirement mandatory at age 70.

Contribution to Retirement Fund: State totally funds program. Judges do not contribute.

Retirement Benefits: Five percent per year of service to a maximum of 75 percent of current salary (at time each retirement payment made) of office from which retired.

Death Benefits: If deceased served two years, widow receives 50 percent of benefits deceased judge would have been entitled to had deceased retired at time of death; minimum death benefit is 30 percent of current salary of office. Surviving spouse must have been married at least two years immediately prior to deceased's death; benefits continue until remarriage. If no eligible surviving spouse, or upon remarriage or death of spouse, surviving dependent children of deceased receive, in equal shares 50 percent of available benefits. Dependent is defined as a minor under the laws of Alaska, or under the age of 23 and a full-time student, or someone incapable of self-care. If both an eligible spouse and surviving dependent children living in separate households exist, they share benefits equally.

Disability Retirement: After two years service, normal retirement benefits if supreme court justice is retired for disability by governor or if other judges are retired for disability by supreme court. After five years service, judge may request a disability retirement and be granted regular retirement benefits by the governor on recommendation of a three-member commission.

Service after Retirement: Special assignments by court rule, such as ch. 15. §22.15.170, "The presiding judge of the superior court in each judicial district may appoint acting district judges as needed to serve at his pleasure for a term of no longer than 12 months or until succeeded by (a permanent) appointment."

Citation: Alaska Stat., 1962 ch. 25 Retirement and Death Benefits, art. 1 Justices and Judges, §§22.25.010-.030, 22.25.045 as amended (1973 Supp.) and Const., art. IV, §11.

ARIZONA

RETIREMENT PLAN

Judges Covered: Judges of supreme court, court of appeals and superior court.

Age and Service Requirements: Minimum is 65 with 20 years experience; with 12 years service, deferred benefits at 65.

Contribution to Retirement Fund: Individual judge contributes 5.5 percent of salary. State's contribution includes 25 percent of filing fees from supreme court, court of appeals and superior courts. Relative percentage and dollar contributions of judges and state not available.

Retirement Benefits: Normal benefits: 66 percent of salary at time of retirement; if 12-20 years, ratio of years served divided by 20, times salary at time of retirement, to a maximum of 66 percent salary at time of retirement.

Death Benefits: If deceased served 12 years, 33 percent of retirement benefits, calculated as though judge had served to age 65, to surviving spouse if age 62 or was married to deceased for 10 years.

Disability Benefits: Any age with 10 years service, 66 percent of salary at time of retirement; with 5 years service, 33 percent salary at time of retirement; between 5 and 10 years, proportionate amount.

Service after Retirement: Subject to call of supreme court, any retired judge may assist any of three courts, supreme, court of appeals and superior, in all duties prior to final disposition. Receives retirement pay plus differential to equal salary of active judge.

Citation: 12 Ariz. Rev. Stat. Ann. 1974, Tit. 38, ch. 5, art. 3, "Retirement of Judges," §§38-801 through 38-807, pp. 269-277.

ARKANSAS  
RETIREMENT PLAN

Judges Covered: A. Supreme, circuit and chancery courts.

B. Municipal courts.

Age and Service Requirements: A. 65 or over after 10 years service and still serving; 65 with 14; any age after 20.

B. 68 after 7 years service and still serving; 50 with 16; any age after 20. Constitution forbids compulsory retirement but judge or justice forfeits all benefits if he doesn't retire at age 70 (Act 407).

Contribution to Retirement Fund: Individual judge contributes 4 percent of salary. Relative contributions of judges and state: 26% / 74%. Total yearly contribution from all judges: \$77,000; from state: \$215,000. (FY 1975).

Retirement Benefits: A. Supreme court chief justice--\$16,125 (fiscal 1976), \$17,012 (1977); associate justices--\$14,781 (1976), \$15,595 (1977); circuit and chancery judges--\$13,750 (1976), \$14,502 (1977). Retirement benefits are 50 percent of current salary at time of retirement.

B. 50 percent of salary at time of retirement.

Death Benefits: 50 percent of retirement pay to widow, if married to judge at least 5 years prior to death and living together at the time of death; paid until remarriage or to minor children if there is no widow. If both widow and minor children, each get half the death benefit.

Disability Benefits: A. A judge may retire for disability regardless of age or length of service if disability occurs during term to which elected. Benefits the same as retirement benefits (above).

B. 50 percent of last salary if incapacitating illness occurs during term to which elected.

Service after Retirement: A. Chief justice may recall any retired judge, except those retired for disability, for temporary service with the consent of the judge, who is paid the salary of the office in addition to the recalled judge's retirement benefits.

B. No provision.

Citation: 3 Ark. Stat. Ann., 1947, Tit. 22 §§22-901 through 22-913 (1975 Supp.).

B. Tit. 22 §22-914 through 22-948 (1975 Supp.).

## CALIFORNIA

### RETIREMENT PLAN

Judges Covered: Supreme court, court of appeal, superior courts, municipal courts.

Age and Service Requirements: 70 after 10 years of service within the preceding 15, 69 with 12, 68 with 14, 67 with 16, 66 with 18, or 65 with 20; all with maximum service interruptions of 4 years; 70 with 20 years service, the last 5 of which immediately precede retirement, or 60 after 20 years of service. With 5 years, deferred benefits available at eligible retirement age; not earlier than 63, except after 20 years service, payments may begin at 60. Credit is granted for service in courts not included under the plan, provided back contributions are paid and for service in the armed forces during war or national emergency. Benefits reduced if judge or justice does not retire at 70, unless in office on September 18, 1959, in which case age provisions differ (§§75070-75072).

Contribution to Retirement Fund: Individual judge contributes 8 percent of salary. Relative contributions to fund: judges--29.7% / state--46.3% / filing fees, investment income, and miscellaneous--24%. Total yearly contribution from all judges--\$3,329,980; from state--\$5,184,351 (includes appropriation of \$1,750,000 from general fund to make up deficit); from filing fees, investments and miscellaneous--\$2,685,692.

Retirement Benefits: 65 percent or 75 percent of current salary of office from which retired depending on plan chosen if judge retires before age 70; otherwise, 50 percent. Four optional, supplemental plans available. If removed from office, loses all benefits. Early retirement allowance; with 12 or more years service, 3.75 percent current salary of office from which retired times years service, not exceeding 20; but if 5-12 years service, 3.75 percent base is reduced by .25 percent for each year less than 12, this new base times years service.

Death Benefits: Early retirement provisions: if judge dies after eligible for retirement, surviving spouse receives 50 percent available benefits; if dies before eligible for retirement, surviving spouse receives 50 percent deferred benefits. Normal provisions: (A) If judge dies in active service while eligible for retirement or dies retired, widow receives 25 percent of current salary of deceased's office. Div. 4, §3201 Labor Code death benefits deducted from allowance. (B) If dies in office with 10 years service and less than 20, but before he is eligible to retire, widow may receive 1.625 percent of current salary times years of service to a maximum of 37.5 percent of current salary. This is contingent upon the judge paying \$2 per month to the retirement fund. The above widow benefits terminate upon remarriage. Alternatively, if a judge dies in office before eligible to retire, widow may elect to receive 25 percent of current salary. Surviving children under 18 or under 22 and full-time students (if no surviving spouse or if surviving spouse dies) receive

CALIFORNIA

Continued

benefits (A) or (B) depending on whether death before or after retirement. These benefits also contingent upon judge paying \$2 per month to the retirement fund. If the judge dies before retired and is not : survived by a widow, heirs may receive an amount up to 50 percent his annual salary and refund of his contributions.

Disability Benefits: A judge retired for disability is entitled to the same allowances provided in case of retirement for age and service. No minimum service required. Judge does not forfeit his disability retirement benefits on conviction and suspension or removal from office. Willens v. Commission on Judicial Qualifications (1973) 110 Cal. Repr. 713, 516 P. 2d 1, 10 C. 3d 451.

Service after Retirement: May be assigned with consent to any court. He is paid the difference between retirement benefits and the compensation of an active judge. When serving in a county outside his residence, he receives necessary expenses.

Citation: West's Annotated California Codes, Government Code, Vol. 37A, Tit. 8, ch. 11, §§75000-75110 and 1973 Supp. Deering's California Codes, Government Code Annotated, Cal. Const., art. VI, §§6, 18 and 20.

COLORADO  
RETIREMENT PLAN

Judges Covered: Supreme court, court of appeals, district court, county court.

Age and Service Requirements: 65 with 5 years' service; mandatory retirement at 72.

Contribution to Retirement Fund: Individual judge contributes 7 percent of salary. Relative contributions of judges and state: 37% / 63%. Total yearly contribution from all judges-- \$325,508; from state--\$558,014.

Retirement Benefits: A. 65 with 10-16 years service: 40 percent of average of highest 5 consecutive years' salary.

B. 65 with 16 or more years; 50 percent of average of highest 5 consecutive years salary.

C. 60 with 20 years; 50 percent of average of highest 5 consecutive years salary.

D. One percent more for each additional year after 20 years, to maximum of 70 percent.

Death Benefits: A. Widow receives 25 percent of average of highest 5 consecutive years salary of judge, age 60, 1-10 years service; age 55, 10-15 years service; age 50, 15 or more years service.

B. Widow with one minor child (18-23) attending accredited school, or with two minor children attending accredited schools, receives 40 percent, and 50 percent, respectively, of average of highest 5 consecutive years' salary.

Disability Benefits: A. Judge with less than 10 years service, 2.5 percent for each year of service at 65.

B. 10 years' service, 40 percent of average salary for last 5 years.

C. 16 or more years service, 50 percent of average salary for last 5 years.

Service after Retirement: Chief justice may assign any retired, willing judge to perform judicial duties in any court. Receives same salary, for each day's service, as judge being replaced, plus expenses.

Citation: Court of record: Colo. Rev. Stat. Ann. 1963, ch. 111, §111-6-1 through §111-6-13. Supreme court: id., ch. 37, §37-2-14, Colo. Const., art. VI, §5(3).

CONNECTICUT

RETIREMENT PLAN

Judges Covered: A. Judges of supreme, superior, common pleas, (former) circuit and juvenile courts.

B. Probate.

Age and Service Requirements: A. Minimum is 65 after no minimum length of service, but proportional reduction of benefits if fewer than 10 years' service; no age with 25 years.

B. 65 or 12 years, whichever is later; with 12 years service, actuarial equivalent.

Contribution to Retirement Fund: Individual judge contributes 5 percent of salary if appointed after May 20, 1967; those appointed earlier make no contribution. Relative contributions of judges and state: 9% / 91%. Total yearly contribution from all judges--\$85,926; from state--\$845,161.

Retirement Benefits: For judges or justices who retired while holding judicial office, 66 percent of current salary at time of retirement.

B. If ineligible for Old Age and Survivors Insurance System, 1/12 of 2 percent of average final salary for each year of credited service; if eligible, 1/12 of 1 percent of average final salary up to \$4,800 and 2 percent of average final salary in excess of \$4,800--maximum of 66 percent final salary, minimum of \$360 annually. If re-employed after retirement for more than 90 days, no retirement allowance.

Disability Benefits: A. Normal benefits.

B. With 12 years, normal benefits.

Death Benefits: A. Widow receives 33 percent of current salary of the office the judge held. If the judge is not survived by a widow, the pension is payable to the judge's children until they reach age 18.

B. Husband and wife retirement income option; or refund of contributions to beneficiaries or executors or administrators.

Service after Retirement: Senior judges of supreme, superior and common pleas courts and circuit and juvenile courts, who have not reached the age of 70 may be assigned by the chief justice or court administrator such judicial duties as the senior judge is willing to undertake. Senior judges who have reached age 70 shall become state referee for life.

B. If judge accepts appointment after retirement for services for more than 90 working days in any year, no retirement allowance is dispensed while so employed.

CONNECTICUT

Continued

Citation: 21 Conn. Gen. Stat., Tit. 45, ch. 774, Probate Courts and Procedure, §§45-29a through 45-29t (1975-76 Supp.); 51 Conn. Gen. Stat., Tit. 51, ch. 872, Judges, §§51-49 through 51-51 (1975-76 Supp.).

DELAWARE

RETIREMENT PLAN

Judges Covered: A. Judges of supreme, superior, chancery courts, common pleas, and family court.

B. Justices of the peace.

Age and Service Requirements: A. Any age with 24 years service, or 65 with 12 years service.

B. 65 with 5 years, 60 with 15 years, any age with 30 years service.

Contribution to Retirement Fund: A. Individual judge contributes \$500 per year; state contributes balance required. Relative percentage and dollar contributions of judges and state not available.

B. 5 percent of salary above \$500 monthly; maximum annual contribution \$900; no contributions required after \$1,000 monthly pension has accrued.

Retirement Benefits: A. 3 percent of average final salary (highest paid 5 consecutive years) times total number of years service; maximum, 75 percent average final salary, minimum 50 percent average final salary.

B. 1/60 of the average final salary (average compensation paid per month, up to a maximum of \$2,000, during the period of 70 consecutive months in which the compensation was highest) times years service; maximum pension is \$1,000 per month, minimum depends on years served and whether any service prior to June 1970.

Death Benefits: A. Death in office or after 12 years service, widow receives 66 percent of pension payable to judge (as though had lived to 65) until widow's death or remarriage, then to each dependent child, until he becomes independent or dies.

B. With 15 years service eligible survivor receives 50 percent of pension received at time of death or 50 percent of pension calculated as though judge had been 60.

Disability Benefits: A. Any age with no minimum service requirement, same as retirement benefit.

B. Eligible with 15 years service, normal benefits, but if disability ceases before his 60th birthday, he is no longer eligible for benefits.

Service after Retirement: A. Any judge retired from a statutorily created court and receiving a judicial pension may be designated by the chief justice of the supreme court to perform such judicial duties in any court where such retired judge could serve if he still held the judicial position

DELAWARE

Continued

from which he retired; retired judge must consent and must not be actively engaged in the practice of law; compensation is \$100 per day, but per diem compensation plus retirement benefits not to exceed the then current annual salary of the judicial position from which such judge has retired.

B. Limited to \$2,000 annually for temporary employment or complete waiver of pension if fully employed by state or state agency.

Citation: 12 Del. Code Ann., Tit. 29, ch. 56, "Pensions for Members of the State Judiciary." §§5601 through 5611; id., ch. 55, "State Employees' Pension Plan," §§5501 et. seq.

DISTRICT OF COLUMBIA

RETIREMENT PLAN

Judges Covered: Any judge of the District of Columbia Court of Appeals, the Superior Court of the District of Columbia; the former Juvenile Court of the District of Columbia; District of Columbia Tax Court, police court, municipal court, Municipal Court of Appeals, District of Columbia Court of General Sessions.

Age and Service Requirements: 10 years of service whether continuous or not, or upon mandatory retirement at age 70.

Contribution to Retirement Plan: Individual judge contributes 3.5 percent of salary. Relative contributions of judges and states not available.

Retirement Benefits: Retirement salary paid annually in equal monthly installments during remainder of life; bears ratio to basic salary immediately prior to date of retirement.

Death Benefits: Survivor annuity may be elected; contribution is equal to 3 percent of salary.

Disability Benefits: Retirement salary shall not be reduced because of age at the time of retirement for disability; in no event is retirement salary less than 50 percent or more than 80 percent of basic salary immediately prior to date of retirement.

Service after Retirement: A judge, retired for reasons other than disability may perform, upon designation of a chief judge, those judicial duties which he is willing and able to undertake.

Citation: District of Columbia Code, §11-1501 through 1571.

FLORIDA  
RETIREMENT PLAN

Judges Covered: Supreme court, district court of appeal, and circuit court judges assuming office after July 1, 1972, and county court judges assuming office after October 1, 1974. (Old retirement systems under ch. 122 and 123 in effect for those assuming duties prior to July 1, 1972).

Age and Service Requirements: 60 after 10 years' service, or 55 after 10 with reduced benefits; 72 after 8 for judges assuming office or wishing to transfer to public employees' retirement system after July 1, 1972. Credit for military service and service as state or county officer. Mandatory retirement at 70 for all judges of state except those in office on November 1, 1956.

Contribution to Retirement Fund: Individual judge contributes 8 percent of salary. Relative contributions of judges and state: 50% / 50%. Judge and state each contribute \$2,720 per year per judge.

Retirement Benefits: 2 percent (1.5 percent with Social Security benefits) of average final compensation (best 5 of last 10 years) for each year of service; for judges assuming office after July 1, 1972, 3.3 percent of average final compensation times years of service, not to exceed final average salary. Cost-of-living adjustment (1974 Laws, ch. 74-302; 121.101(s)).

Death Benefits: With 10 years service, optional reduced annuities provide pension for surviving spouse or other dependent; alternatively, return of contributions.

Disability Benefits: Any age with 10 years service, last 5 of which are continuous; minimum benefits are 50 percent of average final compensation, but do not apply if judge is 60 or receives Social Security disability benefits; with 10 years service, for all but county judges, minimum benefit is 66 percent of monthly compensation as of disability retirement date.

Service after Retirement: Any retired justice or judge may be assigned, with consent, to any court by chief justice; compensation equates difference between retirement benefits and salary of the office.

Citation: Fla. Stat. Ann. 971, ch. 121, Florida Retirement System, §§121.011 through 121.191. 1974 Laws: 74-215, 74-302, 74-328.

GEORGIA  
RETIREMENT PLAN

Judges Covered: A. Supreme Court.

B. Court of appeals.

C. Supreme court and court of appeals judges who elect optional benefits under Ga. Code Ann. §40-2535.

D. Superior court.

E. Ordinaries (probate jurisdiction).

F. Supreme court and court of appeals judges elected after April 1, 1964, who do not select special optional benefits.

G. Trial judges elected after June 30, 1968, and juvenile court judges included pursuant to Act of March 27, 1972.

Age and Service Requirements: A. 70 with 10 consecutive years on appellate and trial courts of general jurisdiction, or 65 with 20 consecutive years, additionally including service as district attorney or attorney general.

B. 70 with 10 years on appellate courts or trial courts of general jurisdiction, or 65 with 20 years on appellate courts, trial courts of general jurisdiction, or city courts.

C. 65 with 10 years as appellate judge, retiring prior to 70 (each 2 years' service on trial courts of general jurisdiction may substitute for one year appellate service.)

D. Any age after 18 years service, at least 4 on superior court; credit for military and certain state offices; judge must be 60 to retire if elects to extend benefits to spouse.

E. 60 with 4 years service.

F. 60 with 30 years service, or any age with 35 years.

G. 65 with 10 years, including inferior courts.

Contribution to Retirement Fund: Individual contributions: A and B. None.

C. 7.5 percent of salary.

D. 5 percent of salary up to \$12,000, additional 2 percent if spouse's benefits selected.

GEORGIA

Continued

E. 20 percent of all marriage license charges.

F. 3 percent first \$350 of monthly earnings, plus 5 percent of that in excess of \$350.

G. 10 percent monthly salary up to \$1,200.

Relative contributions of judges and state: 50% / 50%. Total yearly contributions from all judges--\$173,550; from state-- \$173,550.

Retirement Benefits: A. and B. 66 percent current salary, limited to \$12,000 per year.

C. 75 percent current salary.

D. 66 percent current salary; if retiring at 70 after 10 years' service, benefits are 50 percent of current salary.

E. 10 percent average monthly earnings first 4 years, plus 2.5 percent average monthly earnings each additional year not to exceed 20 years.

F. Actuarially computed based on age and contributions.

G. Actuarial equivalent of contributions.

Death Benefits: A. and B. No specific provisions.

C. Group term life insurance protection.

D. Contributions refunded to estate; if widow's benefits selected, 2/3 current salary continues to widow.

E. May choose monthly benefit to continue to spouse. (Ga. Code Ann., §24-1710a as amended.)

F. Based actuarially on age and contributions, subject to options with payment to spouse.

G. Death before retirement, contributions and interest paid to beneficiary or member's estate. After retirement, depends on option elected under B. Code Ann., ch. 78-13.

GEORGIA

Continued

Disability Benefits: A. and B. No specific provision.

C. 10 percent full service retirement benefits of each year of service as appellate court judge.

D. 50 percent current salary, if 62 and 10 years service.

E. No specific provisions.

F. Equivalent of service retirement if 60; 75 percent service retirement if 15 years service; if 20 years service, full retirement allowance payable at 60; if 25 years service, full retirement payable at 65.

G. After 10 years service, actuarial equivalent of accumulated contributions, plus employer matching contributions at time of disability.

Service after Retirement: A. and B. Serve as member of advisory appellate council.

C. No specific provisions.

D. Serve on judicial council, consult with appellate court judges and attorney general, and called to sit on some cases as judge of superior court.

E., F. and G. No specific provisions.

Citation: A. Ga. Code Ann., §§4601-4613 as amended.

B. Ga. Code Ann., §§3601A-3610A as amended.

C. Ga. Code Ann., §40-2535 as amended.

D. Ga. Code Ann., ch. 24-26A as amended.

E. Ga. Code Ann., ch. 24-17A as amended.

F. Ga. Code Ann., ch. 40-25 as amended.

G. Ga. Code Ann., ch. 78-13 as amended.

## HAWAII

### RETIREMENT PLAN

Judges Covered: Supreme, circuit and district court judges under public employees retirement system.

Age and Service Requirements: 55 with 5 years service, or any age after 25 years creditable service, or 10 years of credited service if that service included service as a circuit judge or supreme court justice. Retirement compulsory at age 70. Credit for other state service.

Contribution to Retirement Fund: Individual judge contributes 7.8 percent of salary. Relative contributions to fund: judges, 48% / state, 40% / county, 12%. Total yearly contribution of all judges--\$123,030; from state--\$102,517; from counties--\$30,755.

Retirement Benefits: Supreme and circuit court judges: for each year credited service as judge or elective officer, 3.5 percent average final salary; in addition to annuity which is actuarial equivalent of accumulated contributions allocable to period of such service. Other credited service can supplement base benefit to maximum of 75 percent average final compensation.

District court judges: If at least age 55, 1/50 average final compensation times years credited service. If under 55, allowance computed as though age 55, reduced in accordance with factors of actuarial equivalence.

Death Benefits: Non-occupational death, accumulated contributions plus, if one year service completed, 50 percent salary for year preceding death, that amount increased by 5 percent for each full year of service in excess of 10 years. Occupational death, accumulated benefits plus pension of 50 percent average final compensation paid to widow.

Disability Benefits: Non-occupational, retirement benefits if age 55; otherwise benefits equal 25 percent of average final salary plus one percent for each year of service above 15. Occupational, actuarial equivalent of accumulated contributions plus pension of 66 percent average final salary.

Service after Retirement: Retired supreme court justices may serve on supreme court whenever a sitting judge disqualifies self, if the retired judge is not 70 and not actively engaged in the practice of law.

Citation: Hawaii Revised Statutes, ch. 88, "Pension and Retirement Systems," §§45-84, pp. 97-110 (1973 Supp.).

IDAHO  
RETIREMENT PLAN

Judges Covered: A. Supreme court justices and district court judges.

B. Magistrates under public employees' retirement system.

Age and Service Requirements: A. 65 with 4 years service; any age after 20. Retirement mandatory at age 70 or at end of current term.

B. 65 with 5 years service; early retirement, 55 with 5 years. Mandatory retirement at age 70.

Contribution to Retirement Program: A. Individual judge contributes 6 percent of salary.

B. 4.5 percent of salary.

Relative contributions: judges - 17% / state - 20% / civil case filing fees - 63%. Total yearly contribution from all judges--\$52,200; from state--\$60,900; from filing fees--\$195,711.

Retirement Benefits: A. 2.5 percent times current compensation of office, times years service, up to 25 years.

B. 1.66 percent of average monthly salary. (Average monthly salary: 1/60 of salary during any base period in which salary is the greatest. Base period 60 consecutive months during which member makes like number of contributions according to law.) Early retirement allowance is actuarial equivalent of contributions, or accrued retirement allowance at age 60 with 30 years service. Cost-of-living adjustment: H.B. #409, 1974 Laws, ch. 57ss 59-1319A.

Death Benefits: A. If judge dies before retirement, widow receives 30 percent of allowance judge would have received at 65; if judge dies after retirement, widow receives 30 percent of allowance.

B. Optional retirement allowance, if ineligible for retirement allowance but has 10 years service.

Service after Retirement: A. Retired judge may act as supreme court justice or district court judge at request of chief justice; any retired district judge, on request of a district judge with approval of chief justice, may hear and determine civil actions.

B. Member who is eligible for retirement may serve thereafter with approval of the chief justice.

Citation: Idaho Code 1947, Vol. 2, Tit. 1, §§2001-2008;

B. Idaho Session Laws 1974, ch. 57, H.B. #409 as amended.

## ILLINOIS

### RETIREMENT PLAN

Judges Covered: All judges of courts of record and the administrative director of the courts if previously a participant as a judge.

Age and Service Requirements: 60 with 10 years service; 62 with 6 years; or any age with permanent disability. Credit for legislative service.

Contribution to Retirement Fund: Individual judge contributes 8 1/2 percent of salary if unmarried; 11 percent if married, to cover survivor's pension. Relative contributions to fund (FY - 1975): judges--38% / state--37% / investment income--25%. Total yearly contribution (FY - 1975) from all judges--\$2,517,474; from state--\$2,465,500; from investment income--\$1,619,419.

Retirement Benefits: 3.5 percent for each year of first 10 years, plus 5 percent for each year over 10 based on final salary; maximum of 85 percent of final salary. Automatic increase in retirement annuity of 2 percent per year of base annuity.

Death Benefits: If judge dies after retirement, spouse receives 66 percent of pension. If judge served 1.5 years, spouse receives 66 percent of pension judge would have received, or 7.5 percent of last salary, whichever is greater. If spouse has minor children, benefit is greater of 75 percent of pension or 20 percent of salary. With minor children, benefits paid regardless of age of spouse; otherwise when spouse reaches 50.

Disability Benefits: Judge may be retired after 10 years service with full retirement benefits for disability.

Service after Retirement: Retired judges may be assigned with their consent. Paid applicable salary and pension is suspended.

Citation: Smith-Hurd Ill. Ann. Stat., "Pensions", ch. 108.5, §§18-101 to 18-166 (1974 Supp.), as amended 1975; Const., art. VI, §18.

INDIANA  
RETIREMENT PLAN

Judges Covered: Judges of all courts except city court, county court, mar's-  
trate court and justices of the peace.

Age and Service Requirements: 65 after 12 years service; reduced benefits  
after 8 years (2/3 normal benefit), provided contributions to fund are  
continued to reach equivalent 16 years' contribution.

Contribution to Retirement Fund: Individual judge contributes 5 percent of  
monthly salary up to \$500. State's contribution to fund varies according  
to fluctuations of other resources including docket fees and interest.  
1974-75 allotment of state--\$280,000. Relative contributions: 1974-75,  
judges, 16% / state, 55% / other resources, 29%.

Retirement Benefits: 50 percent current state-paid salary up to \$10,000.  
(State pays \$17,000 of judges' salaries for circuit, superior, probate,  
criminal, juvenile and municipal courts, remainder paid by county).

Death Benefits: Widow receives 50 percent of amount to which judge would  
have been entitled.

Disability Benefits: Judges must have donated equivalent of 16 years' con-  
tributions if served less than 16 years; otherwise full retirement bene-  
fits for disability.

Service after Retirement: No specific provisions.

Citation: Burns' Ann. Ind. Stat., 1933, 1968 Replacement, Vol. 2, Part 4,  
Tit. 4, ch. 70, §§4-7001 to 4-7024.

IOWA

RETIREMENT PLAN

Judges Covered: Supreme court, district court and district associate judges.

Age and Service Requirements: 65 after 6 years' service, any age after 25 consecutive years. Mandatory retirement at 72 for supreme and district court judges appointed after July 1, 1965; otherwise at 75. District judges and magistrates mandatory at 72.

Contribution to Retirement Fund: Individual judge contributes 4 percent of salary. Relative contributions: Judges, 35% / state, 65%. Total yearly contribution from all judges--\$132,106; from state--\$245,112. Magistrates covered by Iowa Public Employees' Retirement System: employee contribution 3.5 percent; employer contribution 4.75 percent on first \$20,000 annual wage.

Retirement Benefits: 3 percent average annual salary for last three years times service as judge, not to exceed 50 percent salary at retirement.

Death Benefits: If judge dies while eligible for retirement, or while retired, survivor receives 50 percent annuity judge entitled to or receiving; or if dies before 65, then 50 percent annuity judge would have been entitled to at 65 based on years of service. Survivor's annuity begins on date judge dies, or date judge would have been 65, or when survivor reaches 60, whichever later; continues until remarriage; must have been married at least 5 years. If no survivor estate receives credit in retirement fund. Amount remaining on survivor's death is paid to survivor's estate.

Disability Benefits: Receives retirement benefits based on years of service, if served aggregate of 6 years prior to disability.

Service after Retirement: Retired judge subject to temporary assignment, with judge's consent, in any court except supreme court; retired supreme court justices may be assigned to supreme court. Receive compensation, no retirement benefits.

Citation: 605A Iowa Code Ann. (1974-75 Supp.); Laws 65th GA, ch. 282.

KANSAS

RETIREMENT PLAN

Judges Covered: Justices, commissioners, and judges of the supreme and district courts.

Age and Service Requirements: No minimum length of service. Retirement mandatory at 70 or at end of current term. May retire at 65 or 62 with actuarially reduced benefits.

Contribution to Retirement Fund: Individual judge contributes 6 percent of salary. Relative contributions of judges and state, 24% / 76%. Total yearly contribution from all judges--\$122,913; from state--\$399,468 (FY-1976).

Retirement Benefits: 3.33 percent of last monthly salary, times number of years of service. Total benefits not to exceed 65 percent of last monthly salary without diminution by Social Security benefits.

Death Benefits: Judge may elect to receive reduced benefits to provide benefits to joint annuitant. 50 percent of reduced benefits option available to widow of judge who died in office who was eligible for retirement.

Disability Retirement: Judge permanently disabled may retire with full benefits.

Service after Retirement: Retired supreme court justice or district judge may sit as judge pro tem of district court, commissioner of the supreme court, or in any pending original action by request of chief justice of supreme court, or by departmental justice in relevant judicial district. Judge acts in advisory capacity only in supreme court matters. Reimbursement for expenses only, no compensation.

Citation: 2 Kan. Stat., ch. 20, §§2610-2617 as amended.

KENTUCKY

RETIREMENT PLAN

Judges Covered: A. Judges of the supreme court, court of appeals, circuit court, and present incumbant supreme court commissioners and court administrators.

B. Police court judges, under local individual city plans (if city enacts such legislation).

Age and Service Requirements: A. 8 years service. Actuarially reduced benefits on retirement under age 65.

B. 55 with 8 years service.

Contribution to Retirement Fund: Individual judge contributes (A) 3 percent and (B) 5 percent of salary (1974-75). Relative contributions of judges and state: 6% / 94%. Total yearly contributions (1974-75) from all judges--\$77,000; from the state--\$1,166,000.

Retirement Benefits: A. 5 percent of average salary for preceeding 5 years, times years of service; up to 100 percent of final compensation.

B. \$200 per year times years of service.

Death Benefits: A. 50 percent of member's potential or actual retirement benefit to widow or dependent children.

B. 50 percent potential or actual retirement or disability benefits to widow or dependent children.

Disability Benefits: A. No minimum age or service requirement. Disabled judge receives 50 percent of normal retirement allowance at age 65.

B. None.

Service after Retirement: No specific provisions.

Citation: 2, 3, Ky. Rev. Stat., ch. 21, 26 (1972 Supp.).

LOUISIANA

RETIREMENT PLAN

Judges Covered: Judges of record and juvenile and family courts, and the judicial administrator.

Age and Service Requirements: A. 70 with 20 years service, 65 with 25 consecutive years.

B. 75 with 20 years, or any age with 23, with reduced benefits.

Retirement mandatory at 75 with 20 years service; but if 75 without 20 years service, judge may serve until age 80 or until 20 years service, whichever comes first. Credit for service on any court of record.

Contribution to Retirement Fund: State funds 100 percent of retirement program; total yearly contribution--\$1,500,000. Judge does not make contribution.

Retirement Benefits: A. Full salary (last salary received) if 70 with 20 years service, or if appellate judge age 65 with 25 consecutive years.

B. If 75 with 20 years, or any age with 23 years, benefits are 66 percent of last salary. Proportionate reduction if 65 with less than 20 years, or 70 with less than 20.

Death Benefits: 33 percent of last salary, or 50 percent of eligible retirement benefits to widow, whichever is greater.

Disability Benefits: Any age with no minimum service; receives retirement benefits entitled to at age 70; minimum 66 percent last salary.

Service after Retirement: May sit on any court of record by assignment of supreme court; additional compensation to equate benefits with judicial salary in that court plus expenses.

Citation: La. Rev. Stat., Const., Vol. 2, art. 7, §8; La. Rev. Stat., Tit. 13, "Judicial Officers--Employees", §§5, 6.

MAINE

RETIREMENT PLAN

Judges Covered: A. Judges of supreme, superior and district courts.

B. Probate (assuming county selects State Employees Retirement System).

Age and Service Requirements: A. 70 with 7 years' service; 65 with 12 years.  
Benefits forfeited if judge does not retire by 71.

B. 60 with 10 years' service.

Contribution to Retirement Fund: A. State funds 100 percent of retirement program; total yearly contribution--\$250,607.50. (Judge does not contribute.)

B. Judge contributes 5 percent of salary plus .25 percent to survivor fund.

Retirement Benefits: A. 75 percent of current salary if "active retired justice" (maximum of 14 years in such status); otherwise, 75 percent of salary at time of retirement.

B. 50 percent of average for highest salaried 5 years.

Death Benefits: A. 3/8 current salary, to widow until death or remarriage, then to children until age 18. If judge retired, 50 percent benefits to spouse at age 60.

B. Formula at Tit. 5, §1001 et. seq.

Disability Benefits: A. Any age, no minimum service, same as retirement.

B. Maximum: 90 percent of 1/50 average final compensation, times number of years creditable if judge had served to age 60. Minimum: 25 percent average final compensation.

Service after Retirement: May be appointed by governor for 7-year term as "active retired judge" to serve on any court by assignment of chief justice; 7-year term renewable.

Citation: 2 Me. Rev. Stat. Ann., Tit. 4, §§5, 6, 103, 104, 157 as amended; P. & S., 1974, ch. 209; Public Laws 1974, ch. 724, 788; Tit. 5, §1001 et. seq.

MASSACHUSETTS

RETIREMENT PLAN

Judges Covered: All judges except judges of Housing Court of City of Boston.

Age and Service Requirements: 65 with 15 continuous years service. Credit for war-time service.

Contributions to Retirement Fund: Individual judges appointed after January 1, 1975, contribute 7 percent of salary; judges appointed prior to that date make no contribution. FY - 1974, state funded entire program: \$812,791.

Retirement Benefits: 75 percent salary at time of retirement. For judges who do not meet age and service requirements, 10 percent of 75 percent of salary at time of retirement times number of years service. Supplemented by a cost-of-living clause, §102.

Death Benefits: Judge may choose alternative pension at a reduced rate which will give his widow an annuity of 66 percent the alternative pension after his death. If a judge age 45 or over who had not retired but was eligible to do so or would have been had he lived to 65, dies, the widow (must be living with spouse or separated for justifiable cause) receives 66 percent of the alternative pension, reduced by 1 percent per year for each year under minimum service. Contributions plus interest returned if above provisions inapplicable.

Disability Benefits: No age or service requirement; same as retirement benefits.

Service after Retirement: Probate judge recall: ch. 820, Acts of 1975 (amending G.L. c. §65; G.L. c. 217 §3A; G.L. c. 32, §91(a)). Superior court judge recall: ch. 361, Acts of 1975 (amending G.L. c. 32, §65E; G.L. c. 212, §14F).

Citation: Ann. Laws of Mass., Tit. 4, Ch. 32, §§3, 65A-D, 102; Const., pt. 2, ch. 3, art. 1, Amendments, art. XCVIII; ch. 1211, Acts of 1973.

MICHIGAN  
RETIREMENT PLAN

Judges Covered: A. Judges of the supreme court, court of appeals, circuit court, district court, recorder's court and common pleas court of Detroit, and the court administrator.

B. Judges of the probate court.

Age and Service Requirements: A. Age 60 with 16 years' service; 65 with 12 years; 25 with no age requirement.

B. Age 60 with 8 years' service credit, of which last 6 continuous.

Contribution to Retirement Fund: A. Individual judge contributes 3.5 percent of salary. Trial court filing fees contribute 80 percent of program. Total yearly contribution from all judges--\$342,947; from trial court filing fees, \$1,360,805 (FY 1974-75); relative contributions from judges and filing fees: 20% / 80%.

B. Judge contributes 7 percent salary, \$980 maximum.

Retirement Benefits: A. 50 percent of salary at time of retirement for first 12 years service plus 2 1/2 percent for each year up to 4 additional years, maximum of 70 percent of salary.

B. 3 percent of final salary times the number of years, not to exceed 24 years. Maximum annuity not to exceed \$12,500 per year.

Death Benefits: A. If judge has served 8 years, spouse eligible for 1/2 judge's annuity for life. If no spouse, children under 19 eligible; benefit until age 22 if school attendance full-time.

B. Spouse of member who dies in office or in retirement with 8 or more years' service, has been spouse of judge for at least 8 years during judicial service, and has reached age 55, entitled to 50 percent of annuity provided judge, until remarriage. If less than 55 but otherwise entitled, may receive 50 percent of annuity as long as dependent children under 19.

Disability Benefits: A. With 8 years' service, same as regular retirement.

B. Regular retirement for members with 8 or more years' service who becomes totally and permanently incapacitated, physically or mentally, to perform judicial duties.

Service after Retirement: Supreme court may authorize performance of judicial duties for limited periods or specific assignments. Const., art. VI, §23, as amended.

MICHIGAN

Continued

Citation: A. Mich. Compiled Laws Ann., 1967 Revised, Vol. §§38.801-38.830  
(1974 Supp.).

B. Id., §§38.901 et. seq.

MINNESOTA

RETIREMENT PLAN

Judges Covered: A. Supreme court has option of plan A or B if held office on or before January 1, 1974.

B. All others except justices of the peace.

Age and Service Requirements: A. 70 years (or disability) with 2 terms as supreme court justice or as judge of district court for 15 years.

B. 65 with 10 years; early retirement at 62 with 10; deferred benefits available. Retirement mandatory at 70 with limited exceptions, \$490.125.

Contribution to Retirement Fund: A. None.

B. Sum equal to individual's salary multiplied by rate of employee tax under Federal Insurance Contributions Act, §355.01, sub. 9. Relative percentage contributions and dollar amounts, of judges and state are not available.

Retirement Benefits: A. Full pay to end of term, then 50 percent current salary, plus 2.5 percent current salary for each year in excess of minimum (maximum 10).

B. 2.5 percent judge's average final salary (average of 5 highest salaries) times years' service; maximum 60 percent judge's annual salary immediately preceding retirement. Early retirement: normal benefits reduced by 1/15 for each year or fraction of year from normal retirement date.

Death Benefits: A. 50 percent allowance judge received, or would have received, if widow is 40 and married 3 years.

B. Death before retirement: spouse or dependent children receive annuity equal to 70 percent of normal benefits computed as though date of death were normal retirement date; minimum of 25 percent judge's final average salary. Death after retirement: lifetime or joint and survivor annuities available; or refund of contributions with interest.

Disability Benefits: A. Any age plus two terms service, full pay to end of term, same as retirement thereafter; any age plus one term receives full pay to end of term.

B. Full salary for two full years, thereafter a disability retirement annuity computed according to normal retirement benefits; minimum benefit of 25 percent final average salary.

Service after Retirement: Chief justice may assign retired judge, with judge's consent, to act as judge of any court of which jurisdiction not greater

MISSISSIPPI

RETIREMENT PLAN

Judges Covered: All judges.

Age and Service Requirements: 65 with 10 years service, any age with 30, or any age with benefits deferred to 60, except benefits commence at 55 with 30 years service; service credit for state and military service. Retirement is voluntary for judges elected to constitutional office. For others it is mandatory at 65 unless continued service is authorized by retirement board for one year periods to 70.

Contribution to Retirement Fund: Individual judges contribute 5 percent of salary. Relative contributions of judges and state: 46% / 54%. Total yearly contribution from all judges--\$112,105; from state--\$131,169.

Retirement Benefits: 1 5/8 percent of highest average salary (not to exceed \$35,000) for 5 years of service times years of membership, plus 1 5/8 percent of average salary for each year prior to membership. 3 percent reduction for each year less than age 65, except for those qualifying under provisions of no age with 30.

Death Benefits: Options to provide benefits to widows or designated heirs available with reduced retirement allowance, widow (married to member 5 years immediately prior to death) of judge who dies in office after 20 years or 60 with 10, presumed to have chosen option to provide benefits from age 45 (until she becomes eligible for social security at 62); alternatively, refund of contributions with interest.

Disability Benefits: 60 with 10 years service, same as retirement; any age with 10, 75 percent of retirement benefits he would receive at 60 plus actuarial equivalent of members' contributions reduced by workmen's compensation benefits.

Service after Retirement: Any retired judge under age 70 may be employed on an emergency basis for 60 days and continue to draw retirement benefits.

Citation: 7 Miss. Code Ann. 1972, Tit. 25, ch. 11, Social Security and Public Employees Retirement and Disability Benefits, §§25-11-1 through 25-11-139.

MINNESOTA

Continued

than that which retired from. \$50 per diem plus expenses.

Citation: Minn. Stat. Ann., Vol. 27, ch. 490, pp. 1114-1121, (1974 Supp.),  
1974 Acts, ch. 417.

MISSOURI

RETIREMENT PLAN

Two plans: Plan A open to judges and commissioners listed below. Plan B open to those in office on or after September 3, 1970. To retire under Plan A, judge eligible under Plan B must have filed irrevocable election of Plan A, with State Controller before November 27, 1971.

Judges Covered: Judges of supreme court, court of appeals, circuit courts, courts of criminal corrections, courts of common pleas, probate and magistrate's courts and commissioners of the supreme courts and justices of the peace.

Age and Service Requirements: Plan A and B: 65 with 12 years' service. Mandatory retirement at 70 for judges under non-partisan merit plan; no mandatory age for other judges. Early retirement at 65 with no service requirement.

Contribution to Retirement Fund: Plan A: no contribution by judges. Plan B; individual judge contributes 5 percent of salary. Relative contributions of judges and state: 36% / 64%. Total yearly contributions from all judges--\$374,400; from state--\$659,777 (FY-1976 estimate).

Retirement Benefits: A. 33 percent current salary.

B. 50 percent salary of highest office held, serving full-time. Proportional reduction of benefits with early retirement.

Death Benefits: A. None.

B. Surviving, unremarried spouse or minor children receive 25 percent of salary of highest office held.

Disability Benefits: Plans A and B. 50 percent current salary of office until end of term of office.

Service after Retirement: A. Subject to assignment by supreme court to temporary duty as special commissioner or referee.

B. None.

Citation: 27 Vernon's Mo. Ann. Stat., Tit. 32, ch. 476, §§476.400 through 476.510, 476.515 through 476.570 (1971); Const. art. 5, §§25, 27, 30.

MONTANA

RETIREMENT PLAN

Judges Covered: A. Supreme court justices, district court judges.

B. Judges of courts of limited jurisdiction.

Age and Service Requirements: A. Minimum is age 65 with 5 years' service, with proportional benefits. Compulsory retirement at age 70. Benefits forfeited if judge does not retire at age 70.

B. Minimum is age 55 with 10 years' service with reduced benefits. Normal is age 70 with 10; but 65 with no minimum service or any age with 30.

Contribution to Retirement Fund: Individual judge contributes (A) 6 percent or (B) 5.75 percent of salary. Relative contributions: judges, 12% / state, 12% / district court fees, 76%. Total yearly contributions from all judges--\$14,471; from state--\$14,471; from court fees--\$95,543.

Retirement Benefits: A. 3.3 percent of annual salary times first 15 years and 1 percent for each additional year of service.

B. 1/65 of average of three highest consecutive years salary for each year of service. Minimum guarantee at age 70 is 50 percent final compensation or \$480 per month, whichever is less. Early retirement: actuarial equivalent of service retirement at 60.

Death Benefits: A. Before retirement the beneficiary has choice of a lump sum payment consisting of the judges' contributions with interest, or an actuarially determined monthly allowance which is based on the age, service and salary of the judge at the time of death. After retirement the beneficiary will receive any balance remaining of the present value of his retirement.

B. Before retirement with less than 10 years of service the beneficiary will receive a lump sum payment consisting of the member's contributions with interest and an amount equal to one month of salary for each year of service up to and including 6 years. Before retirement with 10 or more years of service the beneficiary will have a choice of the lump sum defined above or an actuarially determined monthly allowance based on the member's age, service and salary. After retirement the amount the beneficiary receives is determined by the option elected by the member at the time of retirement.

Disability Benefits: A. If permanent and duty-related: a minimum of 50 percent of final salary or the normal retirement benefits, whichever is greater. If not duty-related: benefits deferred to age 60, when the maximum monthly payment is the normal retirement allowance. If involuntary retirement

MONTANA

Continued

after 5 years' service: actuarial equivalent of judge's and the state's contributions or full return of contributions.

B. If duty-related; no minimum service, benefits are 50 percent of final compensation (i.e., highest 3-year salary average), but only 25 percent while receiving workmen's compensation; all benefits reduced by earnings if disability is not permanent and member is working in addition to receiving benefits. If non-duty related: with 10 years service, the lesser of: 1. 25 percent of final compensation; or 2. 90 percent of 1/65 of final compensation times years service.

Service after Retirement: Subject to call for service on supreme and district courts, reimbursement for expenses.

Citation: Rev. Code Mont., 1947, 93-1107-93 through 1132; 68-1501 et. seq., (1975 Supp.).

NEBRASKA

RETIREMENT PLAN

Judges Covered: Judges of supreme, district, workmen's compensation, county, separate juvenile and municipal courts, and full-time associate judges of county courts.

Age and Service Requirements: 65 with no minimum service. Mandatory retirement at 72, except any judge holding office on September 2, 1973, may complete his term. Credit for service in any of the above courts or armed forces during war.

Contributions to Retirement Fund: Individual judge contributes 4 percent of salary, or 6 percent of salary if assumed office after December 25, 1969. Relative contributions (FY - 1974-75): judges--27% / state--18% / court fees--52% / municipal appropriations--3%. Total yearly contributions: judges--\$189,494; state--\$129,264; court fees--\$358,180; municipalities--\$19,026.

Retirement Benefits: Two plans, original member plan covering judges currently serving and future member plan covering judges taking office after December 25, 1969. Original member's plan benefits equal 3 1/3 percent of final average salary over last 4 years of service times his years of service. Total benefits received by judge cannot exceed 65 percent of final average salary. Future member's monthly benefits is 1/12 of 2.5 percent total salary earned by judge for performance of his duties between the time he started making contributions to the fund and the date of his retirement.

Death Benefits: In event of death of judge before or after retirement, his beneficiary is repaid total or balance of his contributions to the fund if judge has not elected to participate in beneficiary annuity program.

Disability Benefits: No minimum age or service requirement, same as retirement benefits.

Service after Retirement: Retired supreme and district court judges, with their consent, may be assigned by supreme court to serve any court on a temporary basis; in addition to retirement benefits, they are paid a per diem equivalent to 1/20 the regular monthly salary of the judge of the court which they are temporarily serving.

Citation: 2 Neb. Rev. Stat., ch. 24, art. 7, as amended, Judges Retirement.

NEVADA  
RETIREMENT PLAN

Judges Covered: A. Supreme and district court judges.

B. All courts under Public Employees Retirement System.

Age and Service Requirements: A. Minimum age 60 with 12 to 20 years service at different rates of benefits. Credit for federal service and military service.

B. 60 after 10 years' service, 55 after 30 years' continuous service. Deferred benefits available.

Contribution to Retirement Fund: A. Judges do not contribute.

B. Judges individually contribute 8-12 percent of salary, depending on age and time of entering system. Relative contributions of judges and state not available.

Retirement Benefits: A. Age 60 and 20 years or more, 66 percent final salary; age 60 and 12-20 years, 33 percent final salary plus 4.1 percent of last salary for each year beyond 12, up to 20.

B. With 20 years, 50 percent average salary for 3 consecutive highest salaried years during last 10 years service. More than 20 years, additional 1.5 percent of average salary for each additional year up to 10. Minimum guarantee \$125 month. At 60 with 10-20 years, proportional benefits; minimum guarantee \$75 month. Additional post-retirement allowances of 1.5 percent for those receiving service or disability allowances on or after June 30, 1963. \$286.575.

Death Benefits: A. Spouse of any judge eligible for pension receives, at age 65, \$400 per month.

B. Members may select one of five optional plans. If member dies in office, contributions to fund returned to heirs. With 2 years contributions: \$75 per month to each dependent child, \$210 maximum. Surviving spouse with one or more children under 18 may receive \$100 monthly unless earns more than \$5,000 annually. If judge leaves service before retirement, may withdraw contribution; but if judge is a member of 25 years, may leave contribution in fund and receive benefits when minimum age reached; 20-year member may do same and receive proportionately smaller benefits.

Disability Benefits: A. No specific provision.

B. Any age, 10 years' service, same as retirement.

NEVADA

Continued

Service after Retirement: No specific provision.

Citation: 1 Nev. Rev. Stat., Tit. 1, ch. 2, §§2.060, 2.070; ch. 3, §§3.090, 3.095 as amended; ch. 286, §§286.10 through 286.80.

NEW HAMPSHIRE  
RETIREMENT PLAN

Judges Covered: A. All courts under State Employee's Retirement System.

B. Supreme and superior court judges.

Age and Service Requirements: A. 60 with no minimum length of service.  
Mandatory retirement at 70.

B. None.

Contribution to Retirement Fund: A. Actuarially determined.

B. Judge does not contribute. State funds entire program. Total yearly dollar amount is unavailable; it varies according to number in retirement.

Retirement Benefits: A.  $1/60$  average final salary (average 3 highest salaried years) times number of years of service under 30, plus  $1/120$  of additional years. Guaranteed 50 percent average final salary, or if less than 30 years completed a proportionate amount. Reduced compensation on reaching age 65.

B. Age 70 and 7 years' service, or 65 and 10, 75 percent final salary.

Death Benefits: A. Annuity of 50 percent of average final salary to widow.

B. Annuity of 50 percent of last salary to widow until remarriage or death, then to children under 18.

Disability Benefits: If 60 years old with 10 years service, regular retirement allowance. Under 60, maximum 90 percent regular retirement, minimum 20 percent average final salary. If ineligible for retirement, \$3,600 or annuable earnable compensation, whichever greater.

B. Permanent disability: any age, same benefits as if reached full retirement age.

Service after Retirement: Retired judges must perform such duties as may be assigned by chief justice. Supreme and superior court judges with 10 years' service become judicial referees at 75 percent of current salary.

Citation: N.H. Const., Pt. II, art. 78; R.S.A. 100-A; 491:2, 493-A:1 to 493-A:2 (1975 Supp.).

NEW JERSEY

RETIREMENT PLAN

Judges Covered: Supreme, superior, county court, juvenile and domestic relations courts, and county district courts.

Age and Service Requirements: A. 70 with 10 years' judicial service; 65 with 15; or 60 with 20.

B. 65 with 5 years' judicial service and 15 years aggregate N.J. public service; 60 with 5 judicial and 20 aggregate. (Deferred benefits available, but no death benefit if dies before 60.)

C. 60 with 5 judicial and 15 aggregate.

D. Age 60.

E. Early retirement with 5 judicial and 15 aggregate, but actuarially reduced to age 60. Mandatory retirement at 70.

Contribution to Retirement Fund: Judges do not contribute. Relative contributions of state and county, 62.95% / 37.05%. Total yearly contribution from state--\$2,743,727; from county--\$1,614,692.

Retirement Benefits: A. 75 percent final salary (average of last 12 months).

B. 50 percent of final salary.

C. 2 percent final salary times number of years service up to 25, plus one percent final salary times number of years service over 25.

D. 2 percent final salary times years judicial service up to 25, plus 1 percent years of judicial service over 25.

Disability Benefits: 75 percent final salary. If member on disability dies before age 60, beneficiary receives group insurance in one sum, equal to 1.5 percent times final salary; if dies after 60, 25 percent of final salary paid in one sum.

Death Benefits: Before retirement: Surviving spouse receives pension of 25 percent of salary, plus 10 percent for one surviving child, 15 percent for 2 or more. If no spouse, or spouse remarries or dies, 15 percent of salary paid to one surviving child, 20 percent to two, 30 percent to three or more. If no surviving spouse or children, 20 percent final salary payable to one surviving dependent parent, 30 percent to two dependent parents. Beneficiary also receives group insurance in one sum, equal to 1.5 times judge's final salary.

After retirement: Surviving spouse receives 25 percent final salary, plus

NEW JERSEY

Continued

10 percent for one surviving child, 15 percent for two or more. If no spouse, or spouse remarries or dies, 15 percent final salary paid to one surviving child, 20 percent to two, 30 percent to three or more. Beneficiary of all retired members, except those on deferred retirement plans, receives group insurance in one sum equal to 25 percent final salary.

Service after Retirement: Judges, except municipal judges, may with their consent, serve at the request of the chief justice and receive a per diem allowance (\$75 plus reasonable expenses). Benefits plus per diem not to exceed current salary of office from which retired. Ch. 14, P.L. 1975.

Citation: Laws of 1973, ch. 140, as supplemented by ch. 304; 43 New Jersey Stat. Ann., ch. 6A, Judicial Retirement System (New), §§43:6A-1 et. seq. (1974 Supp.), P.L. 1974, ch. 14, P.L. 1975.

NEW YORK

RETIREMENT PLAN

Judges Covered: A. Judges paid by state.

B. Judges paid by city of New York.

Age and Service Requirements: A. Age 55, no minimum service. Post - July 1, 1973 member, 5-year minimum service. Mandatory retirement at 70.

B. No minimum age or service. Mandatory retirement at 70.

Contribution to Retirement Fund: A. State contributes 100 percent of retirement program; judge does not contribute.

B. Contributions by judges actuarially determined according to New Career Pension Plan.

Retirement Benefits: A. 1/50 - 1/60 of final average salary (average of 3 highest consecutive years) per year of service. Post - July 1, 1973, members: full benefits at age 62, reduced benefits at 55-62; if 20 years or more service, full pension of 1/50 of final average salary per year of service; 1/60 of final average salary per year of service if less than 20 years. Maximum pension of 60 percent of first \$12,000 of final average salary, and 50 percent of any final average salary over \$12,000.

B. Selection of Option A (25 or more years' service) or Option B (less than 25 years) upon joining system. Benefits under Option A, 55 percent salary after 25 years plus 1.7 percent salary and annuity for each additional year. Option B benefits are 1.2 percent of final year's salary for each year service plus annuity.

Death Benefits: A. If occupational: no minimum service; 50 percent final average salary annually to widow until death or remarriage; if no widow, to children until 18. If neither widow nor children, to dependent parent for life. If non-occupational: beneficiary receives benefits according to plan selected, usually not to exceed 3 years' salary.

B. If occupational, same as A, except pension based on average of last 5 years' salary. If non-occupational, 6-month minimum, many benefit plans.

Disability Benefits: A. If occupational before age 60, no minimum service: If member before July 1, 1973, 75 percent final average salary plus annuity. Post - July 1, 1973, members, 60 percent of first \$12,000 final average salary, 50 percent of that is excess of \$12,000. If non-occupational, 10-year minimum: if in government service before 40, 1/60 final average salary for each year service plus annuity, minimum 1/3 final average salary. If entered government service after 40, 1/60 final average salary for each year member would have worked before 60, plus annuity.

NEW YORK

Continued

B. If occupational, under 60, 75 percent final 5-year average; no minimum service. If non-occupational, 10-year minimum, benefits according to various factors.

Service after Retirement: Judges of court of appeals and supreme court who reach age 70 may serve as retired justices of supreme court for up to three 2-year terms; certification by administrative board of judicial conference. Compensated as supreme court justice, but retirement benefits suspended. If certificated, subject to assignment by appellate division of the supreme court of the judicial department in which judge resides. If supreme court justice served in appellate division immediately prior to reaching 70, eligible for designation by governor as temporary or additional justice of appellate divisions.

Citation: A. McKinney's Consol. Laws of N.Y., Book 50 1/2, "Retirement and Social Security Laws", §§2-119, pp. 4-260. Service after retirement: N.Y. Const., art. 6, §25b; McKinney's Consol. Laws of N.Y., Book 29, "Judiciary Law", §§114-115, pp. 260-263.

B. New York City Charter and Administrative Code Ann., Tit. B., §§B3-1.0 to B3-71.0.

NORTH CAROLINA

RETIREMENT PLAN

Judges Covered: All justices and judges of the general court of justice.

Age and Service Requirements: 50 with 5 years' service, any age with 24, or 65 with no minimum. If early retirement, benefits reduced by .025 percent per month for each month prior to meeting the relevant minimum requirement. Retirement mandatory for appellate judges at 72, trial judges at 70.

Contribution to Retirement Fund: Individual judge contributes 6 percent of salary. Relative contributions of judges and state: 16% / 84%. Total yearly contribution of all judges--\$312,120; state--\$1,560,600.

Retirement Benefits: Retiring judge receives percentage of final annual compensation rate most recently applicable, based upon 4 percent per year for each year's service in appellate division; 3.5 percent per year for each year's service as superior or court judge or court administrative officer, and 3 percent per year for each year's service as a district court judge. Maximum allowance 75 percent final annual compensation. Post-retirement increases. (§135-65).

Death Benefits: Before retirement, surviving spouse receives one year's salary and benefits for life or until remarriage (about 50 percent retirement benefits deceased would have been entitled to). After retirement, no salary, but spouse receives 50 percent retirement benefits deceased was receiving.

Disability Benefits: With 5 years' service, normal retirement benefits as one reaching 65 in present court division.

Service after Retirement: Appellate judges up to age 72, and superior court judges up to 70, subject to recall for temporary service on bench which previously served. Receives retirement benefits, expenses and \$100 per week.

Citation: N.C. Gen. Stat., ch. 7A, art. 6 and 8, 7A-39.1 through 7A-39.12 7A-50 through 7A;56; ch. 135, Uniform Judicial Retirement Act of 1973, art. 4, §§135-50 through 135-71.

NORTH DAKOTA

RETIREMENT PLAN

Judges Covered: A. Supreme and district court judges.

B. All judges appointed or elected after July 1, 1973.

Age and Service Requirements: A. 65 with 20, 66 with 18, 67 with 16, 68 with 14, 69 with 12, 70 with 10.

B. 100 percent vested at 65, or with 20 years, or with permanent disability. Partial vesting after 3 years. Mandatory forfeiture of benefits (except salary contributions plus interest) at 73 if continuing to hold office, unless served less than 10 years and retires at end of term.

Contribution to Retirement Fund: Individual judge contributes 5 percent of salary. Relative contributions of judges and state not available.

Retirement Benefits: A. 50 percent current salary, or 3 options listed under death benefits.

B. Upon voluntary or involuntary termination of employment, percentage of employee's vested interest in "vesting fund" is determined by number of years of service ranging from 0 percent for 0 through 3 years, to 100 percent plus credited earnings for over 20 years. Latter (100 percent vesting) shall be vested and nonforfeitable when employee reaches 65, or is permanently disabled; shall be vested in beneficiary of employee in case of employee's death. At age 65, or less, as determined by the board, all interests vested in an employee shall be available to him for payment of retirement benefits.

Death Benefits: A. 75 percent retirement benefits until judge dies, then 50 percent to unmarried widow until 62; 2/3 retirement benefits until judge dies, then 2/3 to widow until 62; or 50 percent retirement until judge dies and 50 percent to wife at 62 even if judge is alive.

B. Vested at death, depending on years served.

Disability Benefits: A. and B. May be appointed commissioner by supreme court; eligible to serve as referee in civil action in any court, or as legal counsel in any state agency; no provision regarding payment.

Citation: A. 5A N.D. Century Code Ann. 1960, Tit. 27, §§27-17-01 through 27-17-06;

B. N.D. Century Code Ann. 1960. Tit. 54. §§54-32-01 through 54-52-11 (1973 Supp.).

OHIO

RETIREMENT PLAN

Judges Covered: All judges, at their option.

Age and Service Requirements: 60 with 5 years service, 55 with 25, or any age with 32. Credit for military service, elective office and comparable service out of state.

Contribution to Retirement Fund: Individual judge contributes 8 percent of salary. State contributes 12 percent of each judge's salary. Relative percentage and dollar contributions of judges and state not available.

Retirement Benefits: Allowance up to 90 percent of average salary for highest 3 years of service. Formula is 2 percent times average final salary times years served. Additional allowance tied to consumer price index.

Death Benefits: Widow with dependent children or heirs of a member; with 18 months service may receive monthly allowance up to 60 percent of highest average salary. Widow alone receives 25 percent of final salary.

Disability Benefits: Up to age 70 with 5 years minimum service, benefits include annuity equal to contribution plus normal pension based on projected service credit; maximum of 75 percent of average salary for highest 3 years of service.

Service after Retirement: May serve and draw per diem in addition to retirement benefits. Any voluntarily retired judge, or one retired under Ohio Constitution Article IV, §6, may be assigned with his consent by the chief justice or acting chief justice of supreme court to active duty as judge. Receives retirement benefits plus compensation of temporary office computed on a per diem basis.

Citation: Baldwin's Ohio Rev. Code and Service 1971, Vol. 1, Tit. 1, §§145.01 through 145.99 (1973 Supp.).

OKLAHOMA

RETIREMENT PLAN

Judges Covered: Supreme court, court of criminal appeals, industrial, intermediate appellate and district courts, and administrative director.

Age and Service Requirements: 60 after 20 years' service, 65 after 10, 70 after 8, disability at 55 with 15 continuous years. Credit for prior service in courts of record. Retirement mandatory at end of term in which requirements met.

Contribution to Retirement Fund: Individual judge contributes 4 percent of first 75 percent of salary; if opts to provide for surviving spouse, 7 percent of first 75 percent of salary (salary based on June 1971 compensation levels). Relative contributions of judges and state, 24.3% / 75.7%. Total yearly (1974-75) contribution from judges--\$160,612; from state--\$500,000.

Retirement Benefits: 4.5 percent final salary times years of service up to 75 percent of salary based on June 1971 compensation levels.

Death Benefits: If deceased judge served 10 years, surviving spouse at age 60 paid 50 percent benefits judge receiving at death, or 40 percent benefits judge would have been receiving at death whether or not at minimum retirement age. Spouse disqualified if remarriage before 60. Surviving spouse must have been married to deceased at time of, and year prior to judge's death.

Disability Benefits: Disabled judge must be 55 with 15 continuous years of service. Receives 4.5 percent highest monthly salary times number of years served, benefits not to exceed 75 percent of highest salary earned.

Service after Retirement: May serve by assignment of supreme court, provided such assignment does not constitute creation of a public office.

Citation: 20 Okla. Stat., Uniform Retirement System for Justices and Judges, ch. 16, §§1101-1109 (1975 Supp.).

OREGON

RETIREMENT PLAN

Judges Covered: Judges of supreme court, court of appeals, circuit and tax court; and district court judges appointed after June 4, 1969.

Age and Service Requirements: 65 after 16 years service or 70 after 12. Retirement compulsory at 75. Any judge who holds office for 12 years and contributes to fund for 16 years will receive benefits at 65 even though he ceases to hold office before 65. No judge has to contribute for more than 16 years.

Contribution to Retirement Fund: Individual judge contributes 7 percent of salary. Relative contributions of judges and state: 32% / 68%. Total yearly contribution for all judges--\$275,000; from state--\$572,000.

Retirement Benefits: 45 percent of highest average salary for 5 out of last 10 years.

Death Benefits: Widow's pension is determined by percent of basic amount (22.5 percent of final average pay of judge) scaled from 100 percent to 20 percent depending upon years of service of judge. If, prior to death, they have been married 10 years, no adjustment is made in widow's pension, but if married less than 10 years and more than 3 years younger, she receives an actuarial amount.

Disability Benefits: A judge who is involuntarily retired because of disability, receives regular retirement allowance if otherwise fully qualified. A judge who voluntarily retires because of permanent incapacity after 6 years service receives regular retirement allowance.

Service after Retirement: Retired judges may be appointed by the supreme court to sit temporarily as senior judges on the courts from which they retired.

Citation: 1 Ore. Rev. Stat., Retirement of Judges, ch. 1, §§1.310-1.390, pp. 8-14 (1972); Const., art. VII, §1a (amend. November 8, 1960).

## PENNSYLVANIA

### RETIREMENT PLAN

Judges Covered: All judges who are paid by the state.

Age and Service Requirements: If elected or appointed before October 7, 1975: age 60 or 10 years of state service at any age. If under age 60, reduction factor applied based upon age and service at retirement. If elected or appointed on or after October 7, 1975: age 60 with 3 years of state service or 10 years of state service at any age. If under age 60, reduction factor applied based upon age and service at retirement. (This reduction factor is waived if member has more than 35 years of state service.) Up to a maximum of 5 years credit allowed for military service.

Contribution to Retirement Fund: Individual judge in office before March 1, 1974, contributes 7.5 percent salary for first 10 years service, 5.6 percent for years over 10; in office after March 1, 1974, 5 percent of salary. Relative contribution (FY - 1975) from judges and state: 37% / 63%. Total yearly contribution from all judges--\$1,261,910; from state--\$2,147,287.

Retirement Benefits: If elected or appointed before March 1, 1974: 3 percent of final average salary (average of three highest non-overlapping groups of four consecutive calendar quarters) times first 10 years of service plus 2.25 percent of final average salary for each subsequent year of judicial service. Additional 2 percent of average non-covered state-paid earnings since 1956 (earnings which exceeded Social Security Wage Base) times years of participation in this optional program. If elected or appointed on or after March 1, 1974: 2 percent of final average salary times all years of state service. Optional program allowing additional contributions for earnings over the Social Security Wage Base not available to members joining system after March 1, 1974. If applicable, 2 percent of final average salary for each year of military service purchased. Annual retirement annuity cannot exceed highest annual compensation received as an active member. Retirement allowance and payments to beneficiaries may be modified by one of four pre-designed options. Members may, at retirement, withdraw in lump sum all of their contributions plus earned interest. (Interest earned at 4 percent per annum, compounded annually) or any lesser amount. Such withdrawal will require an actuarial reduction of annuity proportional to the amount withdrawn. Individual retirement plan can be designed by the member; acceptance of such plan requires approval of actuary.

Death Benefits: Death in office while ineligible for retirement: payment to beneficiary of member's contributions plus earned interest. Death in office while eligible for retirement: payment to beneficiary of the present value of member's retirement account. (Present value is the total value of a lifetime annuity, combining the member's accumulated deductions and the state reserves required to pay such an annuity.) Additional death benefits for active members available through fully state-paid life insurance program: \$20,000 if under age 65; \$10,000 if over age 65.

PENNSYLVANIA

Continued

Disability Benefits: Minimum of 5 years of service to qualify. Military service may be purchased to reach minimum service requirement. Member receives lesser of: 1) 1/3 final average salary, or 2) 2 percent per year of service projected to age 60 times final average salary times multiplier applicable to member's class and years of service; plus additional benefits from optional programs elected prior to disability.

Citation: Act 31 of 1974 (Purdon's Pennsylvania Legislative Service, No. 1, pp. 94-133.) Act 101 of 1975 (Purdon's Pennsylvania Legislative Service, No. 2, pp. 265-279.)

RHODE ISLAND

RETIREMENT PLAN

Judges Covered: Supreme, superior, family and district court judges.

Age and Service Requirements: 65 after 20 years' service, 70 after 15. If justice of supreme, superior or family court on May 15, 1969, may retire at any age after 25 years' service. Early retirement at 65 with 10 years' service, any age with 20.

Contribution to Retirement Fund: State funds program entirely as needed to pay benefits. Total yearly dollar amount not available. Judges do not contribute.

Retirement Benefits: Salary at time of retirement. Early retirement, 75 percent salary at time of retirement.

Death Benefits: Death after retirement or during active service while eligible for retirement: widow receives 1/3 judge's salary at time of death until remarriage. If judge ineligible for retirement but served at least 10 years, widow receives 25 percent salary at time of death. Any judge may elect to draw only 75 percent retirement pay, thus increasing widow's benefit to 50 percent judge's retirement pay.

Disability Benefits: No specific provision.

Service after Retirement: Chief justice may assign retired judges to temporary duty as associate justice of superior court or judge of family or district court. Judge retired on full pay has obligation to serve; judge on 75 percent may decline. Service after retirement is without additional pay.

Citation: 8 General Laws of Rhode Island 1956 (1969 Reenactment), Justice of Supreme and Superior Court, ch. 3, §§8-3-7, 8-3-8, 8-3-9, 8-3-11, (1973 Supp.).

SOUTH CAROLINA

RETIREMENT PLAN

Judges Covered: A. Mandatory judicial retirement plan for supreme and circuit court judges.

B. Limited and special court judges may participate in South Carolina Retirement System.

Age and Service Requirements: A. 70 with 15 years' service, 65 with 20, or any age with 25; mandatory at 72, or if elected prior to July 1, 1945, on expiration of that term.

B. 65 with no maximum service or 35 years of service at any age; mandatory at 72, unless elected to judicial office.

Contribution to Retirement Fund: Individual judge contributes 4 percent of salary. Relative contributions (FY-1975-76) of judges and state: 18% / 82%. Total yearly amount contributed (FY-1975-76) from judges--\$31,942; from state--\$143,863.

Retirement Benefits: A. 2/3 current active salary of office.

B. Definitions: Class 1, those electing to stay in retirement program effective prior to June 30, 1964 (B1); Class 2, those electing coverage under the amended July 1, 1964, system (B2); Average Final Salary (applies to those retiring after July 1, 1970): average annual earnable compensation during the 3 consecutive fiscal years producing the highest such average. B1 - actuarial equivalent of employee contributions plus employer annuity equal to employee annuity at age 65 or age of retirement, whichever is less; B2 - 65 or after 35 years, 1.25 percent of average final salary below \$4,800 plus 1.65 percent average final salary above \$4,800 times number of years service; if before 65 or before 35 years, computed as in B1 above but reduced by 14 percent times number of months short of 65; if service began before July 1, 1964, minimum benefits = B1 above; options available for reduced benefits/death benefits package; supplemental payments available if retired after 65 or after 35 years service so that minimum monthly payment is \$150 plus \$1 month for each month over 20 years service; Consumer Price index adjustments; increases allowed if retired before July 1, 1966, or July 1, 1967.

Disability Benefits: A. Any age with 7 years service, same as retirement.

B. Any age with 5 years; service benefits as follows: B1 - if 65, as in B1 retirement benefits above; if not employee actuarial equivalent of accumulated contributions plus employer annuity as though member had retired at 65; B2 - If 65, as in B2 retirement above; if not, B2 retirement above reduced by actuarial equivalent of contributions he would have made until age 65.

SOUTH CAROLINA

Continued

Service after Retirement: Any retired judge or justice may serve as associate justice or special circuit judge at the request of the chief justice, reimbursement for expenses only, except difference between full pay and retirement pay awarded to those retired judges performing full judicial duties for at least three consecutive months.

Citation: 12 S.C. Code Ann., Tit. 71, ch. 5, Retirement of Supreme Court Justices and Circuit Court Judges, §§251-258; Tit. 61, ch. 1, art. 7, Retirement and Retirement Benefits (under South Carolina Retirement System), §§61-03 to 71-128; Tit. 61, ch. 2, Supplemental Allowances for Certain Members of South Carolina Retirement System, §§61-211 to 71-213; pp. 150-166 (1973 Supp.).

SOUTH DAKOTA

RETIREMENT PLAN

Judges Covered: All justices, judges and law-trained magistrates.

Age and Service Requirements: 65; reduced benefits at 55. Retirement mandatory at 70.

Contribution to Retirement Fund: Individual member contributes 6 percent of salary; state matches that amount. Total (FY - 1976) contributions from all judges--\$61,000; from state--\$6

Retirement Benefits: 50 percent average final salary (highest average paid in consecutive 3-year period) times ratio of years served to 15; ratio not to exceed 15/15; plus 2 percent average final salary times years in excess of 15; plus 2 percent increase per year (improvement factor).

Death Benefits: Benefits base: highest compensation earned by member in any of last 3 years. Spouse with children receives 50 percent benefit base, plus 10 percent of such base for each child up to a maximum of 5 children. If no spouse, guardian receives 10 percent of benefit base on behalf of each child to a maximum of 5 children. If more than 5 children, benefits are divided equally among the children. Unremarried spouse, without children, at age 65, receives 50 percent deceased's benefits based on projected service and projected compensation; benefits increased by improvement factor. (See retirement benefits sections above.)

Disability Benefits: Must have 3 years service immediately prior to disability, be ineligible for early retirement and have at least 1 year of anticipated disability. Allowance amounts to 50 percent of highest annual compensation earned in any of the 3 years immediately preceding disability, increased by 10 percent of such salary for each child to a maximum of 4 such children.

Service after Retirement: Retired justices and judges, with their consent, may be authorized by chief justice to act in place of disqualified justices or to preside over any circuit court action. Expenses reimbursed.

Citation: 2 S.D. Compiled Laws Ann., ch. 3-12, South Dakota Retirement Systems, §§3-12-46 through 3-12-128 (Special 1974 Supp.), pp. 81-112; 7 S.D. Compiled Laws Ann., ch. 16-1, the Supreme Court, §§16-1-4.1 and 16-1-5, and ch. 16-6, Circuit Courts, §§16-6-32, (1974 Supp.).

TENNESSEE

RETIREMENT PLAN

Judges Covered: A. All judges of courts of record.

B. Limited and special courts, excluding municipal courts' judges.

Age and Service Requirements: A. Minimum age 54 with 8 years' service, or 65 with less than 8. Credit for up to 4 years in armed forces or certain elected offices if continued contributions to fund.

B. 65, no minimum service; or 55 with 24 years. Credit for military service. Early retirement with reduced benefits at 55 with no minimum service.

Contribution to Retirement Fund: Individual judge contributes 8 percent of salary. State apportions balance, including portion of court filing fees, sufficient to pay benefits. Relative percentage and dollar contributions of judges and state not available.

Retirement Benefits: Benefit base: current salary of office from which retired.

A. With 20 years' service, 75 percent benefit base; otherwise, 3.75 percent benefit base times years served; not to exceed 75 percent benefit base.

B. 2.5 percent average final salary (average 5 highest salaried years, or all years if fewer than 5) times years service, reduced by Social Security factor; not to exceed 75 percent average final salary. Consumer price index augmentation.

Death Benefits: A. Options to provide for continuation of reduced benefits to surviving beneficiary.

B. Options as in A; or 70 with 10 years or no age with 30, spouse receives 50 percent benefits entitled had deceased retired at time of death; or contributions returned to estate.

Disability Benefits: A. Any age with 5 years' service, normal retirement benefits.

B. With 8 years service, normal retirement benefits, reduced by percentage of Social Security disability payments if applicable.

Service after Retirement: May be assigned by chief justice to sit to relieve congestion or to act as substitute. Receives benefits, plus amount to equal active judge's salary.

Citation: Tenn. Code Ann., Tit. 8, ch. 39, Consolidated Retirement System, §§8-3901 through 8-3944 (1973 Supp.).

TEXAS  
RETIREMENT PLAN

Judges Covered: Judges of supreme court, criminal, civil appeals and district courts.

Age and Service Requirements: Any age with 12 years' service, with benefits deferred to age 65; or 65 with 10; or 60 with reduced benefits (40 percent base salary). Credit for legislative and military service.

Contribution to Retirement Fund: Individual judge contributes 6 percent of state salary. State apportions revenue sufficient to operate system; yearly sum total from state--\$2,100,000.

Retirement Benefits: Judges who retire at or before 70 receive 50 percent current salary of office plus annuity of 10 percent of pay.

Death Benefits: Prior to retirement, contributing member with 10 years' service and non-contributing member with 12 years, may name person to receive reduced monthly annuity either for life or a 10-year guaranteed period upon member's death, in lieu of refunded contributions. Plan void upon member's retirement. Upon retirement member may take reduced annuity and provide for benefits to widow on actuarial basis. If no such election, balance of contributions refunded at death.

Disability Benefits: Any age after 7 years' service. Same as regular retirement allowance including option for reduced benefits/death benefits package.

Service after Retirement: Supreme court may assign retired judge, with judge's consent, to sit on any court of same or lower jurisdiction than that which retired from; receives difference between pension and active judge's salary.

Citation: 17.5 Vernon's Ann. Civ. Stat., art. 6227b, Retirement of Justices, Judges and Commissioners of Appellate and District Court, §§1-10 as amended (1974 Supp.).