
HOUSE BILL 1201

State of Washington 62nd Legislature 2011 Regular Session

By Representatives Van De Wege, Moeller, Appleton, Hunt, and Tharinger

Read first time 01/14/11. Referred to Committee on Judiciary.

1 AN ACT Relating to eliminating the mandatory retirement age for
2 judges; amending RCW 2.10.100; repealing RCW 3.74.030; and providing a
3 contingent effective date.

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

5 **Sec. 1.** RCW 2.10.100 and 1995 c 305 s 1 are each amended to read
6 as follows:

7 Retirement of a member for service shall be made by the retirement
8 board as follows:

9 (1) Any judge who, on August 9, 1971, or within one year
10 thereafter, shall have completed as a judge the years of actual service
11 required under chapter 2.12 RCW and who shall elect to become a member
12 of this system, shall in all respects be deemed qualified to retire
13 under this retirement system upon the member's written request.

14 (2) Any member who has completed fifteen or more years of service
15 may be retired upon the member's written request but shall not be
16 eligible to receive a retirement allowance until the member attains the
17 age of sixty years.

18 (3) ~~((Any member who attains the age of seventy five years shall be~~

1 ~~retired at the end of the calendar year in which the member attains~~
2 ~~such age.~~

3 (4)) Any judge who involuntarily leaves service or who is
4 appointed to a position as a federal judge or federal magistrate at any
5 time after having served an aggregate of twelve years shall be eligible
6 to a partial retirement allowance computed according to RCW 2.10.110
7 and shall receive this allowance upon the attainment of the age of
8 sixty years and fifteen years after the beginning of the member's
9 judicial service.

10 NEW SECTION. **Sec. 2.** RCW 3.74.030 (Mandatory retirement for
11 district judges) and 1984 c 258 s 56 & 1969 ex.s. c 6 s 1 are each
12 repealed.

13 NEW SECTION. **Sec. 3.** This act takes effect January 1, 2012, if
14 the proposed amendment to Article IV, section 3(a) of the state
15 Constitution (House Joint Resolution No. (H-0764/11), eliminating
16 the mandatory retirement age for judges) is validly submitted to and is
17 approved and ratified by the voters at the next general election. If
18 the proposed amendment is not approved and ratified, this act is void
19 in its entirety.

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