

**CHAPTER 137**

Original House Bill No. 219

**JUDICIAL RETIREMENT**

AN ACT to amend and re-enact Subsection (a) of Section 5-4, Wyoming Statutes 1957, as amended and re-enacted by Section 1, Chapter 136, Session Laws of Wyoming 1963, relating to the retirement of judges of the supreme court and district courts, establishing eligibility for retirement, and providing a pension; to amend and re-enact Section 5-4, Wyoming Statutes 1957, as amended and re-enacted by Section 1, Chapter 136, Session Laws of Wyoming 1963, relating to judicial retirement by adding a new Subsection (d) thereto to provide for pension benefits if an eligible judge retires at age 70.

*Be It Enacted by the Legislature of the State of Wyoming:*

**Eligibility Requirements for Retirement; Amount of Pension**

**Section 1.** That Subsection (a) of Section 5-4, Wyoming Statutes 1957, as amended and re-enacted by Section 1, Chapter 136, Session Laws of Wyoming 1963, is amended and re-enacted to read as follows:

(a) Any judge of the supreme court or district courts of this state shall be eligible for retirement at his option and except as provided in Section 2 receive an annual pension during the rest of his life, payable in monthly installments out of the general fund of the State of Wyoming, when he shall have served: (1) a total of not less than eighteen years, or (2) a total of not less than fifteen years and have attained the age of sixty-five years or more, or (3) a total of not less than twelve years and have attained the age of seventy years or more, or (4) not less than 6 years and have attained the age of 65 years, the total number of years of service being consecutive or otherwise as a judge of either or both the supreme court or district courts of this state.

Judges so retiring shall receive a pension in an amount equal to fifty per cent of the salary currently authorized by law for judges of the court from which they are retiring and such pension shall increase or diminish proportionately as salaries of judges of their respective courts shall thereafter be changed by law, provided, however, that the pension of a justice or judge retiring under the provision of subdivision (4) above shall be that proportion of the maximum allowable pension which the aggregate number of years of his judicial service bears to eighteen years.

**Pension Benefits to Eligible Judge if Retire at Age Seventy**

**Section 2.** That Section 5-4, Wyoming Statutes 1957, as amended and re-enacted by Section 1, Chapter 136, Session Laws of Wyoming 1963, is amended and re-enacted by adding a new Subsection (d) to read as follows:

(d) Any judge who is otherwise eligible to receive a pension may receive the benefits accorded by this act if he retires on the day of attainment of the age of 70 years, or prior thereto, provided that if he is a judge on the effective date of this act, he may complete the present term for which he was elected or appointed without the loss of any pension benefits accorded by this act.

Approved February 20, 1971.