

# Union Calendar No. 379

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4193

[Report No. 113-507]

To amend title 5, United States Code, to change the default investment fund under the Thrift Savings Plan, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2014

Mr. ISSA (for himself, Mr. CUMMINGS, Mr. WOODALL, Mr. LYNCH, Mr. CONNOLLY, and Mr. FARENTHOLD) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

JUNE 30, 2014

Additional sponsor: Ms. NORTON

JUNE 30, 2014

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

# **A BILL**

To amend title 5, United States Code, to change the default investment fund under the Thrift Savings Plan, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Smart Savings Act”.

5 **SEC. 2. THRIFT SAVINGS PLAN DEFAULT INVESTMENT**  
6 **FUND.**

7 (a) IN GENERAL.—Section 8438(c)(2) of title 5,  
8 United States Code, is amended to read as follows:

9 “(2)(A) Consistent with the requirements of subpara-  
10 graph (B), if an election has not been made with respect  
11 to any sums available for investment in the Thrift Savings  
12 Fund, the Executive Director shall invest such sums in  
13 an age-appropriate target date asset allocation investment  
14 fund, as determined by the Executive Director. Such in-  
15 vestment fund shall consist of any of the funds described  
16 in subsection (b).

17 “(B) If an election has not been made by an eligible  
18 member under section 8440e with respect to any sums  
19 available for investment in such member’s Thrift Savings  
20 Fund account, the Executive Director shall invest such  
21 sums in the Government Securities Investment Fund.”.

22 (b) ACKNOWLEDGMENT OF RISK.—Section 8439(d)  
23 of title 5, United States Code, is amended—

24 (1) by inserting “(1)” before “Each employee”;  
25 and

1           (2) by adding at the end the following new  
2 paragraph:

3           “(2) Prior to enrollment in the Thrift Savings Plan,  
4 an individual covered by section 8438(c)(2)(A) shall sign  
5 the risk acknowledgment described under paragraph (1).”.

6           (c) TECHNICAL AND CONFORMING AMENDMENT.—  
7 Section 8472(g)(2) of title 5, United States Code, is  
8 amended by striking “required by section 8438 of this title  
9 to be invested in securities of the Government” and insert-  
10 ing “under section 8438(c)(2)(B)”.

11          (d) GUIDANCE.—Not later than 9 months after the  
12 date of enactment of this Act, the Executive Director (as  
13 that term is defined under section 8401(13) of title 5,  
14 United States Code) shall develop and issue guidance im-  
15 plementing the requirements of this Act.

16          (e) EFFECTIVE DATE AND APPLICATION.—The  
17 amendments made by subsections (a) and (b) shall—

18               (1) take effect on the date that the Executive  
19 Director issues guidance under subsection (d); and

20               (2) apply to individuals enrolled in the Thrift  
21 Savings Plan on or after such date.



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