

Union Calendar No. 248

115TH CONGRESS
1ST SESSION

H. R. 3031

[Report No. 115–343]

To amend title 5, United States Code, to provide for flexibility in making withdrawals from a Thrift Savings Plan account, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 23, 2017

Mr. CUMMINGS (for himself and Mr. MEADOWS) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

OCTOBER 10, 2017

Additional sponsors: Ms. NORTON, Mr. CONNOLLY, Mr. WITTMAN, Mrs. BEATTY, Mr. SABLON, Ms. LOFGREN, and Mr. CARBAJAL

OCTOBER 10, 2017

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 provide for flexibility in making withdrawals from a Thrift Savings Plan account, 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 “TSP Modernization
 5 Act of 2017”.

6 **SEC. 2. THRIFT SAVINGS PLAN ACCOUNT WITHDRAWAL**
 7 **FLEXIBILITY.**

8 (a) POST-SEPARATION PARTIAL WITHDRAWALS.—
 9 Section 8433(c) of title 5, United States Code, is amend-
 10 ed—

11 (1) in paragraph (1)—

12 (A) by striking “and who has not made a
 13 withdrawal under subsection (h)(1)(A) may
 14 make one withdrawal” and inserting “may
 15 make one or more withdrawals”; and

16 (B) by striking “as a single payment” and
 17 inserting “in the same manner as a single pay-
 18 ment is made”; and

19 (2) by adding at the end the following:

20 “(5) Withdrawals under this subsection shall be sub-
 21 ject to such other limitations or conditions as the Execu-
 22 tive Director may prescribe by regulation.”.

23 (b) LIMITATION ON RETURN OF PAYMENT RELATING
 24 TO A CHANGE IN ELECTION.—Section 8433(d) of title 5,
 25 United States Code, is amended—

1 (1) in paragraph (1), by inserting “, except that
2 in the case of an election to receive an annuity, a
3 former employee or Member may not change an elec-
4 tion under this section on or after the date on which
5 an annuity contract is purchased to provide for the
6 annuity elected by the former employee or Member”
7 after “this subchapter”; and

8 (2) in paragraph (2)—

9 (A) by striking “change an” and inserting
10 “return a payment that was made pursuant to
11 an”; and

12 (B) by striking “on or after” and all that
13 follows through “the former employee or Mem-
14 ber”.

15 (c) ELIMINATION OF AUTOMATIC ANNUITY IN AB-
16 SENCE OF ELECTION.—Section 8433(f) of title 5, United
17 States Code, is amended—

18 (1) by striking “(1) Notwithstanding” and in-
19 serting “Notwithstanding”;

20 (2) by striking “this paragraph” and inserting
21 “this subsection”; and

22 (3) by striking paragraph (2).

23 (d) ALLOWANCE OF MULTIPLE AGE-BASED IN-SERV-
24 ICE WITHDRAWALS.—Section 8433(h) of title 5, United
25 States Code, is amended—

1 (1) by striking paragraph (2);

2 (2) by redesignating paragraphs (3), (4), and

3 (5) as paragraphs (2), (3), and (4), respectively; and

4 (3) in paragraph (3), as so redesignated, by in-

5 serting “limitations or” before “conditions”.

6 (e) TECHNICAL AMENDMENT.—Section

7 8432b(h)(2)(A) of title 5, United States Code, is amended

8 by striking “section 8433(d), or paragraph (1) or (2) of

9 section 8433(h)” and inserting “subsection (d) or (f) of

10 section 8433”.

11 (f) REGULATIONS.—As soon as is practicable, as de-

12 termined by the Executive Director of the Federal Retire-

13 ment Thrift Investment Board, the Executive Director

14 shall prescribe such regulations as are necessary to carry

15 out the amendments made by this section.

16 (g) EFFECTIVE DATE.—The amendments made by

17 this section shall take effect on the date on which the regu-

18 lations prescribed under subsection (f) take effect.

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