

106TH CONGRESS
1ST SESSION

H. R. 1287

To amend the Internal Revenue Code of 1986 to grant relief to participants in multiemployer plans from certain section 415 limits on retirement plans.

IN THE HOUSE OF REPRESENTATIVES

MARCH 25, 1999

Mr. WELLER (for himself, Mrs. JOHNSON of Connecticut, Mr. HOUGHTON, Mr. PORTMAN, Mr. ENGLISH, Mr. QUINN, Mr. LAHOOD, Mrs. KELLY, Mr. LOBIONDO, and Mr. METCALF) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to grant relief to participants in multiemployer plans from certain section 415 limits on retirement plans.

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. TREATMENT OF MULTIEMPLOYER PLANS**

4 **UNDER SECTION 415 LIMIT ON RETIREMENT**

5 **PLAN BENEFITS.**

6 (a) DOLLAR LIMIT REDUCTION.—Subparagraph (F)
7 of section 415(b)(2) of the Internal Revenue Code of 1986
8 (relating to plans maintained by governments and tax-ex-
9 empt organizations) is amended—

1 (1) by striking “AND TAX-EXEMPT ORGANIZA-
2 TIONS” in the heading and inserting “, TAX-EXEMPT
3 ORGANIZATIONS, AND MULTIEMPLOYER PLANS”, and

4 (2) by inserting in the first sentence “a multi-
5 employer plan (as defined in section 414(f)),” after
6 “subtitle,”.

7 (b) AVERAGE COMPENSATION LIMIT.—Paragraph
8 (11) of section 415(b) of such Code (relating to a special
9 limitation rule for governmental plans) is amended to read
10 as follows:

11 “(11) SPECIAL LIMITATION RULE FOR GOVERN-
12 MENTAL AND MULTIEMPLOYER PLANS.—In the case
13 of a governmental plan (as defined in section
14 414(d)) or a multiemployer plan (as defined in sec-
15 tion 414(f)), subparagraph (B) of paragraph (1)
16 shall not apply.”.

17 (c) MULTIEMPLOYER PLANS NOT COMBINED OR AG-
18 GREGATED WITH OTHER PLANS.—

19 (1) IN GENERAL.—Subsection (f) of section 415
20 of such Code (relating to combining of plans) is
21 amended by adding at the end the following new
22 paragraph:

23 “(3) EXCEPTION FOR MULTIEMPLOYER
24 PLAN.—Notwithstanding paragraph (1) and sub-
25 section (g), a multiemployer plan (as defined in sec-

1 tion 414(f)) shall not be combined or aggregated
2 with any other plan maintained by an employer for
3 purposes of applying the limitations established in
4 this section.”.

5 (2) CONFORMING AMENDMENT.—Subsection (g)
6 of section 415 of such Code (relating to aggregation
7 of plans) is amended by striking “The Secretary”
8 and inserting “Except as provided in subsection
9 (f)(3), the Secretary”.

10 (d) EFFECTIVE DATE.—The amendments made by
11 this section shall apply to years beginning after December
12 31, 1999.

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