

106TH CONGRESS  
1ST SESSION

# S. 1472

To amend chapters 83 and 84 of title 5, United States Code, to modify employee contributions to the Civil Service Retirement System and the Federal Employees Retirement System to the percentages in effect before the statutory temporary increase in calendar year 1999, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 2, 1999

Mr. SARBANES (for himself, Ms. MIKULSKI, Mr. WARNER, Mr. ROBB, and Mr. AKAKA) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To amend chapters 83 and 84 of title 5, United States Code, to modify employee contributions to the Civil Service Retirement System and the Federal Employees Retirement System to the percentages in effect before the statutory temporary increase in calendar year 1999, 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 “Federal Employee Re-  
5 tirement Contributions Act of 1999”.

1 **SEC. 2. DEDUCTIONS, CONTRIBUTIONS, AND DEPOSITS.**

2 (a) CIVIL SERVICE RETIREMENT SYSTEM.—The  
 3 table under section 8334(c) of title 5, United States Code,  
 4 is amended—

5 (1) in the matter relating to an employee by  
 6 striking:

“7.4 ..... January 1, 2000, to December 31, 2000.  
 7.5 ..... January 1, 2001, to December 31, 2002.  
 7 ..... After December 31, 2002.”;

7 and inserting the following:

“7 ..... After December 31, 1999.”;

8 (2) in the matter relating to a Member or em-  
 9 ployee for Congressional employee service by strik-  
 10 ing:

“7.9 ..... January 1, 2000, to December 31, 2000.  
 8 ..... January 1, 2001, to December 31, 2002.  
 7.5 ..... After December 31, 2002.”;

11 and inserting the following:

“7.5 ..... After December 31, 1999.”;

12 (3) in the matter relating to a Member for  
 13 Member service by striking:

“8.4 ..... January 1, 2000, to December 31, 2000.  
 8.5 ..... January 1, 2001, to December 31, 2002.  
 8 ..... After December 31, 2002.”;

14 and inserting the following:

“8 ..... After December 31, 1999.”;

1 (4) in the matter relating to a law enforcement  
 2 officer for law enforcement service and firefighter  
 3 for firefighter service by striking:

“7.9 ..... January 1, 2000, to December 31, 2000.  
 8 ..... January 1, 2001, to December 31, 2002.  
 7.5 ..... After December 31, 2002.”;

4 and inserting the following:

“7.5 ..... After December 31, 1999.”;

5 (5) in the matter relating to a bankruptcy judge  
 6 by striking:

“8.4 ..... January 1, 2000, to December 31, 2000.  
 8.5 ..... January 1, 2001, to December 31, 2002.  
 8 ..... After December 31, 2002.”;

7 and inserting the following:

“8 ..... After December 31, 1999.”;

8 (6) in the matter relating to a judge of the  
 9 United States Court of Appeals for the Armed  
 10 Forces for service as a judge of that court by strik-  
 11 ing:

“8.4 ..... January 1, 2000, to December 31, 2000.  
 8.5 ..... January 1, 2001, to December 31, 2002.  
 8 ..... After December 31, 2002.”;

12 and inserting the following:

“8 ..... After December 31, 1999.”;

13 (7) in the matter relating to a United States  
 14 magistrate by striking:

“8.4 ..... January 1, 2000, to December 31, 2000.  
 8.5 ..... January 1, 2001, to December 31, 2002.  
 8 ..... After December 31, 2002.”;

1 and inserting the following:

“8 ..... After December 31, 1999.”;

2 (8) in the matter relating to a Court of Federal  
3 Claims judge by striking:

“8.4 ..... January 1, 2000, to December 31, 2000.  
8.5 ..... January 1, 2001, to December 31, 2002.  
8 ..... After December 31, 2002.”;

4 and inserting the following:

“8 ..... After December 31, 1999.”;

5 (9) in the matter relating to the Capitol Police  
6 by striking:

“7.9 ..... January 1, 2000, to December 31, 2000.  
8 ..... January 1, 2001, to December 31, 2002.  
7.5 ..... After December 31, 2002.”.

7 and inserting the following:

“7.5 ..... After December 31, 1999.”;

8 and

9 (10) in the matter relating to a nuclear mate-  
10 rial courier by striking:

“7.9 ..... January 1, 2000, to December 31, 2000.  
8 ..... January 1, 2001, to December 31, 2002.  
7.5 ..... After December 31, 2002.”.

11 and inserting the following:

“7.5 ..... After December 31, 1999.”.

12 (b) FEDERAL EMPLOYEES’ RETIREMENT SYSTEM.—  
13 Section 8422(a) of title 5, United States Code, is amended  
14 by striking paragraph (3) and inserting the following:

1       “(3) The applicable percentage under this paragraph  
2 for civilian service shall be as follows:

“Employee .....	7 .....	January 1, 1987, to December 31, 1998.
	7.25 .....	January 1, 1999, to December 31, 1999.
Congressional employee .....	7 .....	After December 31, 1999.
	7.5 .....	January 1, 1987, to December 31, 1998.
	7.75 .....	January 1, 1999, to December 31, 1999.
	7.5 .....	After December 31, 1999.
Member .....	7.5 .....	January 1, 1987, to December 31, 1998.
	7.75 .....	January 1, 1999, to December 31, 1999.
	7.5 .....	After December 31, 1999.
	7.5 .....	January 1, 1987, to December 31, 1998.
Law enforcement officer, firefighter, member of the Capitol Police, or air traffic controller.	7.75 .....	January 1, 1999, to December 31, 1999.
	7.5 .....	After December 31, 1999.
Nuclear materials courier .....	7 .....	January 1, 1987, to the day before the date of enactment of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999.
	7.75 .....	The date of enactment of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 to December 31, 1998.
	7.75 .....	January 1, 1999, to December 31, 1999.
	7.5 .....	After December 31, 1999.”.

3   **SEC. 3. CONFORMING AMENDMENTS RELATING TO MILI-**  
4                           **TARY AND VOLUNTEER SERVICE UNDER**  
5                           **FERS.**

6       (a) **MILITARY SERVICE.**—Section 8422(e)(6) of title  
7 5, United States Code, is amended to read as follows:

8       “(6) The percentage of basic pay under section 204  
9 of title 37 payable under paragraph (1), with respect to  
10 any period of military service performed during January  
11 1, 1999, through December 31, 1999, shall be 3.25 per-  
12 cent.”.

13       (b) **VOLUNTEER SERVICE.**—Section 8422(f)(4) of  
14 title 5, United States Code, is amended to read as follows:

1       “(4) The percentage of the readjustment allowance  
 2 or stipend (as the case may be) payable under paragraph  
 3 (1), with respect to any period of volunteer service per-  
 4 formed during January 1, 1999, through December 31,  
 5 1999, shall be 3.25 percent.”.

6 **SEC. 4. OTHER FEDERAL RETIREMENT SYSTEMS.**

7       (a) CENTRAL INTELLIGENCE AGENCY RETIREMENT  
 8 AND DISABILITY SYSTEM.—

9               (1) DEDUCTIONS, WITHHOLDINGS, AND DEPOS-  
 10 ITS.—Section 7001(c)(2) of the Balanced Budget  
 11 Act of 1997 (Public Law 105–33; 111 Stat. 659) is  
 12 amended to read as follows:

13               “(2) INDIVIDUAL DEDUCTIONS, WITHHOLDINGS,  
 14 AND DEPOSITS.—Notwithstanding section 211(a)(1)  
 15 of the Central Intelligence Agency Retirement Act  
 16 (50 U.S.C. 2021(a)(1)) beginning on January 1,  
 17 1999, through December 31, 1999, the percentage  
 18 deducted and withheld from the basic pay of an em-  
 19 ployee participating in the Central Intelligence Agen-  
 20 cy Retirement and Disability System shall be 7.25  
 21 percent.”.

22               (2) MILITARY SERVICE.—Section 252(h)(1)(A)  
 23 of the Central Intelligence Agency Retirement Act  
 24 (50 U.S.C. 2082(h)(1)(A)), is amended to read as  
 25 follows:

1       “(h)(1)(A) Each participant who has performed mili-  
 2       tary service before the date of separation on which entitle-  
 3       ment to an annuity under this title is based may pay to  
 4       the Agency an amount equal to 7 percent of the amount  
 5       of basic pay paid under section 204 of title 37, United  
 6       States Code, to the participant for each period of military  
 7       service after December 1956; except, the amount to be  
 8       paid for military service performed beginning on January  
 9       1, 1999, through December 31, 1999, shall be 7.25 per-  
 10      cent of basic pay.”.

11       (b) FOREIGN SERVICE RETIREMENT AND DIS-  
 12      ABILITY SYSTEM.—

13           (1) IN GENERAL.—Section 7001(d)(2) of the  
 14      Balanced Budget Act of 1997 (Public Law 105–33;  
 15      111 Stat. 660) is amended by striking subpara-  
 16      graphs (A) and (B) and inserting the following:

17           “(A) IN GENERAL.—Notwithstanding sec-  
 18           tion 805(a)(1) of the Foreign Service Act of  
 19           1980 (22 U.S.C. 4045(a)(1)), beginning on  
 20           January 1, 1999, through December 31, 1999,  
 21           the amount withheld and deducted from the  
 22           basic pay of a participant in the Foreign Serv-  
 23           ice Retirement and Disability System shall be  
 24           7.25 percent.

1           “(B) FOREIGN SERVICE CRIMINAL INVES-  
 2           TIGATORS/INSPECTORS OF THE OFFICE OF THE  
 3           INSPECTOR GENERAL, AGENCY FOR INTER-  
 4           NATIONAL DEVELOPMENT.—Notwithstanding  
 5           section 805(a)(2) of the Foreign Service Act of  
 6           1980 (22 U.S.C. 4045(a)(2)), beginning on  
 7           January 1, 1999, through December 31, 1999,  
 8           the amount withheld and deducted from the  
 9           basic pay of an eligible Foreign Service criminal  
 10          investigator/inspector of the Office of the In-  
 11          specter General, Agency for International De-  
 12          velopment participating in the Foreign Service  
 13          Retirement and Disability System shall be 7.75  
 14          percent.”.

15          (2) CONFORMING AMENDMENT.—Section  
 16          805(d)(1) of the Foreign Service Act of 1980 (22  
 17          U.S.C. 4045(d)(1)) is amended in the table in the  
 18          matter following subparagraph (B) by striking:

“January 1, 1970, through December 31, 1998, inclusive ....	7
January 1, 1999, through December 31, 1999, inclusive ....	7.25
January 1, 2000, through December 31, 2000, inclusive ....	7.4
January 1, 2001, through December 31, 2002, inclusive ....	7.5
After December 31, 2002 .....	7”.

19          and inserting the following:

“January 1, 1970, through December 31, 1998, inclusive ....	7
January 1, 1999, through December 31, 1999, inclusive ....	7.25
After December 31, 1999 .....	7”.

20          (c) FOREIGN SERVICE PENSION SYSTEM.—



1           (1) IN GENERAL.—Section 856(a)(2) of the  
 2       Foreign Service Act of 1980 (22 U.S.C.  
 3       4071e(a)(2)) is amended to read as follows:  
 4       “(2) The applicable percentage under this subsection  
 5       shall be as follows:

“7.5 .....	Before January 1, 1999.
7.75 .....	January 1, 1999, to December 31, 1999.
7.5 .....	After December 31, 1999.”.

6           (2) VOLUNTEER SERVICE.—Section 854(c)(1)  
 7       of the Foreign Service Act of 1980 (22 U.S.C.  
 8       4071c(c)(1)) is amended by striking all after “volun-  
 9       teer service;” and inserting “except, the amount to  
 10       be paid for volunteer service beginning on January  
 11       1, 1999, through December 31, 1999, shall be 3.25  
 12       percent.”.

13 **SEC. 5. EFFECTIVE DATE.**

14       This Act and the amendments made by this Act shall  
 15       take effect on December 31, 1999.

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