

107TH CONGRESS
1ST SESSION

H. R. 136

To amend section 8339(p) of title 5, United States Code, to clarify the method for computing certain annuities under the Civil Service Retirement System which are based (in whole or in part) on part-time service, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2001

Mr. MORAN of Virginia (for himself, Mr. THOMAS M. DAVIS of Virginia, Mr. GILMAN, Mrs. MORELLA, Ms. NORTON, Mr. WOLF, and Mr. WYNN) introduced the following bill; which was referred to the Committee on Government Reform

A BILL

To amend section 8339(p) of title 5, United States Code, to clarify the method for computing certain annuities under the Civil Service Retirement System which are based (in whole or in part) on part-time service, 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. COMPUTATION OF CERTAIN ANNUITIES BASED 4 ON PART-TIME SERVICE.

5 Section 8339(p) of title 5, United States Code, is
6 amended by adding at the end the following:

1 “(3) In the administration of paragraph (1)—
2 “(A) subparagraph (A) of such paragraph
3 shall apply with respect to any service per-
4 formed on a part-time basis before, on, or after
5 April 7, 1986;
6 “(B) subparagraph (B) of such paragraph
7 shall apply with respect to all service performed
8 on or after April 7, 1986 (whether on a part-
9 time basis or otherwise); and
10 “(C) any service performed on a part-time
11 basis before April 7, 1986, shall be credited as
12 service performed on a full-time basis.”.

13 **SEC. 2. APPLICABILITY.**

14 (a) **IN GENERAL.**—Except as provided in subsection
15 (b), the amendment made by this Act shall apply only with
16 respect to an annuity entitlement to which is based on a
17 separation occurring on or after the date of enactment of
18 this Act.

19 (b) **RECOMPUTATION OF CERTAIN ANNUITIES.**—

20 (1) **IN GENERAL.**—In the case of any individual
21 who—
22 (A) before April 7, 1986, performed any
23 service creditable under subchapter III of chap-
24 ter 83 of title 5, United States Code, and

(B) was separated from the service on or after April 7, 1986, and before the date of enactment of this Act,

any annuity under subchapter III of chapter 83 of title 5, United States Code (or under chapter 84 of such title 5, to the extent of any portion of such annuity which is computed under subchapter III of such chapter 83) based on the service of such individual shall be recomputed to take into account the amendment made by this Act, if application therefore is made within 18 months after the date of enactment of this Act.

19 (c) NOTICE REQUIREMENT.—

10 (B) to carry out any such recomputation.

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