

112TH CONGRESS
2D SESSION

H. R. 5715

To amend the Pension Protection Act of 2006 to extend special funding rules for certain plans maintained by commercial airlines, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2012

Mr. ANDREWS introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Pension Protection Act of 2006 to extend special funding rules for certain plans maintained by commercial airlines, 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 “Airline Pension Fair-
5 ness Act of 2012”.

1 **SEC. 2. SPECIAL FUNDING RULES FOR CERTAIN PLANS**
2 **MAINTAINED BY COMMERCIAL AIRLINES.**

3 (a) IN GENERAL.—Section 402(d)(1)(A) of the Pen-
4 sion Protection Act of 2006 (26 U.S.C. 430 note) is
5 amended—

6 (1) in the matter preceding clause (i), by strik-
7 ing “either a plan year beginning in 2006 or a plan
8 year beginning in 2007” and inserting “a plan year
9 beginning in 2006, a plan year beginning in 2007,
10 a plan year beginning in 2012, or a plan year begin-
11 ning in 2013”;

12 (2) in clause (i), by striking “or”;

13 (3) in clause (ii), by striking the period; and

14 (4) by adding at the end the following:

15 “(iii) not later than December 31,
16 2012, in the case of an election for a plan
17 year beginning in 2012; or

18 “(iv) not later than December 31,
19 2013, in the case of an election for a plan
20 year beginning in 2013.”.

21 (b) RESTRICTION ON APPLICABLE BENEFIT IN-
22 CREASES.—Section 402(b)(3)(A) of such Act (26 U.S.C.
23 430 note) is amended by striking “if no applicable benefit”
24 and all that follows to the end of the subparagraph and
25 inserting the following: “if—

1 “(i) in the case of a plan for which an
2 election was made under subsection (a)(1)
3 in which the first plan year to which such
4 election applies is 2006 or 2007, no appli-
5 cable benefit increase takes effect at any
6 time during the period beginning on July
7 26, 2005, and ending on the day before the
8 first day of the first applicable plan year;
9 and

10 “(ii) in the case of a plan for which
11 an election was made under subsection
12 (a)(1) in which the first plan year to which
13 such election applies is 2012 or 2013, no
14 applicable benefit increase takes effect at
15 any time during the period beginning on
16 November 29, 2011, and ending on the
17 day before the first day of the first appli-
18 cable plan year.”.

19 (c) CONFORMING AMENDMENT.—Section 402(b)(4)
20 of such Act (26 U.S.C. 430 note) is amended by inserting
21 “or November 29, 2011, as applicable,” after “July 26,
22 2005,”.

1 (d) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to plan years ending after the date
3 of enactment of this Act.

