

114TH CONGRESS
2D SESSION

S. 2741

To amend the Employee Retirement Income Security Act of 1974 to permit the Pension Benefit Guaranty Corporation and the Secretary of Labor to elect not to recoup benefits overpayments.

IN THE SENATE OF THE UNITED STATES

APRIL 4, 2016

Mr. BROWN introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Employee Retirement Income Security Act of 1974 to permit the Pension Benefit Guaranty Corporation and the Secretary of Labor to elect not to recoup benefits overpayments.

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 “Keep Estimated Extra
5 Payments Act”.

1 **SEC. 2. AUTHORITY TO ELECT NOT TO RECOUP BENEFITS**
2 **OVERPAYMENTS.**

3 Section 4022B of the Employee Retirement Income
4 Security Act of 1974 (29 U.S.C. 1322b) is amended by
5 adding at the end the following:

6 “(c) **AUTHORITY TO ELECT NOT TO RECOUP BENE-**
7 **FITS OVERPAYMENTS.**—The Pension Benefit Guaranty
8 Corporation and the Secretary of Labor may elect not to
9 recoup benefits overpayments made to a participant under
10 this title.”.

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