

115TH CONGRESS  
1ST SESSION

# H. R. 3269

To repeal the revised annuity employee and further revised annuity employee categories within the Federal Employees Retirement System, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 17, 2017

Mr. BROWN of Maryland (for himself, Mr. CUMMINGS, Mr. DEFazio, Mr. EVANS, Mr. GENE GREEN of Texas, Ms. HANABUSA, Mr. JEFFRIES, Ms. LEE, Mr. LYNCH, Mr. MCGOVERN, Mrs. NAPOLITANO, Ms. NORTON, Mr. PETERSON, Mr. RASKIN, Mr. SERRANO, Ms. SHEA-PORTER, Mr. VEASEY, Mrs. WATSON COLEMAN, Ms. WILSON of Florida, Mr. POCAN, and Mr. GARAMENDI) introduced the following bill; which was referred to the Committee on Oversight and Government Reform, and in addition to the Committee on Foreign Affairs, 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

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## A BILL

To repeal the revised annuity employee and further revised annuity employee categories within the Federal Employees Retirement System, 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 Pen-  
5 sion Fairness Act of 2017”.

1 **SEC. 2. REPEAL OF FERS REVISED AND FURTHER REVISED**  
2 **ANNUITANT CATEGORIES.**

3 (a) REPEAL OF ANNUITY COMPUTATION.—Section  
4 8415 of title 5, United States Code, is amended by strik-  
5 ing subsection (d).

6 (b) REPEAL OF ANNUITANT CATEGORIES.—Section  
7 8422(a)(3) of title 5, United States Code, is amended—  
8 (1) by striking “other than revised annuity em-  
9 ployees or further revised annuity employees”; and  
10 (2) by striking subparagraphs (B) and (C).

11 (c) REPEAL OF GOVERNMENT CONTRIBUTIONS.—  
12 Section 8423(a) of title 5, United States Code, is amended  
13 by striking paragraph (2) and inserting the following:

14 “(2) In determining any normal-cost percentage  
15 to be applied under this subsection, amounts pro-  
16 vided for under section 8422 shall be taken into ac-  
17 count.”.

18 (d) CONFORMING AMENDMENTS.—Section 8401 of  
19 title 5, United States Code, is amended—

20 (1) in paragraph (35)(B), by striking the semi-  
21 colon at the end and inserting “; and”;

22 (2) in paragraph (36), by striking “; and” at  
23 the end and inserting a period; and

24 (3) by striking paragraphs (37) and (38).

25 (e) APPLICATION.—

1           (1) IN GENERAL.—The amendments made by  
 2           this section shall apply on the first day of the first  
 3           pay period beginning after the date of enactment of  
 4           this Act.

5           (2) TREATMENT OF FORMER REVISED OR FUR-  
 6           THER REVISED ANNUITANTS.—Any individual who,  
 7           as of the date of enactment of this Act, was a re-  
 8           vised annuity employee or a further revised annuity  
 9           employee (but for the amendments made by this sec-  
 10          tion) shall be deemed to be an employee or Member  
 11          (as those terms are defined in section 8401 of title  
 12          5, United States Code) for purposes of chapter 84  
 13          of such title.

14 **SEC. 3. REPEAL OF FOREIGN SERVICE REVISED OR FUR-**  
 15 **THER REVISED ANNUITY PARTICIPANT CAT-**  
 16 **EGORIES.**

17          (a) REPEAL OF ANNUITANT CATEGORIES.—Section  
 18          856(a) of the Foreign Service Act of 1980 (22 U.S.C.  
 19          4071e(a)) is amended by striking paragraph (2) and in-  
 20          serting the following:

21          “(2) The applicable percentage for a participant  
 22          other than a revised annuity participant or a further re-  
 23          vised annuity participant shall be as follows:

|            |                                        |
|------------|----------------------------------------|
| “7.5 ..... | Before January 1, 1999.                |
| 7.75 ..... | January 1, 1999, to December 31, 1999. |
| 7.9 .....  | January 1, 2000, to December 31, 2000. |
| 7.55 ..... | After January 11, 2003.”.              |

1 (b) GOVERNMENT CONTRIBUTION.—Section 857 of  
2 the Foreign Service Act of 1980 (22 U.S.C. 4071f) is  
3 amended by striking subsection (c).

4 (c) CONFORMING AMENDMENTS.—Section 852 of  
5 such Act is amended (22 U.S.C. 4071a)—

6 (1) by striking paragraphs (7) and (8); and

7 (2) by redesignating paragraphs (9), (10), and  
8 (11) as paragraphs (7), (8), and (9), respectively.

9 (d) APPLICATION.—

10 (1) IN GENERAL.—The amendments made by  
11 this section shall apply on the first day of the first  
12 pay period beginning after the date of enactment of  
13 this Act.

14 (2) TREATMENT OF FORMER REVISED OR FUR-  
15 THER REVISED ANNUITANTS.—Any individual who,  
16 as of the date of enactment of this Act, was a re-  
17 vised annuity participant or a further revised annu-  
18 ity participant (but for the amendments made by  
19 this section) shall be deemed to be a participant (as  
20 that term is defined in section 852 of the Foreign  
21 Service Act of 1980 (22 U.S.C. 4071a)) for pur-  
22 poses of the Foreign Service pension system.

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