

**Editorial Notes**

## AMENDMENTS

1980—Subsec. (a). Pub. L. 96-513, §511(58)(A), substituted “National Oceanic and Atmospheric Administration” for “Environmental Science Services Administration”.

Subsecs. (b), (c). Pub. L. 96-513, §511(58)(B), redesignated subsec. (c) as (b).

1972—Pub. L. 92-425, §1(2)(C), struck out “reports to Congress” in section catchline.

Subsec. (a). Pub. L. 92-425, §1(2)(A), substituted “subchapter” for “chapter”.

Subsec. (b). Pub. L. 92-425, §1(2)(C), struck out subsec. (b) which required President to submit annual reports to Congress on administration of this chapter.

Subsec. (c). Pub. L. 92-425, §1(2)(A), substituted “subchapter” for “chapter”.

1966—Subsec. (a). Pub. L. 89-718 substituted “Environmental Science Services Administration” for “Coast and Geodetic Survey”.

1961—Subsec. (b). Pub. L. 87-381 required report to contain a detailed account, including an actuarial analysis, of cases in which relief is granted under sections 1436(b) and 1552 of this title, or any other statutory or administrative procedure.

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-513 effective Dec. 12, 1980, see section 701(b)(3) of Pub. L. 96-513, set out as a note under section 101 of this title.

## REPEALS

The directory language of, but not the amendment made by, Pub. L. 89-718, §8(a), Nov. 2, 1966, 80 Stat. 1117, cited as a credit to this section, was repealed by Pub. L. 97-295, §6(b), Oct. 12, 1982, 96 Stat. 1314.

**Executive Documents**

## TRANSFER OF FUNCTIONS

For transfer of functions of Public Health Service, see note set out under section 802 of this title.

**§ 1444a. Regulations regarding payment of annuity to a representative payee**

(a) The regulations prescribed pursuant to section 1444(a) of this title shall provide procedures for the payment of an annuity under this subchapter in the case of—

(1) a person for whom a guardian or other fiduciary has been appointed; and

(2) a minor, mentally incompetent, or otherwise legally disabled person for whom a guardian or other fiduciary has not been appointed.

(b) Those regulations may include the provisions set out in section 1455(d)(2) of this title.

(c) An annuity paid to a person on behalf of an annuitant in accordance with the regulations prescribed pursuant to subsection (a) discharges the obligation of the United States for payment to the annuitant of the amount of the annuity so paid.

(Added Pub. L. 102-190, div. A, title VI, §654(b)(1), Dec. 5, 1991, 105 Stat. 1390; amended Pub. L. 105-85, div. A, title X, §1073(a)(26), Nov. 18, 1997, 111 Stat. 1901.)

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## AMENDMENTS

1997—Subsec. (b). Pub. L. 105-85 substituted “section 1455(d)(2)” for “section 1455(c)”.

**§ 1445. Correction of administrative deficiencies**

Whenever he considers it necessary, the Secretary concerned may, under regulations prescribed under section 1444(a) of this title, correct any election, or any change or revocation of an election, under this subchapter when he considers it necessary to correct an administrative error. Except when procured by fraud, a correction under this section is final and conclusive on all officers of the United States.

(Added Pub. L. 87-381, §6(1), Oct. 4, 1961, 75 Stat. 811; amended Pub. L. 92-425, §1(2)(A), Sept. 21, 1972, 86 Stat. 706.)

**Editorial Notes**

## AMENDMENTS

1972—Pub. L. 92-425 substituted “subchapter” for “chapter”.

**§ 1446. Restriction on participation**

(a) Notwithstanding section 1441 of this title, if a person—

(1) has made an election under this subchapter; and

(2) is retired for physical disability before he completes 19 years of service for which he is entitled to credit in the computation of his basic pay;

and thereafter dies, his beneficiaries are not entitled to the annuities provided under this subchapter until they give proof to the department concerned that they are not eligible for benefits under chapter 11 or 13 of title 38. If the beneficiaries are not eligible for benefits under chapter 11 or 13 of title 38, the annuity shall begin on the first day of the month in which the death occurs.

(b) Whenever the beneficiaries on whose behalf the election was made are restricted, under subsection (a), from participating in the annuities provided under this subchapter, the amount withheld from the elector's retired or retainer pay as a result of an election under this subchapter shall be refunded to the beneficiaries, less the amount of any annuities paid under this subchapter, and in either case without interest.

(Added Pub. L. 87-381, §6(1), Oct. 4, 1961, 75 Stat. 811; amended Pub. L. 90-485, §1(8), Aug. 13, 1968, 82 Stat. 754; Pub. L. 92-425, §1(2)(A), Sept. 21, 1972, 86 Stat. 706.)

**Editorial Notes**

## AMENDMENTS

1972—Pub. L. 92-425 substituted “subchapter” for “chapter” wherever appearing.

1968—Subsec. (a)(2). Pub. L. 90-485 substituted “19” for “18”.

**Statutory Notes and Related Subsidiaries**

## EFFECTIVE DATE OF 1968 AMENDMENT

Amendment by Pub. L. 90-485 effective on first day of third calendar month following Aug. 13, 1968, see section 6 of Pub. L. 90-485, set out as a note under section 1431 of this title.

**SUBCHAPTER II—SURVIVOR BENEFIT PLAN**

## Sec.

## 1447. Definitions.