

104TH CONGRESS
1ST SESSION

H. R. 272

To amend title 5, United States Code, to provide civil service retirement credit to a Federal employee for any period of service performed with the American Red Cross abroad during a period of war.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 1995

Mr. JACOBS introduced the following bill; which was referred to the Committee on Government Reform and Oversight

A BILL

To amend title 5, United States Code, to provide civil service retirement credit to a Federal employee for any period of service performed with the American Red Cross abroad during a period of war.

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. CREDITABILITY OF SERVICE.**

4 (a) IN GENERAL.—Section 8332 of title 5, United
5 States Code, is amended by adding at the end the follow-
6 ing:

7 “(o) Any employee who, during a period of war as
8 defined by section 1101 of title 38, leaves such employee’s

1 position to serve with the American Red Cross abroad
2 shall, if such employee subsequently becomes employed or
3 reemployed in a position subject to this subchapter, be al-
4 lowed credit (as civilian service) for any such service
5 abroad during such period.”.

6 (b) DEDUCTIONS AND DEPOSITS.—Section
7 8334(g)(6) of title 5, United States Code, is amended by
8 striking “section 8332(l)” and inserting “subsection (l) or
9 (o) of section 8332”.

10 **SEC. 2. EFFECTIVE DATE; APPLICABILITY.**

11 (a) EFFECTIVE DATE.—This Act and the amend-
12 ments made by this Act shall take effect on the date of
13 the enactment of this Act.

14 (b) APPLICABILITY.—Subject to subsection (c), the
15 amendments made by this Act shall apply with respect to
16 annuities which commence before, on, or after the effective
17 date of this Act, except that no monetary benefit by reason
18 of such amendments shall accrue for any period before
19 such effective date.

20 (c) RECOMPUTATIONS.—

21 (1) APPLICATION REQUIREMENT.—An annuity
22 or survivor annuity based on the service of an em-
23 ployee who performed service described in section
24 8332(o) of title 5, United States Code, as added by
25 section 1, shall, upon application to the Office of

1 Personnel Management, be recomputed in accord-
2 ance with such section 8332(o).

3 (2) EFFECTIVE DATE OF RECOMPUTED ANNU-
4 ITY.—Any recomputation of an annuity under para-
5 graph (1) shall apply with respect to months begin-
6 ning more than 30 days after the date on which ap-
7 plication for such recomputation is received by the
8 Office.

9 (d) NOTIFICATION AND ASSISTANCE TO ELIGIBLE
10 INDIVIDUALS.—

11 (1) NOTIFICATION.—The Office of Personnel
12 Management shall take such action as may be nec-
13 essary and appropriate to inform individuals entitled
14 to have any service credited under section 8332(o)
15 of title 5, United States Code, as added by section
16 1, or to have any annuity recomputed under sub-
17 section (c), of their entitlement to such credit or re-
18 computation.

19 (2) ASSISTANCE BY OPM.—The Office shall, on
20 request, assist any individual referred to in para-
21 graph (1) in obtaining from any department, agency,
22 or other instrumentality of the United States such
23 information possessed by such instrumentality as
24 may be necessary to verify the entitlement of such
25 individual to have any service credited under such

1 section 8332(o) or to have any annuity recomputed
2 under subsection (c).

3 (3) ASSISTANCE BY OTHER AGENCIES.—Any
4 department, agency, or other instrumentality of the
5 United States which possesses any information with
6 respect to any service performed by any individual
7 as described in such section 8332(o) shall, at the re-
8 quest of the Office, furnish such information to the
9 Office.

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