

106TH CONGRESS  
1ST SESSION

# S. 1883

To amend title 5, United States Code, to eliminate an inequity in the applicability of early retirement eligibility requirements to military reserve technicians.

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## IN THE SENATE OF THE UNITED STATES

NOVEMBER 8, 1999

Mr. BINGAMAN introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To amend title 5, United States Code, to eliminate an inequity in the applicability of early retirement eligibility requirements to military reserve technicians.

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. EQUITABLE APPLICATION OF EARLY RETIRE-**  
4 **MENT ELIGIBILITY REQUIREMENTS TO MILI-**  
5 **TARY RESERVE TECHNICIANS.**

6 (a) **TECHNICIANS COVERED BY FERS.**—Paragraph  
7 (1) of section 8414(c) of title 5, United States Code, is  
8 amended by striking “after becoming 50 years of age and  
9 completing 25 years of service” and inserting “after com-

1 pleting 25 years of service or after becoming 50 years of  
 2 age and completing 20 years of service”.

3 (b) TECHNICIANS COVERED BY CSRS.—Section  
 4 8336 of title 5, United States Code, is amended by adding  
 5 at the end the following new subsection:

6 “(p) Section 8414(c) of this title applies—

7 “(1) under paragraph (1) of such section to a  
 8 military reserve technician described in that para-  
 9 graph for purposes of determining entitlement to an  
 10 annuity under this subchapter; and

11 “(2) under paragraph (2) of such section to a  
 12 military technician (dual status) described in that  
 13 paragraph for purposes of determining entitlement  
 14 to an annuity under this subchapter.”.

15 (c) TECHNICAL AMENDMENT.—Section 1109(a)(2)  
 16 of Public Law 105–261 (112 Stat. 2143) is amended by  
 17 striking “adding at the end” and inserting “inserting after  
 18 subsection (n)”.

19 (d) APPLICABILITY.—Subsection (c) of section 8414  
 20 of such title (as amended by subsection (a)), and sub-  
 21 section (p) of section 8336 of title 5, United States Code  
 22 (as added by subsection (b)), shall apply according to the  
 23 provisions thereof with respect to separations from service

- 1 referred to in such subsections that occur on or after Octo-
- 2 ber 5, 1999.

