

**AN ACT**

To amend title 5, United States Code, to provide for travel and transportation expenses for the family of a career appointee in the Senior Executive Service who dies after transferring in the interest of the Government to an official duty station and who was eligible for an annuity at the time of death, 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. TRAVEL AND TRANSPORTATION EXPENSES**  
4                   **FOR FAMILY MEMBERS OF CAREER AP-**  
5                   **POINTEES.**

6       Paragraph (3) of section 5724(a) of title 5, United  
7       States Code, is amended to read as follows:

1               “(3) upon the separation (or death in service)  
2       of a career appointee, as defined in section  
3       3132(a)(4) of this title, the travel expenses of that  
4       individual (if applicable), the transportation ex-  
5       penses of the immediate family of such individual,  
6       and the expenses of moving (including transporting,  
7       packing, crating, temporarily storing, draying, and  
8       unpacking) the household goods of such individual  
9       and personal effects not in excess of eighteen thou-  
10      sand pounds net weight, to the place where the indi-  
11      vidual will reside (or, in the case of a career ap-  
12      pointee who dies in service or who dies after separat-  
13      ing but before the travel, transportation, and moving  
14      is completed, to the place where the family will re-  
15      side) within the United States, its territories or pos-  
16      sessions, the Commonwealth of Puerto Rico, or the  
17      areas and installations in the Republic of Panama  
18      made available to the United States pursuant to the  
19      Panama Canal Treaty of 1977 and related agree-  
20      ments, as described in section 3(a) of the Panama  
21      Canal Act of 1979, if such individual—

22               “(A) during or after the five years preced-  
23       ing eligibility to receive an annuity under sub-  
24       chapter III of chapter 83, or of chapter 84 of  
25       this title, has been transferred in the interest of

1           the Government from one official station to an-  
2           other for permanent duty as a career appointee  
3           in the Senior Executive Service or as a director  
4           under section 4103(a)(8) of title 38 (as in ef-  
5           fect on November 17, 1988); and

6           “(B) is eligible to receive an annuity upon  
7           such separation (or, in the case of death in  
8           service, met the requirements for being consid-  
9           ered eligible to receive an annuity, as of date of  
10           death) under the provisions of subchapter III of  
11           chapter 83 or chapter 84 of this title.”.

12 **SEC. 2. EFFECTIVE DATE.**

13           (a) IN GENERAL.—This Act and the amendment  
14 made by this Act shall take effect on October 1, 1994,  
15 or, if later, the date of the enactment of this Act.

16           (b) SPECIAL RULE.—

17           (1) IN GENERAL.—Under regulations prescribed  
18 by the President or his designee, an agency shall, as  
19 appropriate, pay or make reimbursement for any  
20 moving expenses which would be payable under the  
21 provisions of section 5724(a)(3) of title 5, United  
22 States Code, as amended by section 1 (but which  
23 would not have been payable under such provisions,  
24 as last in effect before being so amended).

5 (i) before separating from Govern-  
6 ment service; and

10 (B) those incurred, in the case of an individual who would have met the requirements for  
11 being considered a director under section  
12 4103(a)(8) of title 38, United States Code (as  
13 in effect on November 17, 1988), with respect  
14 to a move that occurred during the period begin-  
15 ning on October 1, 1992, and ending on the  
16 effective date of this Act.  
17

1       months after date on which the regulations referred  
2       to in paragraph (1) take effect.

Passed the House of Representatives July 12, 1994.

Attest:

*Clerk.*

103D CONGRESS  
2D SESSION

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# **H. R. 4549**

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