

103^D CONGRESS
1ST SESSION

S. 210

To provide for cost-of-living adjustments for pay and retirement benefits for Members of Congress and certain senior Federal officials to be limited by the amount of social security cost-of-living adjustments, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 26 (legislative day, JANUARY 5), 1993

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

A BILL

To provide for cost-of-living adjustments for pay and retirement benefits for Members of Congress and certain senior Federal officials to be limited by the amount of social security cost-of-living adjustments, 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,*

1 **SECTION 1. LIMITATION OF COST-OF-LIVING ADJUST-**
2 **MENTS FOR PAY FOR MEMBERS OF CON-**
3 **GRESS AND CERTAIN SENIOR FEDERAL OFFI-**
4 **CIALS**

5 (a) MEMBERS OF CONGRESS.—Section 601(a)(2) of
6 the Legislative Reorganization Act of 1946 (2 U.S.C.
7 31(2)) is amended to read as follows:

8 “(2)(A) Subject to subparagraphs (B) and (C)
9 effective at the beginning of the first applicable pay
10 period commencing on or after the first day of the
11 month in which an adjustment takes effect under
12 section 5303 of title 5, United States Code, in the
13 rates of pay under the General Schedule, each an-
14 nual rate referred to in paragraph (1) shall be ad-
15 justed by an amount, rounded to the nearest mul-
16 tiple of \$100 (or if midway between multiples of
17 \$100, to the next higher multiple of \$100), equal to
18 the lesser of—

19 “(i) the percentage of such annual rate
20 which corresponds to the most recent percent-
21 age change in the ECI (relative to the date de-
22 scribed in subparagraph (B)), as determined
23 under section 704(a)(1) of the Ethics Reform
24 Act of 1989; or

25 “(ii) the maximum percentage increase de-
26 termined under section 215(i) of the Social Se-

1 curity Act (42 U.S.C. 459(i)) for the applicable
2 year.

3 “(B) The appropriate date referred to in sub-
4 paragraph (A) is the first day of the fiscal year in
5 which such adjustment in the rates of pay under the
6 General Schedule takes effect.

7 “(C) The first adjustment under this section
8 shall become effective in the calendar year beginning
9 on January 1, 1995, and all other adjustments shall
10 take effect in every 2 calendar years thereafter. All
11 adjustments shall be based upon the year preceding
12 the adjustment.”.

13 (b) EXECUTIVE SCHEDULE OFFICERS.—Section
14 5318 of title 5, United States Code, is amended to read
15 as follows:

16 **“§ 5318. Adjustments in rates of pay**

17 “(a) Effective at the beginning of the first applicable
18 pay period commencing on or after the first day of the
19 month in which an adjustment takes effect under section
20 5303 of this title in the rates of pay under the General
21 Schedule, the annual rate of pay for positions at each level
22 of the Executive Schedule shall be adjusted by an amount,
23 rounded to the nearest multiple of \$100 (or if midway be-
24 tween multiples of \$100, to the next higher multiple of
25 \$100), equal to the lesser of—

1 “(1) the percentage of such annual rate of pay
 2 which corresponds to the most recent percentage
 3 change in the ECI (relative to the date described in
 4 subsection (b)), as determined under section
 5 704(a)(1) of the Ethics Reform Act of 1989; or

6 “(2) the maximum percentage increase deter-
 7 mined under section 215(i) of the Social Security
 8 Act (42 U.S.C. 459(i)) for the applicable year.

9 “(b) The appropriate date referred to under sub-
 10 section (a) is the first day of the fiscal year in which such
 11 adjustment in the rates of pay under the General Schedule
 12 takes effect.”.

13 (c) VICE PRESIDENT.—Section 104 of title 3, United
 14 States Code, is amended to read as follows:

15 **“§ 104. Salary of the Vice President**

16 “(a) The per annum rate of salary of the Vice Presi-
 17 dent of the United States shall be the rate determined for
 18 such position under section 225 of the Federal Salary Act
 19 of 1967 (2 U.S.C. 351 et seq.) as adjusted by this section.
 20 Effective at the beginning of the first applicable pay pe-
 21 riod commencing on or after the first day of the month
 22 in which an adjustment takes effect under section 5303
 23 of title 5 in the rates of pay under the General Schedule,
 24 the salary of the Vice President shall be adjusted by an
 25 amount, rounded to the nearest multiple of \$100 (or if

1 midway between multiples of \$100, to the next higher mul-
 2 tiple of \$100), equal to the lesser of—

3 “(1) the percentage of such annual rate of pay
 4 which corresponds to the most recent percentage
 5 change in the ECI (relative to the date described in
 6 subsection (b)), as determined under section
 7 704(a)(1) of the Ethics Reform Act of 1989; or

8 “(2) the maximum percentage increase deter-
 9 mined under section 215(i) of the Social Security
 10 Act (42 U.S.C. 459(i)) for the applicable year.

11 “(b) The appropriate date referred to under sub-
 12 section (a) is the first day of the fiscal year in which such
 13 adjustment in the rates of pay under the General Schedule
 14 takes effect.”.

15 **SEC. 2. LIMITATION ON COST-OF-LIVING ADJUSTMENTS**
 16 **FOR FEDERAL ANNUITIES FOR MEMBERS OF**
 17 **CONGRESS AND CERTAIN SENIOR FEDERAL**
 18 **OFFICIALS**

19 (a) CIVIL SERVICE RETIREMENT SYSTEM.—Section
 20 8340 of title 5, United States Code, is amended by adding
 21 at the end thereof the following new subsection:

22 “(h) Notwithstanding any other provision of this sec-
 23 tion, the adjustment under this section for an annuity
 24 which is based on creditable service, any part of which is

1 service as a Member or service in a position under the
 2 Executive Schedule, shall be the lesser of—

3 “(1) the percentage adjustment which would be
 4 applicable under this section if the provisions of this
 5 subsection had not been enacted; or

6 “(2) the maximum percentage increase deter-
 7 mined under section 215(i) of the Social Security
 8 Act (42 U.S.C. 459(i)) for the applicable year.”.

9 (b) FEDERAL EMPLOYEES’ RETIREMENT SYSTEM.—
 10 Section 8462 of title 5, United States Code, is amended
 11 by adding at the end thereof the following new subsection:

12 “(f) Notwithstanding any other provision of this sec-
 13 tion, the adjustment under this section for an annuity
 14 which is based on creditable service, any part of which is
 15 service as a Member or service in a position under the
 16 Executive Schedule, shall be the lesser of—

17 “(1) the percentage adjustment which would be
 18 applicable under this section if the provisions of this
 19 subsection had not been enacted; or

20 “(2) the maximum percentage increase deter-
 21 mined under section 215(i) of the Social Security
 22 Act (42 U.S.C. 459(i)) for the applicable year.”.

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