

107TH CONGRESS
1ST SESSION

S. 155

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

IN THE SENATE OF THE UNITED STATES

JANUARY 23, 2001

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

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(e) 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) APPLICABILITY.—Subsection (c) of section 8414
16 of title 5, United States Code (as amended by subsection
17 (a)), and subsection (p) of section 8336 of such title (as
18 added by subsection (b)), shall apply according to the pro-
19 visions thereof with respect to separations from service re-
20 ferred to in such subsections that occur on or after Octo-
21 ber 5, 1999.

