

118TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To exclude locality adjustments from average pay for purposes of computing the amount of retirement annuities of new employees.

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IN THE SENATE OF THE UNITED STATES

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Mr. CASSIDY introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To exclude locality adjustments from average pay for purposes of computing the amount of retirement annuities of new employees.

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. SHORT TITLE.**

4 This Act may be cited as the “Federal Employee Lo-  
5 cality Accountability in Retirement Act”

6 **SEC. 2. EXCLUSION OF LOCALITY ADJUSTMENTS FROM RE-**  
7 **TIREMENT ANNUITIES.**

8 Section 8401 of title 5, United States Code, is  
9 amended—

1           (1) in paragraph (3), by inserting “, which for  
2           a revised average pay employee shall exclude any lo-  
3           cality-based comparability payments under section  
4           5304 or 5304a,” after “rates of basic pay”;

5           (2) in paragraph (38)(B), by striking “and” at  
6           the end;

7           (3) in paragraph (39), by striking the period at  
8           the end and inserting “; and”; and

9           (4) by adding at the end the following:

10           “(40) the term ‘revised average pay employee’  
11           means an individual who—

12                   “(A) on the date of enactment of this  
13           paragraph—

14                           “(i) is not an employee or Member  
15                           covered under this chapter;

16                           “(ii) is not performing civilian service  
17                           which is creditable service under section  
18                           8411; and

19                           “(iii) has not performed any civilian  
20                           service which is creditable service under  
21                           section 8411; and

22                   “(B) after the date of enactment of this  
23           paragraph, becomes employed as an employee  
24           or becomes a Member covered under this chap-

1           ter performing service which is creditable serv-  
2           ice under section 8411.”.