

119TH CONGRESS  
1ST 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. EXCLUSION OF LOCALITY ADJUSTMENTS FROM**  
4 **RETIREMENT ANNUITIES.**

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

7 (1) in paragraph (3), by inserting “, which for  
8 a revised average pay employee shall exclude any lo-  
9 cality-based comparability payments under section  
10 5304 or 5304a,” after “rates of basic pay”;

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

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

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

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

8           “(A) on the date of enactment of this  
9 paragraph—

10           “(i) is not an employee or Member  
11 covered under this chapter;

12           “(ii) is not performing civilian service  
13 which is creditable service under section  
14 8411; and

15           “(iii) has not performed any civilian  
16 service which is creditable service under  
17 section 8411; and

18           “(B) after the date of enactment of this  
19 paragraph, becomes employed as an employee  
20 or becomes a Member covered under this chap-  
21 ter performing service which is creditable serv-  
22 ice under section 8411.”.