

103^D CONGRESS
1ST SESSION

H. R. 891

To permit certain Federal employees who retired or became entitled to receive compensation for work injury before December 9, 1980, to elect to resume coverage under the Federal employees' group life insurance program.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 16, 1993

Mr. FRANK of Massachusetts introduced the following bill; which was referred to the Committee on Post Office and Civil Service

A BILL

To permit certain Federal employees who retired or became entitled to receive compensation for work injury before December 9, 1980, to elect to resume coverage under the Federal employees' group life insurance program.

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. EXTENSION OF OPTION TO EMPLOYEES WHO**
4 **RETIRED OR WERE INJURED BEFORE DE-**
5 **CEMBER 9, 1980.**

6 (a) IN GENERAL.—(1) Section 10(c) of the Federal
7 Employees' Group Life Insurance Act of 1980 (5 U.S.C.

1 8701 note) is amended by inserting “before,” immediately
2 before “on or after”.

3 (2) The amendment made by paragraph (1) shall
4 have no effect in the case of any individual—

5 (A) whose date of death is on or before the ef-
6 fective date of the applicable regulations prescribed
7 under section 2;

8 (B) whose eligibility to make an election under
9 section 8706(b) of title 5, United States Code, would
10 be based on such individual’s having retired on an
11 immediate annuity, if payment of such annuity is
12 terminated under the applicable provisions of chap-
13 ter 83 or 84 of such title on or before the effective
14 date referred to in subparagraph (A); or

15 (C) whose eligibility to make an election re-
16 ferred to in subparagraph (B) would be based on
17 such individual’s having been entitled to receive com-
18 pensation under subchapter I of chapter 81 of such
19 title because of disease or injury to such individual,
20 if such individual is no longer so entitled as of the
21 effective date referred to in subparagraph (A).

22 (b) OTHER ELECTION.—Notwithstanding any other
23 provision of law, any individual who is eligible to make
24 an election under section 8706(b) of title 5, United States
25 Code, as a result of the enactment of subsection (a) is

1 also eligible to make an election under section 8714a,
2 8714b, or 8714c of such title, without regard to the date
3 on which such individual retired or became entitled to re-
4 ceive compensation under subchapter I of chapter 81 of
5 such title.

6 **SEC. 2. PROCEDURES.**

7 (a) PROCEDURES FOR MAKING AN ELECTION.—An
8 election under chapter 87 of title 5, United States Code,
9 authorized by section 1 shall be made in such manner and
10 under such conditions as the Office of Personnel Manage-
11 ment shall by regulation prescribe, except that under the
12 regulations, such an election shall not be effective unless—

13 (1) the election, complete with any supporting
14 records or other required documentation, is made
15 before the expiration of the 365-day period begin-
16 ning on the effective date of the regulations pre-
17 scribed under this section; and

18 (2) adequate arrangements are made for pay-
19 ment to the Employees' Life Insurance Fund (under
20 section 8714 of such title) of an amount equal to the
21 aggregate amount of any deductions and
22 withholdings which would have been required under
23 the applicable provisions of such chapter if the elec-
24 tion had been made at the time of the individual's
25 retirement or becoming entitled to receive compensa-

1 tion under subchapter I of chapter 81 of such title,
2 as the case may be.

3 (b) RETROACTIVE EFFECT.—An election made in ac-
4 cordance with the regulations prescribed under this section
5 shall, for purposes of chapter 87 of title 5, United States
6 Code, be treated as if such election had been made at the
7 time of the individual's retirement or becoming entitled
8 to receive compensation under subchapter I of chapter 81
9 of such title, as the case may be.

10 (c) NOTIFICATION REQUIREMENT.—The Office shall
11 provide written notification to any individual who, as a
12 result of the enactment of this Act, becomes eligible to
13 make an election under section 8706(b) of title 5, United
14 States Code. Such notification shall inform the individual
15 of his or her eligibility for life insurance, terms and condi-
16 tions of coverage, procedures for making an election (in-
17 cluding any deadlines), and any other matter which the
18 Office considers appropriate.

19 (d) EFFECTIVE DATE OF REGULATIONS.—The regu-
20 lations prescribed under this section shall become effective
21 on such date as the Office of Personnel Management pre-
22 scribes, but not later than 90 days after the date of the
23 enactment of this Act.

24 (e) DUTIES OF THE SECRETARY OF AGRICULTURE.—
25 The Secretary of Agriculture shall prescribe regulations

1 to effect the application and operation of this Act with
2 respect to individuals under section 8701(a)(8) of title 5,
3 United States Code.

○