Sec.

# EFFECTIVE DATE OF 1988 AMENDMENT

Pub. L. 100-238, title I, §111(b), Jan. 8, 1988, 101 Stat. 1750, provided that: "The amendments made by subsection (a) [amending this section] shall be effective as of March 31, 1987. Any refund which becomes payable as a result of the preceding sentence shall, to the extent that such refund involves an individual's contributions to the Thrift Savings Fund (established under section 8437 of title 5, United States Code), be adjusted to reflect any earnings attributable thereto.'

### EFFECTIVE DATE

Section effective Jan. 1, 1987, see section 702(a) of Pub. L. 99-335, set out as a note under section 8401 of this title.

# PERIOD WHEN ELECTION MAY FIRST BE MADE

Pub. L. 99-335, title II, §206(b), June 6, 1986, 100 Stat. 594, as amended by Pub. L. 99–509, title VI,  $6001(b),\,Oct.$ 21, 1986, 100 Stat. 1930, provided that an election could first be made by a Federal employee or a Member of Congress under 5 U.S.C.  $8351\ (a)(2)$  during an election period prescribed by Executive Director of Federal Retirement Thrift Investment Board to begin on Apr. 1, 1987, with such election to take effect on first day of employee's or Member's first pay period which began on or after the date of the election. The maximum amount that an employee or Member could elect to contribute during any pay period which began on or after Apr. 1, 1987, and before Oct. 1, 1987, was an amount equal to 7.5 percent of the individual's basic pay for that period.

# **CHAPTER 84—FEDERAL EMPLOYEES' RETIREMENT SYSTEM**

SUBCHAPTER I—GENERAL PROVISIONS

8401. Definitions.

Sec.

Page 967

- Federal Employees' Retirement System; ex-8402. clusions.
- 8403. Relationship to the Social Security Act. SUBCHAPTER II—BASIC ANNUITY

- Eligibility for annuity. 8410 Creditable service. 8411.
- Immediate retirement. 8412.
- 8412a. Phased retirement.
- 8413. Deferred retirement.
- 8414. Early retirement.
- 8415. Computation of basic annuity.
- 8416. Survivor reduction for a current spouse.
- 8417. Survivor reduction for a former spouse.
- 8418. Survivor elections; deposit; offsets.
- 8419. Survivor reductions; computation.
- 8420. Insurable interest reductions.
- 8420a. Alternative forms of annuities.
- 8421. Annuity supplement.
- Reductions on account of earnings from work 8421a. performed while entitled to an annuity supplement.
- 8422. Deductions from pay; contributions for other service; deposits.
- 8423. Government contributions.
- Lump-sum benefits; designation of bene-8424. ficiary; order of precedence. 8425. Mandatory separation.

# SUBCHAPTER III-THRIFT SAVINGS PLAN

- 8431. Certain transfers to be treated as a separation.
- 8432. Contributions.
- 8432a. Payment of lost earnings.
- 8432b. Contributions of persons who perform military service.
- Contributions of certain persons reemployed 8432c. after service with international organizations

- 8432d. Qualified Roth contribution program.
- 8433. Benefits and election of benefits.
- Annuities: methods of payment; election; pur-8434 chase.
- 8435 Protections for spouses and former spouses.
- 8436. Administrative provisions.
- 8437. Thrift Savings Fund.
- Investment of Thrift Savings Fund. 8438.
- Accounting and information. 8439. 8440.
  - Tax treatment of the Thrift Savings Fund.
- 8440a. Justices and judges. 8440b. Bankruptcy judges and magistrate judges.
- 8440c. Court of Federal Claims judges.
- 8440d. Judges of the United States Court of Appeals
- for Veterans Claims.
- Members of the uniformed services. 8440e
- 8440f. Maximum percentage allowable for certain participants.

# SUBCHAPTER IV—SURVIVOR ANNUITIES

- 8441. Definitions.
- Rights of a widow or widower. 8442
- 8443. Rights of a child.
- 8444. Rights of a named individual with an insurable interest.

### 8445. Rights of a former spouse.

- SUBCHAPTER V—DISABILITY BENEFITS
- 8451. Disability retirement.
- 8452. Computation of disability annuity.
- 8453. Application.
- 8454. Medical examination.
- 8455. Recovery; restoration of earning capacity.
- 8456 Military reserve technicians. SUBCHAPTER VI-GENERAL AND ADMINISTRATIVE PROVISIONS
- 8461. Authority of the Office of Personnel Manage-
- ment. 8462. Cost-of-living adjustments.
- 8463. Rate of benefits.
- 8464. Commencement and termination of annuities of employees and Members.
- 8464a. Relationship between annuity and workers' compensation.
- Waiver, allotment, and assignment of bene-8465. fits.
- Application for benefits. 8466
- 8467. Court orders.
- 8468 Annuities and pay on reemployment.
- Withholding of State income taxes. 8469.
- 8470. Exemption from legal process; recovery of payments.
  - SUBCHAPTER VII—FEDERAL RETIREMENT THRIFT INVESTMENT MANAGEMENT SYSTEM
- 8471. Definitions.
- Federal Retirement Thrift Investment Board. 8472.
- 8473. Employee Thrift Advisory Council.
- 8474. Executive Director.
- 8475 Investment policies.
- Administrative provisions. 8476
- Fiduciary responsibilities; liability and pen-8477. alties.
- Bonding. 8478.
- 8478a. Investigative authority.
- Exculpatory provisions; insurance. 8479. 8480.
  - Subpoena authority.

### AMENDMENTS

2012-Pub. L. 112-141, div. F. title I. §100121(b)(2), July 6, 2012, 126 Stat. 914, added item 8412a.

2009—Pub. L. 111-84, div. A, title XIX, §1904(b)(3)(B), Oct. 28, 2009, 123 Stat. 2617, added item 8422 and struck out former item 8422 "Deductions from pay; contribu-tions for other service".

Pub. L. 111-31, div. B, title I, §§103(b), 107(b), June 22, 2009, 123 Stat. 1854, 1856, added items 8432d and 8480.

2001—Pub. L. 107–107, div. A, title XI, 1132(b)(2)(C), Dec. 28, 2001, 115 Stat. 1244, substituted "other service" for "military service" in item 8422.