

**AMENDMENT TO H.R. 2701, AS REPORTED
OFFERED BY MS. GIFFORDS OF ARIZONA**

At the end of subtitle C of title IV, add the following
new section:

1 **SEC. 429. EXTENDING AND REVISING THE AUTHORITY OF**
2 **THE FEDERAL BUREAU OF INVESTIGATION**
3 **TO WAIVE MANDATORY RETIREMENT PROVI-**
4 **SIONS.**

5 (a) CIVIL SERVICE RETIREMENT SYSTEM.—Sub-
6 section (b) of section 8335 of title 5, United States Code,
7 is amended—

8 (1) in the paragraph (2) enacted by section
9 112(a)(2) of the Department of Justice Appropria-
10 tions Act, 2005 (title I of division B of Public Law
11 108–447; 118 Stat. 2868)—

12 (A) by striking “employees of the Federal
13 Bureau of Investigation” and inserting “an em-
14 ployee of the Federal Bureau of Investigation
15 serving in a position that the Director of the
16 Federal Bureau of Investigation determines is
17 critical to the protection of national security”;
18 and

1 (B) by striking “2009” and inserting
2 “2011”; and

3 (2) by striking the paragraph (2) enacted by
4 section 2005(a)(2) of the Intelligence Reform and
5 Terrorism Prevention Act of 2004 (Public Law 108–
6 458; 118 Stat. 3704).

7 (b) FEDERAL EMPLOYEES’ RETIREMENT SYSTEM.—
8 Subsection (b) of section 8425 of title 5, United States
9 Code, is amended—

10 (1) in the paragraph (2) enacted by section
11 112(b)(2) of the Department of Justice Appropria-
12 tions Act, 2005 (title I of division B of Public Law
13 108–447; 118 Stat. 2868)—

14 (A) by striking “employees of the Federal
15 Bureau of Investigation” and inserting “an em-
16 ployee of the Federal Bureau of Investigation
17 serving in a position that the Director of the
18 Federal Bureau of Investigation determines is
19 critical to the protection of national security”;
20 and

21 (B) by striking “2009” and inserting
22 “2011”; and

23 (2) by striking the paragraph (2) enacted by
24 section 2005(b)(2) of the Intelligence Reform and

1 Terrorism Prevention Act of 2004 (Public Law 108-
2 458; 118 Stat. 3704).

