

114TH CONGRESS
1ST SESSION

S. 380

To amend the Internal Revenue Code of 1986 to provide an exemption from the tax on early distributions for certain Bureau of Prisons correctional officers who retire before age 55, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 5, 2015

Mr. TOOMEY (for himself and Mr. BENNET) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To amend the Internal Revenue Code of 1986 to provide an exemption from the tax on early distributions for certain Bureau of Prisons correctional officers who retire before age 55, and for other purposes.

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 “Correctional Officer
5 Fairness Act of 2015”.

1 **SEC. 2. EXEMPTION FROM TAX ON EARLY DISTRIBUTIONS.**

2 (a) IN GENERAL.—Subsection (t) of section 72 of the
3 Internal Revenue Code of 1986 is amended by adding at
4 the end the following new paragraph:

5 “(11) DISTRIBUTIONS TO QUALIFIED FEDERAL
6 CORRECTIONAL OFFICERS FROM THE THRIFT SAV-
7 INGS FUND.—

8 “(A) IN GENERAL.—In the case of a dis-
9 tribution to a qualified Federal correctional of-
10 ficer from the Thrift Savings Fund established
11 under section 8437 of title 5, United States
12 Code, paragraph (2)(A)(v) of this subsection
13 shall be applied by substituting ‘age 50 (or, if
14 earlier, the age at which the employee has com-
15 pleted 25 years of creditable service)’ for ‘age
16 55’.

17 “(B) QUALIFIED FEDERAL CORRECTIONAL
18 OFFICER.—For purposes of this paragraph, the
19 term ‘qualified Federal correctional officer’
20 means an individual—

21 “(i) who is employed by the Federal
22 Bureau of Prisons as a correctional officer,
23 and

24 “(ii) who has completed 20 years of
25 creditable service.

1 “(C) CREDITABLE SERVICE.—For pur-
2 poses of this paragraph, the term ‘creditable
3 service’ means creditable service under section
4 8332 or 8411 of title 5, United States Code.”.

5 (b) EFFECTIVE DATE.—The amendment made by
6 this section shall apply to distributions made after Decem-
7 ber 31, 2015.

○