

S 1304

Pension Benefits Protection Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Labor and Employment

Introduced: Jun 23, 2005

Current Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Latest Action: Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (Jun 23, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/1304>

Sponsor

Name: Sen. Harkin, Tom [D-IA]

Party: Democratic • State: IA • Chamber: Senate

Cosponsors (6 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Boxer, Barbara [D-CA]	D · CA		Jun 23, 2005
Sen. Dayton, Mark [D-MN]	D · MN		Jun 23, 2005
Sen. Durbin, Richard J. [D-IL]	D · IL		Jun 23, 2005
Sen. Feingold, Russell D. [D-WI]	D · WI		Jun 23, 2005
Sen. Kennedy, Edward M. [D-MA]	D · MA		Jun 23, 2005
Sen. Lautenberg, Frank R. [D-NJ]	D · NJ		Jul 27, 2005

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Jun 23, 2005

Subjects & Policy Tags

Policy Area:

Labor and Employment

Related Bills

No related bills are listed.

Pension Benefits Protection Act of 2005 - Amends the Employee Retirement Income Security Act of 1974 (ERISA) and the Internal Revenue Code with respect to pension benefits of employees in defined benefit plans.

Directs the Secretary of the Treasury to apply Code provisions regarding continued accrual of benefits beyond normal retirement age under a defined benefit plan, which prohibit certain discrimination based on age, without regard to the portion of the preamble to a specified Treasury Decision which relates to allocation of interest adjustments through normal retirement age under a cash balance plan.

Prohibits forced conversions of certain defined benefit plan participants to cash balance plans, and other such plans that are hybrids of defined benefit and defined contribution plans, by plan amendments which: (1) change the way the accrued benefit to participants or beneficiaries are expressed; and (2) reduce the rate of future benefit accrual of one or more participants. Requires employers, at the time such amendment takes effect, to provide employees who have attained 40 years of age or 10 years of service with certain notices and an election upon retirement to receive benefits as determined either under the plan in effect at time of retirement or under the plan in effect immediately before the plan amendment.

Sets forth a formula to determine when a plan amendment adopted by a large (100 or more participants) defined benefit plan shall be treated as wearing away accrued benefits.

Actions Timeline

- **Jun 23, 2005:** Introduced in Senate
- **Jun 23, 2005:** Sponsor introductory remarks on measure. (CR S7312-7313)
- **Jun 23, 2005:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.