

118TH CONGRESS
1ST SESSION

H. R. 5669

To provide that employees of tribally controlled schools are eligible to receive a pension under the Federal Employees Retirement System and to participate in the Thrift Savings Plan, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 21, 2023

Mr. VASQUEZ (for himself, Mr. JOHNSON of South Dakota, Mr. COLE, and Mr. GOLDEN of Maine) introduced the following bill; which was referred to the Committee on Oversight and Accountability

A BILL

To provide that employees of tribally controlled schools are eligible to receive a pension under the Federal Employees Retirement System and to participate in the Thrift Savings Plan, 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 “Parity for Tribal Edu-
5 cators Act”.

6 **SEC. 2. FERS PENSION AND TSP ELIGIBILITY FOR EMPLOY-**
7 **EES OF TRIBALLY CONTROLLED SCHOOLS.**

8 (a) FERS PENSION AND TSP ELIGIBILITY.—

1 (1) IN GENERAL.—A covered employee shall be
2 deemed to be an employee (as that term is defined
3 in section 8401 of title 5, United States Code) for
4 purposes of subchapters II and III of chapter 84 of
5 such title.

6 (2) GOVERNMENT CONTRIBUTIONS.—The Bu-
7 reau of Indian Affairs shall pay the Government
8 contributions under sections 8423 and 8432 of such
9 title for the purposes of carrying out paragraph (1).

10 (b) COVERED EMPLOYEE DEFINED.—In this section,
11 the term “covered employee” means any employee of a
12 tribally controlled school (as defined in section 5212 of
13 the Tribally Controlled Schools Act of 1988 (25 U.S.C.
14 2512)) that operates under—

15 (1) a contract under the Indian Self-Determina-
16 tion and Education Assistance Act (25 U.S.C. 5301
17 et seq.); or

18 (2) a grant under the Tribally Controlled
19 Schools Act of 1988 (25 U.S.C. 2501 et seq.).

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