

118TH CONGRESS  
1ST SESSION

# H. R. 1442

To amend title 5, United States Code, to provide for the forfeiture of certain Federal retirement benefits for Federal employees convicted of making false statements before Congress, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 8, 2023

Mr. CARL introduced the following bill; which was referred to the Committee on Oversight and Accountability

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## A BILL

To amend title 5, United States Code, to provide for the forfeiture of certain Federal retirement benefits for Federal employees convicted of making false statements before Congress, 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 “No Pensions for Lying  
5 Bureaucrats Act”.

1 **SEC. 2. FORFEITURE OF FEDERAL RETIREMENT BENEFITS**  
2 **FOR FEDERAL EMPLOYEES CONVICTED OF**  
3 **MAKING FALSE STATEMENTS BEFORE CON-**  
4 **GRESS.**

5 (a) FORFEITURE.—

6 (1) IN GENERAL.—Section 8312 of title 5,  
7 United States Code, is amended—

8 (A) in subsection (a)—

9 (i) by striking “or” at the end of  
10 paragraph (1), by striking the period at  
11 the end of paragraph (2) and inserting “;  
12 or”, and by adding after paragraph (2) the  
13 following:

14 “(3) was convicted, on or after the date of the  
15 enactment of this paragraph, of an offense described  
16 in subsection (e), to the extent provided by that sub-  
17 section.”; and

18 (ii) in the matter following paragraph  
19 (3) (as added by subparagraph (A) of this  
20 subsection), by striking “and” at the end  
21 of subparagraph (A), by striking the period  
22 at the end of subparagraph (B) and insert-  
23 ing “; and”, and by adding after subpara-  
24 graph (B) the following:

1           “(C) with respect to an offense described in  
2           subsection (e), to the period after the date of convic-  
3           tion.”; and

4                       (B) by adding at the end the following:

5           “(e)(1) An offense to which subsection (a)(3) applies  
6           is any offense within the purview of section 1001 (relating  
7           to false statements) of title 18, but only if every act or  
8           omission of the individual that is needed to satisfy the ele-  
9           ments of the offense—

10                   “(A) is committed after the date of enactment  
11           of this subsection;

12                   “(B) directly relates to the performance of the  
13           individual’s official duties as an employee; and

14                   “(C) is committed while giving testimony before  
15           a committee of Congress.

16           “(2) Notwithstanding the definition of the term ‘em-  
17           ployee’ in section 8311, in this subsection the term ‘em-  
18           ployee’—

19                   “(A) has the meaning given that term in sec-  
20           tion 2105; and

21                   “(B) includes any employee of the United  
22           States Postal Service or Postal Regulatory Commis-  
23           sion and any employee appointed under chapter 73  
24           or 74 of title 38, notwithstanding section 7425(b) of  
25           that title.”.

1           (2) CONFORMING AMENDMENT.—Section  
2           8311(1) of title 5, United States Code, is amended  
3           by inserting “except as provided in section 8312(e),”  
4           before “‘employee’”.

5           (b) ABSENCE FROM THE UNITED STATES TO AVOID  
6 PROSECUTION.—Section 8313(a)(1) of title 5, United  
7 States Code, is amended by striking “or” at the end of  
8 subparagraph (A), by striking “and” at the end of sub-  
9 paragraph (B) and inserting “or”, and by adding at the  
10 end the following:

11                       “(C) after the date of the enactment of  
12                       this subparagraph, for an offense described in  
13                       section 8312(e); and”.

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