

*Retirement*

**ROUTING AND RECORD SHEET**

82-208/2

SUBJECT: (Optional)  
Letter to Director Stockman

FROM: Stanley Sporkin  
STAT General Counsel

EXTENSION

NO.  
DATE  
6 October 1982

TO: (Officer designation, room number, and building)

DATE  
RECEIVED    FORWARDED

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1. <i>ww</i> Ex Dir			
2.			
3. <i>He</i> DDCI <i>DN</i>	08 OCT 1982		<i>J</i>
4.			
5. DCI	<i>12 Oct</i>	<i>15 OCT 1982</i>	<i>WJK</i>
6.			
7.			
STAT			
9.			
10. To ER: Please send letter out via special courier and call <input type="text"/> to notify her that the letter has been signed and sent out. Thank you.			
12.			
13.			
14.			
15.			

Attached is a letter to Director Stockman at OMB regarding the adverse impact of Section 301 of the Omnibus Budget Reconciliation Act of 1982 on participants in CIARDS. Section 301 reduces by one-half the cost-of-living increase granted federal retirees if they are under age 62. CIARDS mandates retirement at age 60 for those below the GS-18 level. There are other retirement systems adversely affected as well.

This letter has been coordinated with the Office of Personnel.

This letter will serve to clearly state our concerns and support for a legislative remedy. I recommend it for your signature.

*Stanley Sporkin*

4

4 OCT 1982

NOTE FOR: Stanley Sporkin  
General Counsel

STAT THROUGH:  Chief, Legislation Division

STAT FROM:  Legislation Division

SUBJECT: Letter to OMB from DCI re CIARDS

1. Section 301 of the recently enacted Omnibus Budget Reconciliation Act of 1982 seeks to discourage early retirements by federal employees by reducing the cost-of-living adjustment (COLA) by one-half for those who retire before age 62.

2. The Central Intelligence Agency Retirement and Disability System (CIARDS) requires those below a GS-18 to retire at age 60, thus subjecting these individuals to the COLA reduction. There are several other federal retirement systems adversely affected by section 301 as well, e.g., federal law enforcement and fire protection personnel. Since the Office of Management and Budget is aware of the inequity that has been created, it is felt that a letter to Director Stockman from Director Casey clearly setting forth our concerns and showing our support for an overall solution is preferable to proposing legislation to deal with CIARDS alone. The latter approach could engender close Congressional scrutiny of our mandatory retirement provision or CIARDS in general.

STAT



Attachment



Washington, D.C. 20505

82-208/2

15 OCT 1982

OGC 82-09055

Honorable David A. Stockman, Director  
Office of Management and Budget  
Washington, D.C. 20503

Dear Mr. Stockman:

Section 301 of the Omnibus Budget Reconciliation Act of 1982 limits federal civil service employees who retire before age 62 to one-half of the cost-of-living adjustment (COLA) due other federal retirees for fiscal years 1983, 1984, and 1985. The intent of this section apparently was to discourage costly "early" retirements. As I am sure you are already aware, this section has created a serious inequity for individuals who by force of law must retire prior to age 62.

One of the retirement systems adversely affected by section 301 is the Central Intelligence Agency Retirement and Disability System, commonly referred to as CIARDS. CIARDS mandates retirement at age 60 for participants receiving compensation at a rate less than the rate for grade GS-18 (Senior Intelligence Service-3 and below). I understand that your Office is working on a possible legislative solution to the dilemma which section 310 has created for law enforcement and other special retirement systems which require retirements prior to age 62. Legislation has already been introduced in the House of Representatives on this issue. It is my hope that the Administration will take the lead in resolving the apparently inadvertent inequity created by section 301 by proposing legislation that would relieve all federal employees who are affected by mandatory retirement prior to age 62 of any reduction in their COLA related to "early" retirement.

Sincerely,

**7s/ William J. Casey**

William J. Casey  
Director of Central Intelligence

Distribution:

Original - Addressee

1 - DCI

1 - DDCI

1 - Ex Dir

1 - ER

1 - [redacted] (DD/Pers)

1 - [redacted] (OGC)

1 - LED File: Age 60/62 Retirement (98th)

1 - OGC Chrono

DCI 8 10 12 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

STAT

STAT

Central Intelligence Agency



Washington, D.C. 20505

Honorable David A. Stockman, Director  
Office of Management and Budget  
Washington, D.C. 20503

Dear Mr. Stockman:

Section 301 of the Omnibus Budget Reconciliation Act of 1982 limits federal civil service employees who retire before age 62 to one-half of the cost-of-living adjustment (COLA) due other federal retirees for fiscal years 1983, 1984, and 1985. The intent of this section apparently was to discourage costly "early" retirements. As I am sure you are already aware, this section has created a serious inequity for individuals who by force of law must retire prior to age 62.

One of the retirement systems adversely affected by section 301 is the Central Intelligence Agency Retirement and Disability System, commonly referred to as CIARDS. CIARDS mandates retirement at age 60 for participants receiving compensation at a rate less than the rate for grade GS-18 (Senior Intelligence Service-3 and below). I understand that your Office is working on a possible legislative solution to the dilemma which section 310 has created for law enforcement and other special retirement systems which require retirements prior to age 62. Legislation has already been introduced in the House of Representatives on this issue. It is my hope that the Administration will take the lead in resolving the apparently inadvertent inequity created by section 301 by proposing legislation that would relieve all federal employees who are affected by mandatory retirement prior to age 62 of any reduction in their COLA related to "early" retirement.

Sincerely,

William J. Casey  
Director of Central Intelligence

1 EA: 4 1 1/2  
Retirement (1982)

### ROUTING AND RECORD SHEET

SUBJECT: (Optional)

Early Retirement Under CIARDS

FROM:   
STAT  
STAT Legislation Division

EXTENSION

NO.  
DATE 30 September 1982

TO: (Officer designation, room number, and building)

DATE  
RECEIVED FORWARDED

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1.   
STAT  
STAT DD/OP 5E58

Attached for your coordination is a letter from the DCI to David Stockman concerning section 301 of the Omnibus Budget Reconciliation Act of 1982 which reduces the COLA for individuals who retire prior to age 62. I believe this was the approach we agreed upon in the 13 September meeting in your office. Please let me know whether you feel this adequately expresses our concern.

Many thanks.

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Honorable David A. Stockman, Director  
Office of Management and Budget  
Washington, D.C. 20503

Dear Mr. Stockman:

Section 301 of the Omnibus Budget Reconciliation Act of 1982 limits federal civil service employees who retire before age 62 to one-half of the cost-of-living adjustment (COLA) due other federal retirees. The intent of this section apparently was to discourage costly "early" retirements. As I am sure you are already aware, this section has created a serious inequity for individuals who by force of law must retire prior to age 62.

One of the retirement systems adversely affected by section 301 is the Central Intelligence Agency Retirement and Disability System, commonly referred to as CIARDS. CIARDS mandates retirement at age 60 for participants below level GS-18. Furthermore, the Director of Central Intelligence has the discretionary authority to retire any participant who has served 25 years, or who is at least 50 years of age with 20 years or more of service.

I understand that your Office is working on a possible legislative solution to the dilemma which section 310 has created for law enforcement and other special retirement systems which require retirements prior to age 62. Legislation has already been introduced in the House of Representatives on this issue. It is my hope that the Administration will take the lead in resolving the apparently inadvertent inequity created by section 301 by proposing legislation that would relieve all federal employees who are affected by mandatory retirement prior to age 62 of any reduction in their COLA related to "early" retirement.

Sincerely,

William J. Casey