



**DESCRIPTION OF H.R 4931,
THE “RETIREMENT SAVINGS SECURITY ACT OF 2002”**

Present Law

The Economic Growth and Tax Relief Reconciliation Act of 2001 (“EGTRRA”) made a number of changes to the Federal tax laws, including a variety of provisions relating to pensions and individual retirement arrangements (“IRAs”). However, in order to comply with reconciliation procedures under the Congressional Budget Act of 1974 (e.g., section 313 of the Budget Act, under which a point of order may be lodged in the Senate), EGTRRA included a “sunset” provision, pursuant to which the provisions of EGTRRA expire at the end of 2010. Specifically, EGTRRA’s provisions do not apply for taxable, plan, or limitation years beginning after December 31, 2010, or to estates of decedents dying after, or gifts or generation-skipping transfers made after, December 31, 2010. EGTRRA provides that, as of the effective date of the sunset, both the Internal Revenue Code and the Employee Retirement Income Security Act of 1974 (“ERISA”) will be applied as though EGTRRA had never been enacted.

Certain provisions contained in EGTRRA expire before the general sunset date of 2010. These provisions are not affected by the general sunset.

Explanation of Provision

The bill repeals the sunset provision of EGTRRA as applied to the provisions relating to pensions and IRAs.¹

Effective Date

The provision is effective on the date of enactment.

¹ The bill does not affect provisions that expire prior to the general sunset.