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Central Intelligence Agency



Washington, D.C. 20505

USA FILE SSCI

OCA 88-2657

9 August 1988

Mr. Charles Battaglia  
Select Committee on Intelligence  
United States Senate  
Washington, D.C. 20515

Dear Mr. Battaglia:

This is in response to your request on behalf of [redacted] Our staff has carefully reviewed [redacted] eligibility for former spouse benefits under the Intelligence Authorization Act for fiscal year 1987 (P.L. 99-569) and 1988 (P.L. 100-178), and regretfully she does not meet the statutory requirements.

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According to our records, [redacted] was married to an Agency employee for at least ten years of his federal creditable service, at least five years of which were spent outside the United States. This qualifying time would have made her eligible for a lifetime annuity and survivor benefits. However, [redacted] remarried twice before reaching age 55. Under Public Laws 99-569 and 100-178, if a former spouse remarries before age 55, they are not eligible to receive lifetime or survivor annuities.

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We regret that we are unable to approve benefits for [redacted] and recognize the difficulty of her situation; however, we are obliged to comply with the statutory limitations of existing legislation. [redacted] type of situation will be included in the study that we are doing for your committee on remarriage limitations in the law which impact on former spouse benefits.

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Sincerely,

Distribution:

Orig - Addressee

1 - OCA Record

1 - [redacted] Chrono

OCA/Senate [redacted] (9 Aug 88)

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