

105TH CONGRESS
2D SESSION

H. R. 4669

To amend title 10, United States Code, to restore military retirement benefits that were reduced by the Military Retirement Reform Act of 1986.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 1, 1998

Mr. PICKETT (for himself, Mr. WELDON of Pennsylvania, Mr. TAYLOR of Mississippi, Mr. JONES, Mr. SISISKY, and Mr. ORTIZ) introduced the following bill; which was referred to the Committee on National Security

A BILL

To amend title 10, United States Code, to restore military retirement benefits that were reduced by the Military Retirement Reform Act of 1986.

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 “Military Retired Pay
5 Restoration Act of 1998”.

1 **SEC. 2. REPEAL OF REDUCTION IN RETIRED PAY APPLICA-**
2 **BLE TO POST-AUGUST 1, 1986, MEMBERS WITH**
3 **LESS THAN 30 YEARS OF SERVICE.**

4 (a) REPEAL OF REDUCTION.—Section 1409(b) of
5 title 10, United States Code, is amended by striking para-
6 graph (2).

7 (b) CONFORMING AMENDMENTS.—Such section is
8 further amended—

9 (1) in paragraph (1), by striking “paragraphs
10 (2) and (3)” and inserting “paragraph (2)”; and

11 (2) by redesignating paragraph (3) as para-
12 graph (2).

13 **SEC. 3. REPEAL OF REDUCED COST-OF-LIVING ADJUST-**
14 **MENT APPLICABLE TO RETIRED PAY OF**
15 **POST-AUGUST 1, 1986, MEMBERS.**

16 (a) REPEAL OF ADJUSTMENT.—Section 1401a of
17 title 10, United States Code, is amended—

18 (1) in subsection (b), by striking paragraphs
19 (1) and (2) and inserting the following:

20 “(1) IN GENERAL.—Effective on December 1 of
21 each year, the Secretary of Defense shall increase
22 the retired pay of each member and former member
23 by the percent (adjusted to the nearest one-tenth of
24 1 percent) by which—

25 “(A) the price index for the base quarter
26 of that year, exceeds

1 “(B) the base index.”; and

2 (2) by striking subsection (e).

3 (b) CONFORMING AMENDMENTS.—Such section is
4 further amended—

5 (1) in subsection (b)—

6 (A) by striking paragraphs (3) and (4);

7 and

8 (B) by redesignating paragraph (5) as
9 paragraph (2);

10 (2) in subsections (c) and (d), by striking “who
11 first became a member of a uniformed service before
12 August 1, 1986,”; and

13 (3) by redesignating subsections (f), (g), and
14 (h) as subsections (e), (f), and (g), respectively.

15 **SEC. 4. CONFORMING AMENDMENTS.**

16 (a) REPEAL OF RESTORAL OF FULL RETIREMENT
17 AMOUNT AT AGE 62 FOR MEMBERS ENTERING SERVICE
18 ON OR AFTER AUGUST 1, 1986.—(1) Section 1410 of title
19 10, United States Code, is repealed.

20 (2) The table of sections at the beginning of chapter
21 71 of such title is amended by striking the item relating
22 to section 1410.

23 (b) AMENDMENTS TO SURVIVOR BENEFIT PLAN.—

24 (1) Section 1447(6)(A) of such title is amended by strik-

1 ing “(determined without regard to any reduction under
2 section 1409(b)(2) of this title)”.

3 (2) Section 1451 of such title is amended—

4 (A) in subsection (h)—

5 (i) in the heading, by striking “ADJUST-
6 MENTS TO BASE AMOUNT” and inserting
7 “PERIODIC ADJUSTMENTS FOR COST-OF-LIV-
8 ING”;

9 (ii) by striking paragraphs (2) and (3);

10 (iii) by striking “(1) PERIODIC ADJUST-
11 MENTS FOR COST-OF-LIVING.—”; and

12 (iv) by redesignating subparagraphs (A)
13 and (B) as paragraphs (1) and (2), respectively,
14 and realigning those paragraphs so as to be 2
15 ems from the left margin; and

16 (B) by striking subsection (i).

17 (3) Section 1452 of such title is amended—

18 (A) in subsection (c), by striking paragraph (4);

19 and

20 (B) by striking subsection (i).

21 (4) Section 1460(d) of such title is amended by strik-
22 ing “or recomputed under section 1452(i) of this title”,
23 “or recomputed, as the case may be,” and “or recomputa-
24 tion”.