

108TH CONGRESS  
1ST SESSION

# H. R. 2701

To amend title 10, United States Code, to extend to additional military retirees with service-connected disabilities the special compensation authority provided for certain retirees with combat-related disabilities.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 10, 2003

Mrs. JO ANN DAVIS of Virginia introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to extend to additional military retirees with service-connected disabilities the special compensation authority provided for certain retirees with combat-related disabilities.

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. PURPOSE.**

4       The purpose of this Act is to continue the process  
5 of enactment, through an incremental approach, of the  
6 elimination of the requirement, in the case of a retired  
7 member of the uniformed services who has a service-con-  
8 nected disability, of the offset of that member's military

1 retired pay by the amount of disability compensation that  
2 member receives from the Department of Veterans Af-  
3 fairs, with the eventual goal of providing for such a mem-  
4 ber full concurrent receipt of the member's retired pay and  
5 veterans' disability compensation.

6 **SEC. 2. EXTENSION OF SPECIAL COMPENSATION PAYMENT**

7 **AUTHORITY FOR MILITARY RETIREES WITH**  
8 **SERVICE-CONNECTED DISABILITIES.**

9 (a) REPEAL OF LIMITATION TO COMBAT-RELATED  
10 DISABILITIES.—Section 1413a of title 10, United States  
11 Code, is amended—

12 (1) by striking “combat-related” each place it  
13 appears in subsection (a), (b), (c), and (d); and

14 (2) in subsection (e)—

15 (A) by striking “COMBAT-RELATED” in  
16 the subsection heading;

17 (B) by striking “combat-related” in the  
18 matter preceding paragraph (1); and

19 (C) by striking paragraph (2) and insert-  
20 ing the following:

21 “(2) A service-connected disability that is rated  
22 as not less than 50 percent disabling—

23 “(A) by the Secretary concerned, as of the  
24 date on which the member is retired from the

1           uniformed services, under criteria prescribed by  
2           the Secretary of Defense; or

3                   “(B) by the Secretary of Veterans Af-  
4           fairs.”.

5           (b) CLERICAL AMENDMENTS.—(1) The heading of  
6 such section is amended to read as follows:

7           **“§ 1413a. Special compensation for certain disabled**  
8                   **uniformed services retirees ”.**

9           (2) The item relating to such section in the table of  
10 sections at the beginning of such section is amended to  
11 read as follows:

          “1413a. Special compensation for certain disabled uniformed services retirees.”.

12           (c) EFFECTIVE DATE.—The amendments made by  
13 subsection (a) shall apply with respect to payments of spe-  
14 cial compensation under section 1413a of title 10, United  
15 States Code, as amended by subsection (a), payable for  
16 months beginning after the date of the enactment of this  
17 Act.

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