110TH CONGRESS 1ST SESSION

H. R. 4930

To amend title 10, United States Code, to ensure that members of the reserve components of the Armed Forces who have served on active duty or performed active service since September 11, 2001, in support of a contingency operation or in other emergency situations receive credit for such service in determining eligibility for early receipt of non-regular service retired pay, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

December 19, 2007

Mr. Wilson of South Carolina (for himself, Mr. Miller of Florida, Mr. Hayes, and Mr. Latham) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to ensure that members of the reserve components of the Armed Forces who have served on active duty or performed active service since September 11, 2001, in support of a contingency operation or in other emergency situations receive credit for such service in determining eligibility for early receipt of non-regular service retired pay, and for other purposes.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,

1 SECTION 1. SHORT TITLE.

- 2 This Act may be cited as the "National Guardsmen
- 3 and Reservists Parity for Patriots Act".

4 SEC. 2. FINDINGS.

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- 5 Congress makes the following findings:
- (1) Since September 11, 2001, members of the
 reserve components of the Armed Forces have been
 sent into harm's way and fought alongside members
 of the regular components of the Armed Forces.
- 10 (2) Between September 11, 2001, and December 7, 2007, more than 600,000 members of the reserve components have been mobilized in support of military operations in Iraq and Afghanistan and for other contingency operations.
 - (3) More than 142,000 members of the reserve components have been mobilized more than once during this same period.
 - (4) On December 7, 2007, the conference report for H. R. 1585, the National Defense Authorization Act for Fiscal Year 2008, was filed, and section 647 of the conference report consists of an amendment to section 12731 of title 10, United States Code, offering an earlier retirement benefit for members of the reserve components who are mobilized in support of contingency operations.

1	(5) The House of Representatives agreed to the
2	conference report on December 12, 2007, and the
3	Senate agreed to the conference report on December
4	14, 2007.
5	(6) However, the amendment made by section
6	647 of the conference report only considers service
7	performed after the date of the enactment of the
8	National Defense Authorization Act for Fiscal Year
9	2008, and this effective date fails to recognize the
10	service and sacrifice made by members of the reserve
11	components since September 11, 2001.
12	SEC. 3. CONSIDERATION OF SERVICE SINCE SEPTEMBER
13	11, 2001, IN DETERMINING EARLY ELIGIBILITY
14	FOR RECEIPT OF NON-REGULAR SERVICE RE-
15	TIRED PAY.
	111022 1111.
16	Subsection (f) of section 12731 of title 10, United
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17	Subsection (f) of section 12731 of title 10, United
17	Subsection (f) of section 12731 of title 10, United States Code, as added by section 647 of the National De-
17 18	Subsection (f) of section 12731 of title 10, United States Code, as added by section 647 of the National Defense Authorization Act for Fiscal Year 2008, is amended
17 18 19	Subsection (f) of section 12731 of title 10, United States Code, as added by section 647 of the National Defense Authorization Act for Fiscal Year 2008, is amended in paragraph (2)(A)—
17 18 19 20	Subsection (f) of section 12731 of title 10, United States Code, as added by section 647 of the National Defense Authorization Act for Fiscal Year 2008, is amended in paragraph (2)(A)— (1) by striking "the date of the enactment of
17 18 19 20 21	Subsection (f) of section 12731 of title 10, United States Code, as added by section 647 of the National Defense Authorization Act for Fiscal Year 2008, is amended in paragraph (2)(A)— (1) by striking "the date of the enactment of the National Defense Authorization Act for Fiscal
117 118 119 220 221 222	Subsection (f) of section 12731 of title 10, United States Code, as added by section 647 of the National Defense Authorization Act for Fiscal Year 2008, is amended in paragraph (2)(A)— (1) by striking "the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008" and inserting "September 11, 2001"

- 1 date during fiscal year 2002 and any subsequent fis-
- 2 cal year".

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