

115TH CONGRESS  
2D SESSION

# H. R. 5826

To amend the Combat Duty Pay Act of 1952 to require that former members of the uniformed services who were captured or entered a missing-in-action status during the Korean War while serving as a member of a combat unit in Korea receive combat pay for each month spent in a captured or missing-in-action status, rather than just a total of four months.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 15, 2018

Mr. SEAN PATRICK MALONEY of New York introduced the following bill;  
which was referred to the Committee on Armed Services

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## A BILL

To amend the Combat Duty Pay Act of 1952 to require that former members of the uniformed services who were captured or entered a missing-in-action status during the Korean War while serving as a member of a combat unit in Korea receive combat pay for each month spent in a captured or missing-in-action status, rather than just a total of four months.

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 “Never Forgotten Ko-  
3 rean War POW Act”.

4 **SEC. 2. RECOGNITION OF ENTIRE PERIOD SPENT IN A CAP-**  
5 **TURED OR MISSING-IN-ACTION STATUS DUR-**  
6 **ING THE KOREAN WAR FOR RECEIPT OF**  
7 **COMBAT PAY.**

8 (a) IN GENERAL.—Section 704(b) of the Combat  
9 Duty Pay Act of 1952 (title VII of Department of Defense  
10 Appropriation Act, 1953; 66 Stat. 539) is amended by  
11 striking “for not more than three months thereafter” and  
12 inserting “for each month thereafter”.

13 (b) APPLICATION OF AMENDMENT.—

14 (1) COVERED PERSONS.—Section 704(b) of the  
15 Combat Duty Pay Act of 1952, as amended by sub-  
16 section (a), applies only with respect to a former  
17 member of the uniformed services who received com-  
18 bat pay under such section and who is alive as of  
19 the date of the enactment of this Act.

20 (2) COMBAT PAY AMOUNT.—In determining the  
21 actual amount to be paid to a former member of the  
22 uniformed services covered by paragraph (1), the  
23 Secretary of Defense shall increase the amount de-  
24 termined under section 704(b) of the Combat Duty

1 Pay Act of 1952, as amended by subsection (a),  
2 using an appropriate inflation adjustment.

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