

106TH CONGRESS  
1ST SESSION

# H. R. 648

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

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 1999

Mr. PICKETT (for himself, Mr. TAYLOR of Mississippi, Mr. WELDON of Pennsylvania, Mr. SISISKY, Mr. KENNEDY of Rhode Island, Mr. ORTIZ) 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 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 1999”.

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”.

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