

108TH CONGRESS  
1ST SESSION

# H. R. 3280

To amend titles 10 and 14, United States Code, to provide for an increase in military retired pay for officers by reason of being credited with extraordinary heroism on the same basis as applies to enlisted members.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 8, 2003

Mr. PAUL introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend titles 10 and 14, United States Code, to provide for an increase in military retired pay for officers by reason of being credited with extraordinary heroism on the same basis as applies to enlisted members.

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. RETIRED PAY COMPUTATION FOR OFFICERS**  
4 **CREDITED WITH EXTRAORDINARY HEROISM.**

5 (a) WARRANT OFFICER AND INVOLUNTARY OFFICER  
6 RETIREMENT.—Section 1401 is amended by striking at  
7 the end the following new subsection:

1       “(c) If a member who is retired under any provision  
2 of law specified in formula number 4 or 5 in the table  
3 in subsection (a) has been credited by the Secretary con-  
4 cerned with extraordinary heroism in the line of duty, the  
5 member’s retired pay shall be increased by 10 percent of  
6 the amount determined under that table (but to not more  
7 than 75 percent of the retired pay base upon which the  
8 computation of such retired pay is based). The Secretary’s  
9 determination as to extraordinary heroism is conclusive  
10 for all purposes.”.

11       (b) VOLUNTARY ARMY OFFICER RETIREMENT.—Sec-  
12 tion 3991(a)(2) of title 10, United States Code, is amend-  
13 ed—

14               (1) by striking “CERTAIN ENLISTED”; and  
15               (2) by striking “section 3914 of this title” and  
16 inserting “this subtitle”.

17       (c) VOLUNTARY NAVY AND MARINE CORPS OFFICER  
18 RETIREMENT.—Chapter 571 of such title is amended—

19               (1) by transferring paragraph (3) of section  
20 6330(c) to the end of section 6333 and redesign-  
21 ating that paragraph as subsection (d); and

22               (2) in that subsection, as so redesignated, by  
23 striking “his retainer pay” and inserting “the mem-  
24 ber’s retired pay or retainer pay”.

1 (d) VOLUNTARY AIR FORCE OFFICER RETIRE-  
2 MENT.—Section 8991(a)(2) of such title is amended—

3 (1) by striking “CERTAIN ENLISTED”; and

4 (2) by striking “section 8914 of this title” and  
5 inserting “this subtitle”.

6 (e) VOLUNTARY COAST GUARD OFFICER RETIRE-  
7 MENT.—Chapter 11 of title 14, United States Code, is  
8 amended—

9 (1) by transferring subsection (i) of section 357  
10 to the end of section 423 and redesignating that  
11 subsection as subsection (d); and

12 (2) in that subsection, as so redesignated, by  
13 striking “An enlisted member” and inserting “A  
14 member”.

15 (f) RETIRED PAY RECOMPUTED BASED UPON  
16 LATER ACTIVE DUTY.—Sections 1402(f)(1) and  
17 1402a(f)(1) of title 10, United States Code, are each  
18 amended by striking “section 3914 or 8914” and inserting  
19 “any provision of this subtitle, other than chapter 61, or  
20 subtitle B, C, or D”.

21 (g) EFFECTIVE DATE.—The amendments made by  
22 this section shall apply with respect to members of the  
23 Armed Forces retiring on or after January 1, 2003.

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