

108TH CONGRESS  
2D SESSION

# H. R. 4111

To amend title 37, United States Code, to direct the Secretary of a military department to pay a monthly bonus to members of the Armed Forces whose retirement or separation is suspended as a result of a stop-loss order, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2004

Mr. DEFazio (for himself, Mr. GEORGE MILLER of California, Mr. OBEY, Mr. MARKEY, Mr. KUCINICH, Ms. CARSON of Indiana, Mr. CAPUANO, Mr. PASCRELL, Ms. DELAURO, Mr. SANDERS, Mr. NEAL of Massachusetts, Mr. COSTELLO, Mr. LIPINSKI, Mr. HILL, Mr. DELAHUNT, Mr. STARK, Ms. BALDWIN, Mr. WU, Mr. BOSWELL, Mr. LEWIS of Georgia, Mr. McDERMOTT, Mr. BAIRD, Mr. ROSS, Mr. TURNER of Texas, Mr. BERRY, Mr. MATSUI, Mr. EMANUEL, Ms. WATERS, Mr. SCOTT of Virginia, Mr. CARDIN, Mr. LARSON of Connecticut, Ms. LEE, Mr. HINCHEY, Ms. WOOLSEY, Mr. BROWN of Ohio, Mr. SHERMAN, Ms. KAPTUR, Mr. EVANS, Mr. KIND, Mr. FARR, Mr. FILNER, Mr. WEINER, Mr. HONDA, Ms. HOOLEY of Oregon, Mr. GRIJALVA, Mr. HASTINGS of Florida, Ms. SLAUGHTER, and Mr. RAHALL) introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To amend title 37, United States Code, to direct the Secretary of a military department to pay a monthly bonus to members of the Armed Forces whose retirement or separation is suspended as a result of a stop-loss order, 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. MONTHLY BONUS FOR MEMBERS OF THE**  
2 **ARMED FORCES SUBJECT TO STOP-LOSS OR-**  
3 **DERS.**

4 (a) STOP-LOSS ORDER BONUS.—Chapter 5 of title  
5 37, United States Code, is amended by adding at the end  
6 the following new section:

7 **“§ 327 Special pay: monthly bonus for members sub-**  
8 **ject to stop-loss orders**

9 “(a) MONTHLY BONUS.—The Secretary of a military  
10 department shall pay a monthly stop-loss order bonus to  
11 each member of the Armed Forces described in subsection  
12 (b) under the jurisdiction of the Secretary.

13 “(b) ELIGIBLE MEMBERS.—An eligible member re-  
14 ferred to in subsection (a) is a member—

15 “(1) who is subject to a stop-loss order issued  
16 since October 1, 2001; and

17 “(2) whose ability to retire or be separated  
18 from the Armed Forces is suspended as a result of  
19 the order.

20 “(c) AMOUNT OF BONUS.—

21 “(1) MONTHLY RATE.—The monthly rate of the  
22 bonus payable under this section is \$500.

23 “(2) PRO RATA PAYMENT.—If a member enti-  
24 tled to a bonus under this section is not subject to  
25 a stop-loss order for an entire month, the Secretary  
26 shall pay the member a pro rata portion of the

1       bonus for those days of the month for which the  
2       member was subject to the order.

3       “(d) RELATIONSHIP TO OTHER PAY OR ALLOW-  
4 ANCE.—A bonus under this section is in addition to any  
5 other pay or allowance payable to a member under any  
6 other provision of law.”.

7       (b) CLERICAL AMENDMENT.—The table of sections  
8 at the beginning of such chapter is amended by adding  
9 at the end the following new item:

“327. Special pay: monthly bonus for members subject to stop-loss orders.”.

10       (c) RETROACTIVITY.—The Secretary of a military de-  
11 partment shall take such action as is necessary to ensure  
12 that a member of the Armed Forces under the jurisdiction  
13 of the Secretary who satisfied the criteria for eligibility  
14 for a stop-loss order bonus under section 327 of title 37,  
15 United States Code, as added by subsection (a), for any  
16 month between October 1, 2001, and the effective date  
17 of this section, receives the bonus for those months during  
18 which the member satisfied such criteria.

19       (d) EFFECTIVE DATE.—The amendments made by  
20 this section shall take effect on the first day of the first  
21 month beginning on or after the date of the enactment  
22 of this section.

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