

109TH CONGRESS
2D SESSION

H. R. 5391

To amend title 10, United States Code, to provide eligibility for certain additional dependent children for annuities under the military Survivor Benefit Plan.

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2006

Mr. CHABOT (for himself, Mr. MORAN of Virginia, Mrs. SCHMIDT, Mr. FOLEY, Mr. TOM DAVIS of Virginia, and Mr. WOLF) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to provide eligibility for certain additional dependent children for annuities under the military Survivor Benefit Plan.

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 “Benjamin Moore Sur-
5 viving Military Spouses’ and Children’s Equitable Relief
6 Act”.

1 **SEC. 2. ELIGIBILITY FOR CERTAIN ADDITIONAL DEPEND-**
2 **ENT CHILDREN FOR ANNUITIES UNDER MILI-**
3 **TARY SURVIVOR BENEFIT PLAN.**

4 (a) EQUITY FOR ALL DEATHS FROM BEGINNING OF
5 OPERATION ENDURING FREEDOM.—Paragraph (2)(B) of
6 section 1448(d) of title 10, United States Code, is amend-
7 ed by striking “who dies after November 23, 2003” and
8 inserting “who dies after October 7, 2001”.

9 (b) EFFECTIVE DATE.—Any annuity payable to a de-
10 pendent child under subchapter II of chapter 73 of title
11 10, United States Code, by reason of the amendment
12 made by subsection (a) shall apply with respect to pay-
13 ments only for months beginning on or after the date of
14 the enactment of this Act.

○