

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1144

To provide military retirement credit for certain service by National Guard members performed while in a State duty status immediately after the terrorist attacks of September 11, 2001.

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IN THE SENATE OF THE UNITED STATES

MAY 26, 2005

Mrs. CLINTON introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To provide military retirement credit for certain service by National Guard members performed while in a State duty status immediately after the terrorist attacks of September 11, 2001.

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. MILITARY RETIREMENT CREDIT FOR CERTAIN**  
2 **SERVICE BY NATIONAL GUARD MEMBERS**  
3 **PERFORMED WHILE IN A STATE DUTY STA-**  
4 **TUS IMMEDIATELY AFTER THE TERRORIST**  
5 **ATTACKS OF SEPTEMBER 11, 2001.**

6 (a) **RETIREMENT CREDIT.**—Service of a member of  
7 the Ready Reserve of the Army National Guard or Air  
8 National Guard described in subsection (b) shall be  
9 deemed to be service creditable under section  
10 12732(a)(2)(A)(i) of title 10, United States Code.

11 (b) **COVERED SERVICE.**—Service referred to in sub-  
12 section (a) is full-time State active duty service that a  
13 member of the National Guard performed on or after Sep-  
14 tember 11, 2001, and before October 1, 2002, in any of  
15 the counties specified in subsection (c) to support a Fed-  
16 eral declaration of emergency following the terrorist at-  
17 tacks on the United States of September 11, 2001.

18 (c) **COVERED COUNTIES.**—The counties referred to  
19 in subsection (b) are the following:

20 (1) In the State of New York: Bronx, Kings,  
21 New York (boroughs of Brooklyn and Manhattan),  
22 Queens, Richmond, Delaware, Dutchess, Nassau,  
23 Orange, Putnam, Rockland, Suffolk, Sullivan, Ul-  
24 ster, and Westchester.

25 (2) In the State of Virginia: Arlington.

1           (d) APPLICABILITY.—Subsection (a) shall take effect  
2 as of September 11, 2001.

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