

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 6230

To amend title 37, United States Code, to exclude bonus payments made by a State or political subdivision thereof to a member of the Armed Forces, including a reserve component member, on account of the service of the member in the Armed Forces from consideration in determining the eligibility of the member (or the member's spouse or family) for benefits or assistance, or the amount or extent of benefits or assistance, under any Federal program or under any State or local program financed in whole or in part with Federal funds.

---

## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 2010

Mr. DRIEHAUS introduced the following bill; which was referred to the  
Committee on Armed Services

---

## A BILL

To amend title 37, United States Code, to exclude bonus payments made by a State or political subdivision thereof to a member of the Armed Forces, including a reserve component member, on account of the service of the member in the Armed Forces from consideration in determining the eligibility of the member (or the member's spouse or family) for benefits or assistance, or the amount or extent of benefits or assistance, under any Federal program or under any State or local program financed in whole or in part with Federal funds.

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. EXCLUSION OF STATE AND LOCAL MILITARY**  
4               **BONUS PAYMENTS IN DETERMINING ELIGI-**  
5               **BILITY FOR BENEFITS OR ASSISTANCE, OR**  
6               **THE AMOUNT OR EXTENT OF BENEFITS OR**  
7               **ASSISTANCE, UNDER FEDERAL PROGRAMS**  
8               **AND FEDERALLY FUNDED STATE AND LOCAL**  
9               **PROGRAMS.**

10       (a) EXCLUSION.—Section 371 of title 37, United  
11 States Code, is amended by adding at the end the fol-  
12 lowing new subsection:

13       “(d) TREATMENT OF STATE OR LOCAL MILITARY  
14 BONUS PAYMENTS.—

15               “(1) EXCLUSION.—Any bonus payment made  
16 by a State or political subdivision thereof to any  
17 member of the armed forces by reason of the mem-  
18 ber’s service as a member shall not be regarded as  
19 a resource for purposes of determining the eligibility  
20 of the member (or the member’s spouse or family)  
21 for benefits or assistance, or the amount or extent  
22 of benefits or assistance, under any Federal program  
23 or under any State or local program financed in  
24 whole or in part with Federal funds.

1           “(2) DECEASED MEMBERS.—If a bonus de-  
2       scribed in paragraph (1) that would otherwise be  
3       paid to a member is paid to another person because  
4       the member is deceased, paragraph (1) shall apply  
5       to the treatment of the bonus payment in deter-  
6       mining the eligibility of the actual recipient for bene-  
7       fits or assistance, or the amount or extent of bene-  
8       fits or assistance, under any Federal program or  
9       under any State or local program financed in whole  
10      or in part with Federal funds.

11          “(3) MEMBER DEFINED.—In this subsection,  
12      the term ‘member’ includes a former or retired  
13      member of the armed forces, if a bonus payment de-  
14      scribed in paragraph (1) is made to the former or  
15      retired member by reason of the member’s service on  
16      active duty before separation or retirement.”.

17      (b) RETROACTIVE APPLICATION.—Subsection (d) of  
18      title 37, United States Code, as added by subsection (a),  
19      shall apply with respect to any bonus payment made by  
20      a State or political subdivision thereof to any member of  
21      the Armed Forces, as described in such subsection (d),  
22      on account of service as a member of the Armed Forces—

23           (1) during the period beginning on August 2,  
24      1990, and ending on March 3, 1991; and

1 (2) since September 11, 2001.

○