

116TH CONGRESS
1ST SESSION

S. 1360

To amend title 10, United States Code, to ensure that the final pay and certificate of discharge or release for a reserve member of the Armed Forces is ready upon discharge or release of that member from active status.

IN THE SENATE OF THE UNITED STATES

MAY 8, 2019

Mr. PETERS (for himself and Mr. LANKFORD) introduced the following bill;
which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to ensure that the final pay and certificate of discharge or release for a reserve member of the Armed Forces is ready upon discharge or release of that member from active status.

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 “Reserve Component
5 DD–214 Act of 2019”.

1 **SEC. 2. FINAL PAY AND CERTIFICATE OF DISCHARGE OR**
 2 **RELEASE FOR RESERVE MEMBERS OF THE**
 3 **ARMED FORCES UPON DISCHARGE OR RE-**
 4 **LEASE FROM ACTIVE STATUS.**

5 (a) IN GENERAL.—Section 1168(a) of title 10,
 6 United States Code, is amended—

7 (1) by inserting “(1)” before “A member”;

8 (2) by striking “an armed force” and inserting
 9 “the armed forces (including the reserve compo-
 10 nents)”;

11 (3) by inserting “or active status” after “active
 12 duty” the first place it appears;

13 (4) by striking “his discharge certificate or cer-
 14 tificate of release from active duty, respectively,”
 15 and inserting “the appropriate certificate”;

16 (5) by striking “his final pay or a substantial
 17 part of that pay,” and inserting “the final pay of the
 18 member (or a substantial part of that pay)”;

19 (6) by striking “him or his next of kin or legal
 20 representative” and inserting “the member (or the
 21 next of kin or legal representative of the member)”;
 22 and

23 (7) by adding at the end the following new
 24 paragraphs:

25 “(2) In paragraph (1), the term ‘appropriate certifi-
 26 cate’ means the following:

1 “(A) In the case of a member being discharged,
2 a discharge certificate.

3 “(B) In the case of a member being released
4 from active duty, a certificate of release from active
5 duty.

6 “(C) In the case of a member being released
7 from active status, a certificate of release from ac-
8 tive status.

9 “(3) Any certificate of release from active status de-
10 livered pursuant to paragraph (1) with respect to a mem-
11 ber shall specify the total duration of inactive-duty train-
12 ing performed by the member during the period covered
13 by such certificate.”.

14 (b) CONFORMING AMENDMENTS.—

15 (1) HEADING AMENDMENT.—The heading of
16 such section is amended to read as follows:

17 **“§ 1168. Discharge or release from active duty or ac-**
18 **tive status: limitations”.**

19 (2) TABLE OF SECTIONS.—The table of sections
20 at the beginning of chapter 59 of such title is
21 amended by striking the item relating to section
22 1168 and inserting the following new item:

“1168. Discharge or release from active duty or active status: limitations.”.

