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(Original Signature of Member)

113TH CONGRESS
1ST SESSION

H. R. _____

To amend title 10, United States Code, to exempt the retired pay of certain disabled veterans from the reduced adjustment of retired pay and retainer pay amounts for retired members of the Armed Forces under age 62, to prevent any adverse impact of the reduced adjustment on annuities under the Survivor Benefit Plan based on retired or retainer pay, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. MILLER of Florida introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title 10, United States Code, to exempt the retired pay of certain disabled veterans from the reduced adjustment of retired pay and retainer pay amounts for retired members of the Armed Forces under age 62, to prevent any adverse impact of the reduced adjustment on annuities under the Survivor Benefit Plan based on retired or retainer pay, 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. EXEMPTIONS FROM REDUCED ADJUSTMENT**
2 **OF RETIRED PAY AND RETAINER PAY**
3 **AMOUNTS FOR RETIRED MEMBERS OF THE**
4 **ARMED FORCES UNDER AGE 62.**

5 (a) EXEMPTION OF CERTAIN DISABLED VET-
6 ERANS.—Section 1401a(b)(4) of title 10, United States
7 Code, as added by section 403 of the Bipartisan Budget
8 Act of 2013, is amended—

9 (1) in subparagraph (A), by inserting “except
10 as provided in subparagraph (F),” after “each
11 year,”; and

12 (2) by adding at the end the following subpara-
13 graph:

14 “(F) EXCEPTION FOR SERVICE-DISABLED
15 VETERANS.—Subparagraph (A) shall not apply
16 to the retired pay of any member or former
17 member who—

18 “(i) is retired under section 1201 of
19 this title;

20 “(ii) is eligible for combat-related spe-
21 cial compensation under section 1413a of
22 this title; or

23 “(iii) is entitled to concurrent pay-
24 ment of retired pay and veterans’ disability
25 compensation under section 1414 of this
26 title.”.

1 (b) EXEMPTION FOR ADJUSTMENTS TO ANNUITIES
2 UNDER SURVIVOR BENEFIT PLAN BASED ON RETIRED
3 OR RETAINER PAY.—Section 1451(g)(1)(B) of title 10,
4 United States Code, is amended by adding at the end the
5 following new sentence: “Section 1401a(b)(4) of this title
6 shall not apply in determining the percentage of the in-
7 crease to be made under this subparagraph.”.

8 (c) EFFECTIVE DATE.—The amendments made by
9 this section shall take effect immediately after the amend-
10 ments made to section 1401a of title 10, United States
11 Code, by the Bipartisan Budget Act of 2013 take effect.