AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4435
OFFERED BY MR. COOK OF CALIFORNIA

At the end of subtitle B of title VI, add the following new section:

SEC. 6. CONSISTENT USE OF SECRETARIAL DISCRETION TO PROVIDE EXCEPTIONS TO TERMINATION AND REPAYMENT REQUIREMENTS FOR UN-EARNED BONUS, INCENTIVE PAY, OR SIMILAR BENEFIT WHEN CONDITIONS OF PAYMENT NOT MET.

(a) CONSOLIDATED SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES.—Section 373(b)(1) of title 37, United States Code, is amended by adding at the end the following new sentence: “The Secretary concerned shall ensure that the procedures for granting an exception under this subsection to the repayment requirement or to the requirement to terminate the payment of unpaid amounts of a bonus, incentive pay, or similar benefit are consistent for members of regular components and members of reserve components and do not differentiate between the duty statuses of members.”.
(b) Original Special Pay, Incentive Pay, and Bonus Authorities.—Section 303a(e)(1) of title 37, United States Code, is amended by adding at the end the following new subparagraph:

“(C) The Secretary concerned shall ensure that the procedures for granting an exception under this subsection to the repayment requirement or to the requirement to terminate the payment of unpaid amounts of a bonus, incentive pay, or similar benefit are consistent for members of regular components and members of reserve components and do not differentiate between the duty statuses of members.”.