

**AMENDMENT TO H.R. 4310, AS REPORTED
OFFERED BY MR. PETRI OF WISCONSIN**

(Offered on behalf of Himself and Mr. Kind of Wisconsin)

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

1 **SEC. 6___ . PAYMENT OF BENEFIT FOR NONPARTICIPATION**
2 **OF ELIGIBLE MEMBERS IN POST-DEPLOY-**
3 **MENT/MOBILIZATION RESPITE ABSENCE**
4 **PROGRAM DUE TO GOVERNMENT ERROR.**

5 (a) PAYMENT OF BENEFIT.—

6 (1) IN GENERAL.—Subject to subsection (e),
7 the Secretary concerned shall, upon application
8 therefor, make a payment to each individual de-
9 scribed in paragraph (2) of \$200 for each day of
10 nonparticipation of such individual in the Post-De-
11 ployment/Mobilization Respite Absence program as
12 described in that paragraph.

13 (2) COVERED INDIVIDUALS.—An individual de-
14 scribed in this paragraph is an individual who—

15 (A) was eligible for participation as a
16 member of the Armed Forces in the Post-De-
17 ployment/Mobilization Respite Absence pro-
18 gram; but

1 (B) as determined by the Secretary con-
2 cerned pursuant to an application for the cor-
3 rection of the military records of such indi-
4 vidual pursuant to section 1552 of title 10,
5 United States Code, did not participate in one
6 or more days in the program for which the indi-
7 vidual was so eligible due to Government error.

8 (b) DECEASED INDIVIDUALS.—

9 (1) APPLICATIONS.—If an individual otherwise
10 covered by subsection (a) is deceased, the application
11 required by that subsection shall be made by the in-
12 dividual's legal representative.

13 (2) PAYMENT.—If an individual to whom pay-
14 ment would be made under subsection (a) is de-
15 ceased at time of payment, payment shall be made
16 in the manner specified in section 1552(c)(2) of title
17 10, United States Code.

18 (c) PAYMENT IN LIEU OF ADMINISTRATIVE AB-
19 SENCE.—Payment under subsection (a) with respect to a
20 day described in that subsection shall be in lieu of any
21 entitlement of the individual concerned to a day of admin-
22 istrative absence for such day.

23 (d) CONSTRUCTION.—

24 (1) CONSTRUCTION WITH OTHER PAY.—Any
25 payment with respect to an individual under sub-

1 section (a) is in addition to any other pay provided
2 by law.

3 (2) CONSTRUCTION OF AUTHORITY.—It is the
4 sense of Congress that—

5 (A) the sole purpose of the authority in
6 this section is to remedy administrative errors;
7 and

8 (B) the authority in this section is not in-
9 tended to establish any entitlement in connec-
10 tion with the Post-Deployment/Mobilization
11 Respite Absence program.

12 (e) PAYMENTS SUBJECT TO AVAILABILITY OF AP-
13 PROPRIATIONS.—No cash payment may be made under
14 subsection (a) unless the funds to be used to make the
15 payments are available pursuant to an appropriations Act
16 enacted after the date of enactment of this Act.

17 (f) FUNDING OFFSET.—The Secretary of Defense
18 shall transfer \$2,000,000 from the unobligated balances
19 of the Pentagon Reservation Maintenance Revolving Fund
20 established under section 2674(e) of title 10, United
21 States Code, to the Miscellaneous Receipts Fund of the
22 United States Treasury.

23 (g) DEFINITIONS.—In this section, the terms “Post-
24 Deployment/Mobilization Respite Absence program” and
25 “Secretary concerned” have the meaning given such terms

1 in section 604(f) of the National Defense Authorization
2 Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat.
3 2350).

