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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R.

To amend title 10, United States Code, the National Oceanic and Atmospheric Administration Commissioned Officer Corps Act of 2002, and the Public Health Service Act, to pay retired pay from the Department of Defense Military Retirement Fund to retired members of the commissioned corps of the National Oceanic and Atmospheric Administration and of the Public Health Service, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. RASKIN introduced the following bill; which was referred to the Committee
on _____

A BILL

To amend title 10, United States Code, the National Oceanic and Atmospheric Administration Commissioned Officer Corps Act of 2002, and the Public Health Service Act, to pay retired pay from the Department of Defense Military Retirement Fund to retired members of the commissioned corps of the National Oceanic and Atmospheric Administration and of the Public Health Service, 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. SHORT TITLE.**

2 This Act may be cited as the “Pensions for Retired
3 Uniformed Servicemembers Act”.

4 **SEC. 2. DEPARTMENT OF DEFENSE MILITARY RETIREMENT**

5 **FUND: PAYMENT OF RETIRED PAY FOR ALL**

6 **MEMBERS OF THE UNIFORMED SERVICES.**

7 (a) IN GENERAL.—Section 1463 of title 10, United
8 States Code, is amended—

9 (1) in paragraph (1), by striking “retired lists”
10 and all that follows through “Space Force” and in-
11 sserting “retired lists of the uniformed services”;

12 (2) in paragraph (2), by striking “armed
13 forces” and inserting “uniformed services”; and

14 (3) in paragraph (4)—

15 (A) by striking “Department of Defense
16 and the Department of Homeland Security”
17 and inserting “Departments of Defense, Home-
18 land Security, Commerce, and Health and
19 Human Services”;

20 (B) by striking “armed forces” and insert-
21 ing “uniformed services”;

22 (C) by striking “and section” and inserting
23 “section”; and

24 (D) by inserting “, subtitle C of the Na-
25 tional Oceanic and Atmospheric Administration
26 Commissioned Officer Corps Act of 2002 (33

1 U.S.C. 3041 et seq.), and section 229 of the
2 Social Security Act (42 U.S.C. 429)” after
3 “Public Law 96–402”.

4 (b) CONFORMING AMENDMENTS.—

5 (1) FUND PURPOSE; DEFINITION.—Section
6 1461 of such title is amended—

7 (A) in subsection (a), by striking “the De-
8 partment of Defense and the Coast Guard” and
9 inserting “the uniformed services”; and

10 (B) in subsection (b)—

11 (i) in paragraph (2)—

12 (I) by striking “armed forces”
13 and inserting “uniformed services”;
14 and

15 (II) by striking “; and” and in-
16 serting a semicolon;

17 (ii) in paragraph (3), by striking the
18 period at the end and inserting a semi-
19 colon; and

20 (iii) by adding at the end the fol-
21 lowing new paragraphs:

22 “(4) a program under subtitle C of the Na-
23 tional Oceanic and Atmospheric Administration
24 Commissioned Officer Corps Act of 2002 (33 U.S.C.
25 3041 et seq.); and

1 “(5) a program under section 211 or 221 of the
2 Public Health Service Act (42 U.S.C. 212, 213a).”.

3 (2) DETERMINATION OF CONTRIBUTIONS TO
4 THE FUND.—Section 1465 of such title is amend-
5 ed—

6 (A) in subsection (a), by adding at the end
7 the following new paragraph:

8 “(3) Not later than January 1, 2027, the Board of
9 Actuaries, in consultation with the Secretaries of the de-
10 partments specified in section 1463(a)(4) of this title,
11 shall determine the amount that is the value on the date
12 of such determination of future benefits payable from the
13 Fund that are attributable to service in the commissioned
14 corps of the National Oceanic and Atmospheric Adminis-
15 tration and of the Public Health Service performed before
16 such date. That amount is the original National Oceanic
17 and Atmospheric Administration and Public Health Serv-
18 ice unfunded liability of the Fund. The Board shall deter-
19 mine the period of time over which the original National
20 Oceanic and Atmospheric Administration and Public
21 Health Service unfunded liability should be liquidated and
22 shall determine an amortization schedule for the liquida-
23 tion of such liability over that period. Contributions to the
24 Fund for the liquidation of the original National Oceanic
25 and Atmospheric Administration and Public Health Serv-

1 ice unfunded liability in accordance with such schedule
2 shall be made as provided in section 1466(b) of this title.”;
3 and

4 (B) in subsection (b)—

5 (i) in paragraph (1)—

6 (I) in the matter preceding sub-
7 paragraph (A)—

8 (aa) by striking “Secretary
9 of the department in which the
10 Coast Guard is operating” and
11 inserting “Secretaries of the de-
12 partments specified in section
13 1463(a)(4) of this title”; and

14 (bb) by striking “Depart-
15 ment of Defense and Coast
16 Guard” and inserting “uniformed
17 services”;

18 (II) in subparagraph (A)(ii), by
19 striking “Armed Forces” and insert-
20 ing “uniformed services”; and

21 (III) in subparagraph (B)(ii), by
22 striking “armed forces” and inserting
23 “uniformed services”;

24 (ii) in paragraph (2), by inserting “,
25 the Department of Health and Human

1 Services Retirement Pay account for Com-
2 missioned officers, and the Department of
3 Commerce NOAA Corps Retirement Pay
4 account for Commissioned officers” after
5 “Coast Guard Retired Pay account”; and

6 (iii) in paragraph (3), by striking
7 “Department of Defense and Coast
8 Guard”;

9 (C) in subsection (c)—

10 (i) in paragraph (1)—

11 (I) in the matter preceding sub-
12 paragraph (A), by striking “Secretary
13 of the department in which the Coast
14 Guard is operating” and inserting
15 “Secretaries of the departments speci-
16 fied in section 1463(a)(4) of this
17 title”;

18 (II) in subparagraph (A), by
19 striking “Armed Forces” and insert-
20 ing “uniformed services”; and

21 (III) in subparagraph (B), by
22 striking “armed forces” and inserting
23 “uniformed services”; and

24 (ii) in paragraphs (2) and (3), by
25 striking “Secretary of the department in

1 which the Coast Guard is operating” both
2 places it appears and inserting “Secre-
3 taries of the departments specified in sec-
4 tion 1463(a)(4) of this title”; and

5 (D) in subsection (e), by striking “The
6 Secretary of Defense and, with regard to the
7 Coast Guard, the Secretary of the department
8 in which the Coast Guard is operating shall”
9 and inserting “The Secretary of a department
10 specified in section 1463(a)(4) of this title
11 shall, with regard to the respective depart-
12 ment”.

13 (3) PAYMENTS INTO THE FUND.—Section 1466
14 of such title is amended—

15 (A) in subsection (a)—

16 (i) in the matter preceding paragraph

17 (1)—

18 (I) by striking “Secretary of De-
19 fense and the Secretary of the depart-
20 ment in which the Coast Guard is op-
21 erating, with respect to the Coast
22 Guard” and inserting “Secretaries of
23 the departments specified in section
24 1463(a)(4) of this title”; and

1 (II) by striking “the Secretary of
2 Defense and the Secretary of the de-
3 partment in which the Coast Guard is
4 operating” and inserting “such Secre-
5 taries”;

6 (ii) in paragraph (1)(B), by inserting
7 “, the commissioned corps of the National
8 Oceanic and Atmospheric Administration,
9 or the Commissioned Corps of the Public
10 Health Service” after “Coast Guard”; and

11 (iii) in paragraph (2)(B), by striking
12 “armed forces” and inserting “uniformed
13 services”;

14 (B) in subsection (b)—

15 (i) in paragraph (1), by striking
16 “armed forces under the jurisdiction of the
17 Secretary of a military department” and
18 inserting “uniformed services”; and

19 (ii) in paragraph (2), by striking
20 “Coast Guard” and inserting “Coast
21 Guard, commissioned corps of the National
22 Oceanic and Atmospheric Administration,
23 or the Commissioned Corps of the Public
24 Health Service”; and

25 (C) in subsection (c)—

1 (i) in paragraph (1), by striking “Sec-
2 retary of Defense” and inserting “Secre-
3 taries of the departments specified in sec-
4 tion 1463(a)(4) of this title of this title”;

5 (ii) in paragraph (2)(A), by striking
6 “the Department of Defense and the Coast
7 Guard” and inserting “each uniformed
8 service”; and

9 (iii) in paragraph (3), by striking
10 “Secretary of Defense and the Secretary of
11 the Department in which the Coast Guard
12 is operating” and inserting “Secretaries of
13 the departments specified in section
14 1463(a)(4) of this title”.

15 (4) RETIRED SERVICEMAN’S FAMILY PROTEC-
16 TION PLAN.—Subchapter I of chapter 73 of title 10,
17 United States Code, is amended—

18 (A) in section 1444(a), by striking “armed
19 forces, the National Oceanic and Atmospheric
20 Administration, and the Public Health Service”
21 and inserting “uniformed services”;

22 (B) by striking “armed forces” each place
23 it appears and inserting “uniformed services”;

1 (C) by striking “an armed force” both
2 places it appears and inserting “a uniformed
3 service”;

4 (D) by striking “armed force” each place
5 it appears and inserting “uniformed service”;
6 and

7 (E) in the headings to sections 1431 and
8 1432 by striking “**armed forces**” both places
9 it appears and inserting “**uniformed serv-**
10 **ices**”.

11 (5) SURVIVOR BENEFIT PLAN.—Section
12 1449(a) of title 10, United States Code, is amended
13 by striking “armed force” and inserting “uniformed
14 service”.

15 (6) NATIONAL OCEANIC AND ATMOSPHERIC AD-
16 MINISTRATION COMMISSIONED OFFICER CORPS ACT
17 OF 2002.—Section 261(a) of the National Oceanic
18 and Atmospheric Administration Commissioned Offi-
19 cer Corps Act of 2002 (Public Law 107–372; 33
20 U.S.C. 3071) is amended—

21 (A) by redesignating paragraphs (21)
22 through (27) as paragraphs (22) through (28),
23 respectively; and

24 (B) by inserting, after paragraph (20), the
25 following new paragraph (21):

1 “(21) Chapter 74, relating to the Department
2 of Defense Military Retirement Fund.”.

3 (7) PUBLIC HEALTH SERVICE ACT.—Section
4 221(a) of the Public Health Service Act (42 U.S.C.
5 213a(a)) is amended—

6 (A) by redesignating paragraphs (6)
7 through (21) as paragraphs (7) through (22),
8 respectively; and

9 (B) by inserting, after paragraph (5), the
10 following new paragraph (6):

11 “(6) Chapter 74, Department of Defense Mili-
12 tary Retirement Fund.”.