

**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:

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

7 (a) **CONSOLIDATED SPECIAL PAY, INCENTIVE PAY,**
8 **AND BONUS AUTHORITIES.**—Section 373(b)(1) of title 37,
9 United States Code, is amended by adding at the end the
10 following new sentence: “The Secretary concerned shall
11 ensure that the procedures for granting an exception
12 under this subsection to the repayment requirement or to
13 the requirement to terminate the payment of unpaid
14 amounts of a bonus, incentive pay, or similar benefit are
15 consistent for members of regular components and mem-
16 bers of reserve components and do not differentiate be-
17 tween the duty statuses of members.”.

1 (b) ORIGINAL SPECIAL PAY, INCENTIVE PAY, AND
2 BONUS AUTHORITIES.—Section 303a(e)(1) of title 37,
3 United States Code, is amended by adding at the end the
4 following new subparagraph:

5 “(C) The Secretary concerned shall ensure that the
6 procedures for granting an exception under this subsection
7 to the repayment requirement or to the requirement to
8 terminate the payment of unpaid amounts of a bonus, in-
9 centive pay, or similar benefit are consistent for members
10 of regular components and members of reserve compo-
11 nents and do not differentiate between the duty statuses
12 of members.”.

