ASSEMBLY RESOLUTION No. 260

STATE OF NEW JERSEY

219th LEGISLATURE

Sponsored by:
Assemblyman P. CHRISTOPHER TULLY
District 38 (Bergen and Passaic)
Assemblywoman LISA SWAIN
District 38 (Bergen and Passaic)
Assemblywoman CLEOPATRA G. TUCKER
District 28 (Essex)

Co-Sponsored by:
Assemblymen Benson, Wirths, Space, Assemblywoman Murphy and Assemblyman Houghtaling

SYNOPSIS
Urges US Congress pass "Retired Pay Restoration Act."

CURRENT VERSION OF TEXT
As introduced.

1   **AN ASSEMBLY RESOLUTION** urging the United States Congress to
2   pass the "Retired Pay Restoration Act."
3
4   **WHEREAS,** A 19th Century law requires military retired pay to be offset,
5   dollar for dollar, by the amount of disability compensation received
6   from the United States Department of Veterans Affairs (VA); and
7   **WHEREAS,** Military retired pay earned by service and sacrifice in
8   defending the United States should not be reduced because a military
9   retiree is also eligible for veterans' disability compensation awarded
10   for a service-connected disability; and
11   **WHEREAS,** Retired pay and disability compensation are different types
12   of compensation – retired pay is provided to recognize a career of
13   uniformed service while VA disability compensation is
14   compensation for pain, suffering, and lost future earning power due
15   to service-connected disabilities; and
16   **WHEREAS,** The "Retired Pay Restoration Act" pending before Congress
17   would permit retired members of the Armed Forces who have a
18   service-connected disability to receive both military retired pay by
19   reason of their years of military service and disability compensation
20   from the VA; and
21   **WHEREAS,** Service members make countless sacrifices in service to this
22   country and State and should not be forced to forfeit their military
23   retired pay because a 19th Century law reduces their retirement
24   benefit by the amount they receive in disability compensation; now,
25   therefore,
26
27   **BE IT RESOLVED** *by the General Assembly of the State of New*
28 *Jersey:*
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30   1.   This House respectfully urges the United State Congress to
31 pass the "Retired Pay Restoration Act."
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33   2.   Copies of the resolution, as filed with the Secretary of State,
34 shall be transmitted by the Clerk of the General Assembly to the
35 President and Vice-President of the United States, the Majority and
36 Minority Leaders of the United States Senate, the Speaker and
37 Minority Leader of the United States House of Representatives, and
38 every member of Congress elected from this State.
39
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41   STATEMENT
42
43   This Assembly resolution urges Congress to pass the "Retired Pay
44 Restoration Act." The act would permit retired members of the
45 Armed Forces who have a service-connected disability to receive
46 both military retired pay and disability compensation from the United
47 Stated Department of Veterans Affairs (VA) for their disability.

1   A 19th Century law requires military retired pay to be offset,
2 dollar for dollar, by the amount of disability compensation received
3 from the VA. Military retired pay earned by service and sacrifice in
4 defending the United States should not be reduced because a military
5 retiree is also eligible for veterans' disability compensation awarded
6 for a service-connected disability. The "Retired Pay Restoration
7 Act" pending before Congress would permit retired members of the
8 Armed Forces who have a service-connected disability to receive
9 both military retired pay by reason of their years of military service
10 and disability compensation from the VA. This House recognizes the
11 sacrifice of service members and their families and urges Congress
12 to pass the "Retired Pay Restoration Act."