

104TH CONGRESS
1ST SESSION

S. 635

To amend title 10, United States Code, to provide uniformity in the criteria and procedures for retiring general and flag officers of the Armed Forces of the United States in the highest grade in which served; and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 28 (legislative day, MARCH 27), 1995

Mrs. HUTCHISON (for herself, Mr. NUNN, Mr. THURMOND, and Mr. GRAHAM) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to provide uniformity in the criteria and procedures for retiring general and flag officers of the Armed Forces of the United States in the highest grade in which served; 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. UNIFORM CRITERIA AND PROCEDURES FOR**
 2 **RETIRING GENERAL AND FLAG OFFICERS IN**
 3 **HIGHEST GRADE IN WHICH SERVED.**

4 (a) **APPLICABILITY OF TIME-IN-GRADE REQUIRE-**
 5 **MENTS.**—Section 1370 of title 10, United States Code, is
 6 amended—

7 (1) in subsection (a)(2)(A), by striking out
 8 “and below lieutenant general or vice admiral”; and

9 (2) in the first sentence of subsection (d)(2)(B),
 10 by striking out “and below lieutenant general or vice
 11 admiral”.

12 (b) **REPEAL OF REQUIREMENTS FOR SENATE CON-**
 13 **FIRMATION.**—Sections 1370(c), 3962(a), 5034, and
 14 8962(a) of title 10, United States Code, are repealed.

15 **SEC. 2. TECHNICAL AND CLERICAL AMENDMENTS.**

16 (a) **REDESIGNATION OF SUBSECTIONS.**—(1) Sub-
 17 section (d) of section 1370 of such title is redesignated
 18 as subsection (c).

19 (2) Sections 3962(b) and 8962(b) of such title are
 20 amended by striking out “(b) Upon” and inserting in lieu
 21 thereof “Upon”.

22 (b) **CLERICAL AMENDMENT.**—The table of sections
 23 at the beginning of chapter 505 of such title is amended
 24 by striking out the item relating to section 5034.

1 **SEC. 3. EFFECTIVE DATE FOR AMENDMENTS TO PROVISION**

2 **TAKING EFFECT IN 1996.**

3 The amendments made by sections 1(a)(2) and 2(a)
4 shall take effect immediately after subsection (d) of sec-
5 tion 1370 of title 10, United States Code, takes effect.

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