

1 **TITLE X—MILITARY DISABILITY**  
2 **RETIREMENT AND SURVIVOR**  
3 **BENEFIT ANNUITY RESTORA-**  
4 **TION**

5 **SECTION 10001. INAPPLICABILITY OF ANNUAL ADJUST-**  
6 **MENT OF RETIRED PAY FOR MEMBERS OF**  
7 **THE ARMED FORCES UNDER THE AGE OF 62**  
8 **UNDER THE BIPARTISAN BUDGET ACT OF**  
9 **2013 TO MEMBERS RETIRED FOR DISABILITY**  
10 **AND TO RETIRED PAY USED TO COMPUTE**  
11 **CERTAIN SURVIVOR BENEFIT PLAN ANNU-**  
12 **ITIES.**

13 (a) INAPPLICABILITY.—Paragraph (4) of section  
14 1401a(b) of title 10, United States Code, as added by sec-  
15 tion 403(a) of the Bipartisan Budget Act of 2013, is  
16 amended—

17 (1) in subparagraph (A), by inserting after  
18 “age” the following: “(other than a member or  
19 former member retired under chapter 61 of this  
20 title)”; and

21 (2) by adding at the end the following new sub-  
22 paragraph:

23 “(F) INAPPLICABILITY TO AMOUNT OF RE-  
24 TIRED PAY USED IN COMPUTATION OF SBP AN-  
25 NUIITY FOR SURVIVORS.—In the computation

1           pursuant to subsection (d) or (f) of section  
2           1448 of this title of an annuity for survivors of  
3           a member or person who dies while subject to  
4           the application of this paragraph, the amount  
5           of the retired pay of such member or person for  
6           purposes of such computation shall be the  
7           amount of retired pay that would have been  
8           payable to such member or person at the time  
9           of death without regard to the application of  
10          this paragraph.”.

11       (b) CONFORMING AMENDMENTS.—

12           (1) COMBAT-RELATED SPECIAL COMPENSA-  
13          TION.—Section 1413a(b)(3)(A) of title 10, United  
14          States Code, is amended by inserting “(but without  
15          the application of section 1401a(b)(4) of this title)”  
16          after “under any other provision of law”.

17           (2) CONCURRENT RECEIPT OF RETIRED PAY  
18          AND VETERANS’ DISABILITY COMPENSATION.—Sec-  
19          tion 1414(b)(1) of such title is amended by inserting  
20          “(but without the application of section 1401a(b)(4)  
21          of this title)” after “under any other provision of  
22          law”.

23           (3) PREVENTION OF COLA INVERSIONS.—Sec-  
24          tion 1401a(f)(2) of title 10, United States Code, is

1 amended by inserting “or subsection (b)(4)” after  
2 “subsection (b)(2)”.

3 (c) EFFECTIVE DATE.—The amendments made by  
4 subsections (a) and (b) shall take effect on December 1,  
5 2015, immediately after the coming into effect of section  
6 403 of the Bipartisan Budget Act of 2013 and the amend-  
7 ments made by that section.

8 (d) EXCLUSION OF BUDGETARY EFFECTS FROM  
9 PAYGO SCORECARDS.—

10 (1) STATUTORY PAY-AS-YOU-GO SCORECARDS.—

11 The budgetary effects of this section shall not be en-  
12 tered on either PAYGO score-card maintained pur-  
13 suant to section 4(d) of the Statutory Pay-As-You-  
14 Go Act of 2010.

15 (2) SENATE PAYGO SCORECARDS.—The budg-  
16 etary effects of this section shall not be entered on  
17 any PAYGO scorecard maintained for purposes of  
18 section 201 of S. Con. Res. 21 (110th Congress).

19 This division may be cited as the “Department of De-  
20 fense Appropriations Act, 2014”.