

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Gutknecht OF Minnesota, OR HIS DESIGNEE,  
DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 5122, AS REPORTED**

**OFFERED BY MR. GUTKNECHT OF MINNESOTA and**

Rep. Kline - MN  
Rep. Ramstad - MN  
Rep. Kennedy - MN  
Rep. Peterson - MN  
Rep. Oberstar - MN  
Rep. McColm - MN  
Rep. Sabo - MN

At the end of subtitle B of title VI (page 220, after line 8), add the following new section:

**1 SEC. 624. ELIMINATION OF INEQUITY IN ELIGIBILITY AND  
2 PROVISION OF ASSIGNMENT INCENTIVE PAY.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-  
4 gress that the Secretary of the Army should promptly cor-  
5 rect the pay inequity in the provision of assignment incen-  
6 tive pay under section 307a of title 37, United States  
7 Code, to members of the Army National Guard and the  
8 Army Reserve serving on active duty in Afghanistan and  
9 Iraq that arose from the disparate treatment between—

10 (1) those members who previously served under  
11 a call or order to active duty under section 12302  
12 of title 10, United States Code, and who are eligible  
13 for assignment incentive pay; and

14 (2) those members who previously served under  
15 a call or order to active duty under section 12304  
16 of such title and who are currently ineligible for as-  
17 signment incentive pay.



1 (b) REPORT REQUIRED.—Not later than 30 days  
2 after the date of the enactment of this Act, the Secretary  
3 of the Army shall submit to Congress a report—

4 (1) specifying the number of members of the  
5 Army National Guard and the Army Reserve ad-  
6 versely affected by the disparate treatment afforded  
7 to members who previously served under a call or  
8 order to active duty under section 12304 of title 10,  
9 United States Code, in determining eligibility for as-  
10 signment incentive pay; and

11 (2) containing proposed remedies or courses of  
12 action to correct this inequity, including allowing  
13 time served during a call or order to active duty  
14 under such section 12304 to count toward the time  
15 needed to qualify for assignment incentive pay.

