

HOUSE BILL 116

By Windle

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 34; Title 8, Chapter 35 and Title 8, Chapter 36, relative to military service credit for deployment in support of Operation Enduring Freedom or Operation Iraqi Freedom.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-34-605, is amended by adding the following as a new subsection (c) and by redesignating existing subsection (c) and remaining subsections accordingly:

(c)

(1) Any member who served in the armed forces of the United States during any military conflict and deployed in direct support of the conflict shall be entitled to establish retirement credit for each day of the deployed service without charge under the following conditions:

(A) The member was honorably discharged from such military service;

(B) The member received a campaign medal or service star for the military conflict;

(C) The member cannot establish the military service in any other retirement system; provided, that this subdivision (c)(1)(C) shall not apply to the extent it is preempted by federal law; and

(D) The military service credit cannot be used in determining any rights under the retirement system prior to the member becoming vested.

(2) As used in this subsection (c), "military conflict" means:

Operation Enduring Freedom 10/7/2001 – 12/28/2014

Operation Iraqi Freedom 3/19/2003 – 8/31/2010

SECTION 2. Tennessee Code Annotated, Section 8-34-605, is amended by deleting the language "(b)-(d)" wherever it appears and substituting instead the language "(b)-(e)".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.