

118TH CONGRESS
1ST SESSION

H. R. 6736

To provide a retroactive effective date for the promotions of senior officers of the Armed Forces whose military promotions were delayed as a result of the suspension of Senate confirmation of such promotions.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2023

Mr. BACON (for himself and Mr. GALLEGO) introduced the following bill;
which was referred to the Committee on Armed Services

A BILL

To provide a retroactive effective date for the promotions of senior officers of the Armed Forces whose military promotions were delayed as a result of the suspension of Senate confirmation of such promotions.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Military Personnel
5 Confirmation Restoration Act of 2023”.

6 **SEC. 2. SENSE OF CONGRESS.**

7 Congress holds the men and women who defend the
8 United States in the highest esteem.

1 **SEC. 3. RETROACTIVE EFFECTIVE DATE OF PROMOTIONS**
2 **OF SENIOR OFFICERS OF ARMED FORCES**
3 **THAT WERE DELAYED AS A RESULT OF SUS-**
4 **PENSION OF SENATE CONFIRMATION.**

5 (a) IN GENERAL.—In the case of an individual con-
6 firmed, during the period beginning on December 5, 2023,
7 and ending on December 31, 2023, to a grade or rank
8 in the Armed Forces associated with pay grade O–7 or
9 higher and whose confirmation was delayed as a result of
10 the suspension of the provision of advice and consent by
11 the Senate to appointments to such grades and ranks that
12 began in February 2023—

13 (1) the Secretary of Defense shall provide the
14 individual, retroactive to the date described in sub-
15 section (b)—

16 (A) pay and allowances at the rates or in
17 the amounts payable for the pay grade associ-
18 ated with the appointment of the individual;
19 and

20 (B) the benefits to which an individual in
21 the grade or rank associated with the appoint-
22 ment is entitled; and

23 (2) the date described in subsection (b) shall be
24 the date used for determining the seniority of the in-
25 dividual in the grade or rank associated with the ap-
26 pointment.

1 (b) DATE DESCRIBED.—The date described in this
2 subsection is, with respect to an individual described in
3 subsection (a), the date that is the later of—

4 (1) the date that is 30 days after the date on
5 which the nomination of the individual was placed
6 on the Executive Calendar of the Senate; or

7 (2) the date on which the individual would have
8 been appointed but for the suspension of the provi-
9 sion of advice and consent described in subsection
10 (a), as determined by the Secretary concerned (as
11 defined in section 101 of title 10, United States
12 Code).

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