

110TH CONGRESS
2D SESSION

S. 2854

To amend title 10, United States Code, to clarify the effective date of active duty of members of the reserve components of the Armed Forces receiving an alert order anticipating a call or order to active duty in support of a contingency operation for purposes of entitlement to medical and dental care as members of the Armed Forces on active duty.

IN THE SENATE OF THE UNITED STATES

APRIL 14, 2008

Mr. REID (for Mrs. CLINTON (for herself and Mr. PRYOR)) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

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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. SHORT TITLE.**

2 This Act may be cited as the “National Guard and
3 Reserve Medical Readiness Act of 2008”.

4 **SEC. 2. EFFECTIVE DATE OF ACTIVE DUTY FOR PURPOSES**
5 **OF ENTITLEMENT TO ACTIVE DUTY HEALTH**
6 **CARE OF MEMBERS OF THE RESERVE COM-**
7 **PONENTS OF THE ARMED FORCES RECEIV-**
8 **ING ALERT ORDER ANTICIPATING A CALL OR**
9 **ORDER TO ACTIVE DUTY IN SUPPORT OF A**
10 **CONTINGENCY OPERATION.**

11 Subsection (d) of section 1074 of title 10, United
12 States Code, is amended to read as follows:

13 “(d)(1) For purposes of this chapter, a member of
14 a reserve component of the armed forces shall be treated
15 as a member of the armed forces on active duty as follows:

16 “(A) On the date of the issuance of the alert
17 order for the member’s unit in anticipation of the
18 mobilization of the unit for service for a period of
19 more than 30 days in support of a contingency oper-
20 ation.

21 “(B) On the date of the issuance of the order
22 providing for the assignment or attachment of the
23 member to a unit subject to an alert order described
24 in paragraph (1).

25 “(2) If the alert order for a member’s unit (or the
26 unit to which the member is assigned or attached) is re-

1 scinded, the member shall cease to be treated on active
2 duty for purposes of this chapter as of the date of the
3 issuance of the order rescinding such alert order.”.

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