

Public Law 95-581  
95th Congress

An Act

Nov. 2, 1978

[H.R. 10343]

To provide for recalculation of the retired pay of individuals who served as sergeant major of the Marine Corps before December 16, 1967.

Marine Corps,  
sergeant major.  
Retired pay,  
recalculation.  
10 USC 1401a  
note.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) the retired pay of any individual who served as sergeant major of the Marine Corps and who completed such service before December 16, 1967, shall be computed based upon a rate of basic pay of the sum of (1) the highest rate of basic pay to which such individual was entitled while so serving, and (2) \$150.

(b) For the purpose of computing any adjustment under section 1401a of title 10, United States Code, in the retired pay of any individual whose retired pay is affected by subsection (a), the rate of basic pay provided under such subsection for the purpose of computing the retired pay of such individual shall be considered to have been the rate of basic pay applicable to such individual at the time of his retirement, and any adjustment under such section 1401a in the retired pay of such individual before September 30, 1978, shall be readjusted to reflect such rate of basic pay.

Effective date.  
10 USC 1401a  
note.

SEC. 2. (a) Any change in the retired pay of any individual by reason of the enactment of this Act shall be effective for months beginning after September 30, 1978.

(b) The enactment of this Act shall not reduce the retired pay of any individual.

Approved November 2, 1978.

---

LEGISLATIVE HISTORY:

HOUSE REPORT No. 95-857 (Comm. on Armed Services).

CONGRESSIONAL RECORD, Vol. 124 (1978):

Apr. 3, June 5, considered and passed House.

Oct. 14, considered and passed Senate.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 14, No. 44:

Nov. 2, Presidential statement.