

118TH CONGRESS
1ST SESSION

H. R. 828

To direct the reinstatement of an individual involuntarily separated from an Armed Force solely on the basis of refusing to receive a vaccination against COVID–19.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2023

Mr. DUNN of Florida (for himself, Mr. JACKSON of Texas, Mr. MILLS, Mr. EZELL, Mr. POSEY, Mr. CLOUD, Mr. C. SCOTT FRANKLIN of Florida, Mrs. HARSHBARGER, Mr. GIMENEZ, and Mr. BUCHANAN) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To direct the reinstatement of an individual involuntarily separated from an Armed Force solely on the basis of refusing to receive a vaccination against COVID–19.

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 “Troop Return Of Over-
5 due Payment Act” or the “TROOP Act”.

1 **SEC. 2. REINSTATEMENT AND BACK PAY FOR AN INDI-**
2 **VIDUAL INVOLUNTARILY SEPARATED FROM**
3 **AN ARMED FORCE SOLELY ON THE BASIS OF**
4 **REFUSING TO RECEIVE A VACCINATION**
5 **AGAINST COVID-19.**

6 (a) REINSTATEMENT.—At the request of a covered
7 individual, the Secretary concerned shall—

8 (1) reinstate the covered individual as a mem-
9 ber of the Armed Force concerned, in the same rank
10 and grade the covered individual held at the time of
11 separation from the Armed Force concerned; and

12 (2) include, in the computation of the retired or
13 retainer pay of such covered individual, the period
14 between the involuntary separation and the rein-
15 statement of the covered individual.

16 (b) BACK PAY.—A covered individual who was invol-
17 untarily discharged from an Armed Force and who makes
18 a request under subsection (a) shall be entitled to back
19 pay for the period between such separation and reinstate-
20 ment of the covered individual.

21 (c) DEFINITIONS.—In this section:

22 (1) The term “covered individual” means an in-
23 dividual who was involuntarily separated from an
24 Armed Force solely on the basis of the refusal of
25 such individual to receive a vaccination against
26 COVID-19.

1 (2) The term “Secretary concerned” has the
2 meaning given such term in section 101 of title 10,
3 United States Code.

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