

118TH CONGRESS
1ST SESSION

S. 3456

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 SENATE OF THE UNITED STATES

DECEMBER 7, 2023

Mr. McCONNELL (for Mr. ROUNDS (for himself, Mr. MANCHIN, Mr. KING, Ms. ERNST, Mr. TUBERVILLE, Mrs. GILLIBRAND, and Mr. BLUMENTHAL)) introduced the following bill; which was read twice and 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”.

1 **SEC. 2. SENSE OF CONGRESS.**

2 Congress holds the men and women who defend the
3 United States in the highest esteem.

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

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

16 (1) the Secretary of Defense shall provide the
17 individual, retroactive to the date described in sub-
18 section (b)—

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

23 (B) the benefits to which an individual in
24 the grade or rank associated with the appoint-
25 ment is entitled;

1 (2) the date described in subsection (b) shall be
2 the date used for determining the seniority of the in-
3 dividual in the grade or rank associated with the ap-
4 pointment; and

5 (3) any restriction under any provision of stat-
6 ute or regulation relating to personnel actions that
7 would detrimentally affect the individual as a result
8 of such suspension of the provision of advice and
9 consent is waived.

10 (b) DATE DESCRIBED.—The date described in this
11 subsection is, with respect to an individual described in
12 subsection (a), the date that is 30 days after the date on
13 which the appointment of the individual was placed on the
14 Executive Calendar of the Senate.

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