

RESOLUTION 10-05

SOURCE: National Headquarters, AR, NJ, NY MD, PA, NM, IA, IL, TN, WA, CA, KY, MA, VA, OH, WI

SUBJECT: Concurrent Receipt

WHEREAS, Title 38, United States Code, Sections 5304 and 5305, has prohibited the concurrent receipt of both military retirement pay for longevity from the Department of Defense and disability compensation from the Department of Veterans Affairs; and

WHEREAS, a disabled veteran who does not retire from military service but elects instead to pursue a civilian career after enlistment expires can receive full compensation and full civilian retired pay; and

WHEREAS, a veteran who has served this country for 20 years should have that same right and not be penalized for choosing a military career rather than a civilian career; and

WHEREAS, no other category of federal employee faces the same restriction on disability and retirement pay: now, therefore, be it

RESOLVED, That AMVETS pursue enactment of legislation that would provide full and immediate concurrent receipt for all disabled military retirees; and be it further

RESOLVED, That enacting concurrent receipt would correct the fundamental inequity in the law that has lasted for over a century.