



General Assembly

January Session, 2009

**Raised Bill No. 861**

LCO No. 2893

\* SB00861PS 031009 \*

Referred to Committee on Select Committee on Veterans' Affairs

Introduced by:  
(VA)

**AN ACT CONCERNING RETIREMENT FROM MILITARY SERVICE.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 27-53 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 When [an officer or warrant officer] a member of the armed forces  
4 of the state or the Governor's military staff, whose service has been  
5 honorable, has served ten years, [as officer or enlisted person, active or  
6 inactive or reserve, in any or all of which he or she has served not less  
7 than three years as a commissioned officer or warrant officer,] he or  
8 she may, if he or she makes a timely application [therefor] to the  
9 Adjutant General through [proper officers if he or she still is in service]  
10 the chain of command prior to such member's retirement date, be  
11 retired from active service and placed upon the retired list. Such  
12 retirement shall be in the highest grade in which he or she has served.  
13 When such service equals or exceeds twenty years, he or she may,  
14 upon his or her application to the Adjutant General, through [proper  
15 officers if he or she still is in service] the chain of command prior to  
16 such member's retirement date, be commissioned at or promoted to  
17 the next higher grade than the highest grade at which he or she may

18 have [~~been commissioned~~] held at any time, either in the armed forces  
 19 of the state or the Governor's military staff or the military or naval  
 20 forces of the United States, which higher grade shall not be above the  
 21 grade of a brigadier general or sergeant major, and shall thereafter be  
 22 placed upon the retired list with such grade. Members may only  
 23 receive the retirement promotion provided under this section one time.  
 24 In determining such term of service of twenty years, there may be  
 25 added to any term of not less than ten years' service in the armed  
 26 forces of the state or the Governor's military staff the term of service  
 27 with the military or naval forces of the United States, either active,  
 28 inactive or reserve. Retirement shall be obligatory for all [~~officers and~~  
 29 ~~warrant officers~~] members reaching the age of sixty-four years or as  
 30 required for [~~officers and warrant officers~~] members of the National  
 31 Guard and naval militia by laws and regulations pertaining thereto.

32       Sec. 2. Section 27-54 of the general statutes is repealed and the  
 33 following is substituted in lieu thereof (*Effective from passage*):

34       [~~Officers~~] Members on the retired list shall serve thereon without  
 35 pay; shall be withdrawn from unit rosters, command and from line of  
 36 promotion and shall continue to be borne on the register of the armed  
 37 forces of the state, and shall be entitled to wear, within the limitations  
 38 prescribed by the laws and regulations of the United States, the  
 39 uniform of the rank on which they have been retired. They shall, at all  
 40 times, be subject to the rules and regulations governing the armed  
 41 forces of the state. They may, with their consent, be detailed from the  
 42 retired list and placed upon active duty at any time when ordered by  
 43 the Governor and, when on such duty, shall be entitled to the pay and  
 44 allowances of officers of a similar grade on the active list.

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|---|---------------------|-------|
| This act shall take effect as follows and shall amend the following sections: |                     |       |
| Section 1   | <i>from passage</i> | 27-53 |
| Sec. 2  | <i>from passage</i> | 27-54 |

***VA***      *Joint Favorable C/R*

PS

***PS***      *Joint Favorable*