

not be required to repay any portion of the advanced pay paid to the member and not repaid before the death of the member.

(d) COMMENCEMENT OF RECOUPMENT.—The recoupment period for an advancement of basic pay to a member under this section shall commence on the first day of the first month beginning on or after the date on which the member receives the advanced pay.

(Added Pub. L. 108-375, div. A, title VI, §606(a), Oct. 28, 2004, 118 Stat. 1945; amended Pub. L. 114-328, div. A, title VI, §618(h)(1), Dec. 23, 2016, 130 Stat. 2160.)

AMENDMENTS

2016—Subsec. (a). Pub. L. 114-328 inserted “, or paragraph (1) or (3) of section 351(a),” after “section 310”.

CHAPTER 5—SPECIAL AND INCENTIVE PAYS

SUBCHAPTER I—EXISTING SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

- Sec. 301. Incentive pay: hazardous duty.
- 301a. Incentive pay: aviation career.
- 301b. Special pay: aviation career officers extending period of active duty.
- 301c. Incentive pay: submarine duty.
- 301d. Multiyear retention bonus: medical officers of the armed forces.
- 301e. Multiyear retention bonus: dental officers of the armed forces.
- 302. Special pay: medical officers of the armed forces.
- 302a. Special pay: optometrists.
- 302b. Special pay: dental officers of the armed forces.
- 302c. Special pay: psychologists and nonphysician health care providers.
- 302c-1. Special pay: accession and retention bonuses for psychologists.
- 302d. Special pay: accession bonus for registered nurses.
- 302e. Special pay: nurse anesthetists.
- 302f. Special pay: reserve, recalled, or retained health care officers.
- 302g. Special pay: Selected Reserve health care professionals in critically short wartime specialties.
- 302h. Special pay: accession bonus for dental officers.
- 302i. Special pay: pharmacy officers.
- 302j. Special pay: accession bonus for pharmacy officers.
- 302k. Special pay: accession bonus for medical officers in critically short wartime specialties.
- 302l. Special pay: accession bonus for dental specialist officers in critically short wartime specialties.
- 303. Special pay: veterinarians.
- 303a. Special pay: general provisions.
- 303b. Waiver of board certification requirements.
- 304. Special pay: diving duty.
- 305. Special pay: hardship duty pay.
- 305a. Special pay: career sea pay.
- 305b. Special pay: service as member of Weapons of Mass Destruction Civil Support Team.
- 306. Special pay: officers holding positions of unusual responsibility and of critical nature.
- 306a. Special pay: members assigned to international military headquarters.
- 307. Special pay: special duty assignment pay for enlisted members.
- 307a. Special pay: assignment incentive pay.
- 308. Special pay: reenlistment bonus.
- [308a. Repealed.]

- Sec. 308b. Special pay: reenlistment bonus for members of the Selected Reserve.
- 308c. Special pay: bonus for affiliation or enlistment in the Selected Reserve.
- 308d. Special pay: members of the Selected Reserve assigned to certain high priority units.
- [308e. 308f. Repealed.]
- 308g. Special pay: bonus for enlistment in elements of the Ready Reserve other than the Selected Reserve.
- 308h. Special pay: bonus for reenlistment, enlistment, or voluntary extension of enlistment in elements of the Ready Reserve other than the Selected Reserve.
- 308i. Special pay: prior service enlistment bonus.
- 308j. Special pay: affiliation bonus for officers in the Selected Reserve.
- 309. Special pay: enlistment bonus.
- 310. Special pay: duty subject to hostile fire or imminent danger.
- [311. Repealed.]
- 312. Special pay: nuclear-qualified officers extending period of active service.
- [312a. Repealed.]
- 312b. Special pay: nuclear career accession bonus.
- 312c. Special pay: nuclear career annual incentive bonus.
- [313. Repealed.]
- 314. Special pay or bonus: qualified members extending duty at designated locations overseas.
- 315. Special pay: engineering and scientific career continuation pay.
- 316. Special pay: bonus for members with foreign language proficiency.
- 316a. Special pay: incentive pay for members of precommissioning programs pursuing foreign language proficiency.
- 317. Special pay: officers in critical acquisition positions extending period of active duty.
- 318. Special pay: special warfare officers extending period of active duty.
- 319. Special pay: surface warfare officer continuation pay.
- 320. Incentive pay: career enlisted flyers.
- 321. Special pay: judge advocate continuation pay.
- [322, 323. Renumbered.]
- 324. Special pay: accession bonus for new officers in critical skills.
- 325. Incentive bonus: savings plan for education expenses and other contingencies.
- 326. Incentive bonus: conversion to military occupational specialty to ease personnel shortage.
- 327. Incentive bonus: transfer between armed forces.
- [328. Repealed.]
- 329. Incentive bonus: retired members and reserve component members volunteering for high-demand, low-density assignments.
- 330. Special pay: accession bonus for officer candidates.

SUBCHAPTER II—CONSOLIDATION OF SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

- 331. General bonus authority for enlisted members.
- 332. General bonus authority for officers.
- 333. Special bonus and incentive pay authorities for nuclear officers.
- 334. Special aviation incentive pay and bonus authorities for officers.
- 334a. Special aviation incentive pay and bonus authorities: enlisted members who operate remotely piloted aircraft.
- 335. Special bonus and incentive pay authorities for officers in health professions.
- 336. Contracting bonus for cadets and midshipmen enrolled in the Senior Reserve Officers' Training Corps.

- Sec.  
351. Hazardous duty pay.  
352. Assignment pay or special duty pay.  
353. Skill incentive pay or proficiency bonus.  
354. Special pay: 15-year career status bonus for members entering service on or after August 1, 1986.  
355. Special pay: retention incentives for members qualified in critical military skills or assigned to high priority units.  
356. Continuation pay: full TSP members with 8 to 12 years of service.

## SUBCHAPTER III—GENERAL PROVISIONS

371. Relationship to other incentives and pays.  
372. Continuation of pays during hospitalization and rehabilitation resulting from wounds, injury, or illness incurred while on duty in a hostile fire area or exposed to an event of hostile fire or other hostile action.  
373. Repayment of unearned portion of bonus, incentive pay, or similar benefit, and termination of remaining payments, when conditions of payment not met.  
374. Regulations.

## AMENDMENTS

2017—Pub. L. 115-91, div. A, title VI, § 617(b), Dec. 12, 2017, 131 Stat. 1426, added item 334a.

2016—Pub. L. 114-328, div. A, title VI, § 647(b), Dec. 23, 2016, 130 Stat. 2168, struck out item 328 “Combat-related injury rehabilitation pay”.

Pub. L. 114-328, div. A, title VI, § 633(d)(2), Dec. 23, 2016, 130 Stat. 2163, 2168, substituted “Continuation pay: full TSP members with 8 to 12 years of service” for “Continuation pay: full TSP members with 12 years of service” in item 356, effective Jan. 1, 2018, immediately after the coming into effect of the amendments providing for section 356 of title 37, to which the amendments made by section 633 of Pub. L. 114-328 relate.

2015—Pub. L. 114-92, div. A, title VI, § 634(b), Nov. 25, 2015, 129 Stat. 851, which directed amendment of this analysis by adding item 356 “at the end”, was executed by adding item 356 after item 355 to reflect the probable intent of Congress.

2013—Pub. L. 113-66, div. A, title VI, § 617(b), Dec. 26, 2013, 127 Stat. 782, added item 336.

2011—Pub. L. 111-383, div. A, title X, § 1075(c)(2), Jan. 7, 2011, 124 Stat. 4372, added item 312 and struck out former item 312 “Special pay: nuclear-qualified officers extending period of active duty”.

2008—Pub. L. 110-417, [div. A], title VI, §§ 619(b)(2), 620(b)(2), 651(c)(2)(B), Oct. 14, 2008, 122 Stat. 4489, 4491, 4497, added items 302c-1, 316a, and 373 and struck out former item 373 “Repayment of unearned portion of bonus, incentive pay, or similar benefit when conditions of payment not met”.

Pub. L. 110-181, div. A, title VI, § 661(d), Jan. 28, 2008, 122 Stat. 178, amended analysis generally, substituting items 301 to 374 and subchapter headings for former items 301 to 330.

2006—Pub. L. 109-364, div. A, title VI, §§ 617(d), 621(d)(1), 622(a)(2), Oct. 17, 2006, 120 Stat. 2251, 2255, 2256, added items 302k, 302l, 329, and 330.

Pub. L. 109-163, div. A, title VI, §§ 629(d)(2), 631(c), 632(c)(2), 634(c)(2), 639(e)(2), 640(f)(2), 641(b), 642(c), 687(e)(2), Jan. 6, 2006, 119 Stat. 3297, 3299, 3300, 3302, 3303, 3305, 3306, 3336, added items 327 and 328, substituted “Special pay: general provisions” for “Special pay: health professionals; general provisions” in item 303a, “Special pay: bonus for affiliation or enlistment in the Selected Reserve” for “Special pay: bonus for enlistment in the Selected Reserve” in item 308c, “Special pay: members of the Selected Reserve assigned to certain high priority units” for “Special pay: enlisted members of the Selected Reserve assigned to certain high priority units” in item 308d, “Special pay: affiliation bonus for officers in the Selected Reserve” for

“Special pay: bonus for certain initial service of officers in the Selected Reserve” in item 308j, “Special pay: bonus for members with foreign language proficiency” for “Special pay and bonus for members with foreign language proficiency” in item 316, and “Special pay: retention incentives for members qualified in critical military skills or assigned to high priority units” for “Special pay: retention incentives for members qualified in a critical military skill” in item 323, and struck out item 308e “Special pay: bonus for reserve affiliation agreement” and item 312a “Special pay: nuclear-trained and qualified enlisted members”.

2004—Pub. L. 108-375, div. A, title VI, §§ 619(b), 620(a)(2), (b)(2), Oct. 28, 2004, 118 Stat. 1952, 1954, added item 308j, substituted “Special pay and bonus for members with foreign language proficiency” for “Special pay: foreign language proficiency pay” in item 316, and struck out item 316a “Waiver of certification requirement”.

2003—Pub. L. 108-136, div. A, title VI, §§ 621(a)(2)(B), 624(b), 625(b), Nov. 24, 2003, 117 Stat. 1505-1507, added items 305b and 326 and substituted “qualified members” for “qualified enlisted members” in item 314.

2002—Pub. L. 107-314, div. A, title VI, § 616(a)(2), Dec. 2, 2002, 116 Stat. 2570, added item 307a.

2001—Pub. L. 107-107, div. A, title VI, §§ 621(b), 622(a)(2), Dec. 28, 2001, 115 Stat. 1140, 1142, added items 324 and 325.

2000—Pub. L. 106-398, § 1 [[div. A], title VI, §§ 624(a)(2), (b)(2), 628(c), 633(a)(2)], Oct. 30, 2000, 114 Stat. 1654, 1654A-152, 1654A-153, 1654A-155, 1654A-158, added items 302i, 302j, 309, and 323 and struck out items 308a “Special pay: enlistment bonus” and 308f “Special pay: bonus for enlistment in the Army”.

1999—Pub. L. 106-65, div. A, title VI, §§ 626(a)(2), 627(a)(2), 628(a)(2), 629(a)(2), 642(b), Oct. 5, 1999, 113 Stat. 656, 657, 659, 660, 663, added items 318 to 322.

1998—Pub. L. 105-261, div. A, title VI, § 617(c)(2), Oct. 17, 1998, 112 Stat. 2041, struck out “location” after “hardship duty” in item 305.

1997—Pub. L. 105-85, div. A, title VI, §§ 617(b), 619(c)(2), 625(a)(2), Nov. 18, 1997, 111 Stat. 1789, 1790, 1795, added item 301e and substituted “hardship duty location pay” for “while on duty at certain places” in item 305 and “Special pay or bonus:” for “Special pay:” in item 314.

1996—Pub. L. 104-201, div. A, title VI, § 615(c)(2), Sept. 23, 1996, 110 Stat. 2546, added item 302h.

Pub. L. 104-106, div. A, title VI, § 614(a)(2), Feb. 10, 1996, 110 Stat. 361, added item 302g.

1991—Pub. L. 102-190, div. A, title VI, §§ 634(b), 635(b), 636(b), Dec. 5, 1991, 105 Stat. 1381-1383, added items 302f, 303b, and 316a.

Pub. L. 102-25, title VII, § 702(a)(1), Apr. 6, 1991, 105 Stat. 117, substituted “Multiyear retention” for “Retention” in item 301d.

1990—Pub. L. 101-510, div. A, title VI, §§ 611(a)(2), 618(c)(2), title XII, § 1203(a)(2), title XIV, § 1484(f)(1), Nov. 5, 1990, 104 Stat. 1576, 1579, 1657, 1717, revised chapter heading so as to appear in all capital letters, added item 301d, inserted “and nonphysician health care providers” after “psychologists” in item 302c, and added item 317.

1989—Pub. L. 101-189, div. A, title V, § 505(a)(2), title VII, §§ 704(b)(2), 705(a)(2), 706(a)(2), Nov. 29, 1989, 103 Stat. 1438, 1471-1473, struck out “in the Public Health Service Corps” after “psychologists” in item 302c and added items 302d, 302e, and 308d.

1987—Pub. L. 100-140, § 2(b)(2), Oct. 26, 1987, 101 Stat. 831, added item 302c.

1986—Pub. L. 99-661, div. A, title VI, § 634(a)(2), Nov. 14, 1986, 100 Stat. 3885, added item 316.

1985—Pub. L. 99-145, title VI, §§ 639(e), 644(a)(2), Nov. 8, 1985, 99 Stat. 651, 653, substituted “dental officers of the armed forces” for “dentists” in item 302b, added item 308i, and struck out item 311 “Special pay: continuation pay for dentists in the armed forces”.

1984—Pub. L. 98-525, title VI, § 623(b)(2), title XIV, § 1402(b)(2), Oct. 19, 1984, 98 Stat. 2542, 2621, substituted “special duty assignment pay for enlisted members”