

**Sec. 8108.** (a) Continuation of Stop-Loss Special Pay- Funds appropriated by this Act, or made available by the transfer of funds in this Act, shall be made available to the Secretaries of the military departments only to provide special pay during fiscal year 2010 to members of the Army, Navy, Air Force, and Marine Corps, including members of their reserve components, who, at any time during fiscal year 2010, serve on active duty while the members' enlistment or period of obligated service is extended, or whose eligibility for retirement is suspended, pursuant to section 123 or 12305 of title 10, United States Code, or any other provision of law (commonly referred to as a `stop-loss authority') authorizing the President to extend an enlistment or period of obligated service, or suspend an eligibility for retirement, of a member of the uniformed services in time of war or of national emergency declared by Congress or the President.

(b) Special Pay Amount- The amount of the special pay paid under subsection (a) to or on behalf of an eligible member shall be \$500 per month for each month or portion of a month during fiscal year 2010 that the member is retained on active duty as a result of application of the stop-loss authority.

(c) Treatment of Deceased Members- If an eligible member described in subsection (a) dies before the payment required by this section is made, the Secretary of the military department concerned shall make the payment in accordance with section 2771 of title 10, United States Code.

(d) Clarification of Retroactive Stop-Loss Special Pay Authority- Section 310 of the Supplemental Appropriations Act, 2009 (Public Law 111-32; 123 Stat. 1870) is amended by adding at the end the following new subsection:

` (i) Effect of Subsequent Reenlistment of Voluntary Extension of Service- Members of the Armed Forces, retired members, and former members otherwise described in subsection (a) are not eligible for a payment under this section if the members--

- ` (1) voluntarily reenlisted or extended their service after their enlistment or period of obligated service was extended, or after their eligibility for retirement was suspended, pursuant to a stop-loss authority; and
- ` (2) received a bonus for such reenlistment or extension of service.'