



Legislative Bulletin.....June 13, 2013

Contents:

Amendments to H.R. 1960 (#1-76), Part I – National Defense Authorization Act for Fiscal Year 2014

Order of Business: The amendments to H.R. 1960, the National Defense Authorization Act for Fiscal Year 2014, are scheduled to be considered Thursday, June 13, 2013, and Friday, June 14, 2014, under a structured rule ([H.Res. 260](#)). The rule allows no further debate on H.R. 1960, provides for the consideration of **172** amendments debatable for 10 minutes each (20 minutes for Amendment #22), waives all points of order against amendments printed in the Rule Committee report or against amendments considered en bloc, and provides for one motion to recommit with or without instructions. The rule makes in order only those amendments summarized below.

The rule also allows the Chair of the Committee on Armed Services (or his designee) to offer amendments en bloc consisting of amendments made in order under the rule (which would be debatable for 20 minutes).

Upon adoption of the rule, an amendment that strikes subsection (b) of section 585 offered by Rep. Dave Camp (R-MI) is considered adopted. Subsection (b) defined those Armed Forces members who were killed or wounded in the attacks at the recruiting station in Little Rock, Arkansas on June 1, 2009, and at Fort Hood, Texas on November 5, 2009, as either to have been killed or wounded in a combat zone for Armed Forces members or in a contingency operation for DoD civilian employees for purposes of federal benefits, regulations, and policies.

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SUMMARY OF AMENDMENTS MADE IN ORDER UNDER THE RULE

June 13, 2013

- 1. McKeon (R-CA). *Passed by voice.*** This amendment clarifies that the President, acting through the Secretary of Defense, shall submit an assessment of Al-Quaeda affiliates and adherents outside of the U.S. within 120 days of enactment of the bill to the both the House and Senate Committee on Foreign Affairs.
- 2. Blumenauer (D-OR)/ Mulvaney (R-SC)/Bentivolio (R-MI). *Blumenauer (D-OR)/ Mulvaney (R-SC)/Bentivolio (R-MI).*** This amendment reduces the statutory requirement in 10 U.S.C. sec. 5062(b) for the number of operational carriers that the U.S. Navy must keep active from 11 to 10. Former Defense Secretary Robert Gates [asked](#) in

2010 whether “...we really need eleven carrier strike groups for another 30 years when no other country has more than one?” Congress reduced the fleet in the FY2007 NDAA from 12 to 11 when it [decommissioned](#) the John F. Kennedy (CV-67) in 2007. The Navy is operating under a waiver from Congress to temporarily drop to 10 operational carriers until the [Gerald R. Ford \(CVN-78\)](#) is commissioned into service in 2016. ~~According to the amendment sponsors, the following groups support reducing the Navy’s operational fleet: the Center for Strategic and Budgetary Assessments, the American Enterprise Institute, Center for American Progress, Center for a New American Security, Center for Strategic and International Studies, the Foreign Policy Initiative, and the National Security Network.~~ The National Taxpayers Union is key voting in support of this amendment, while Heritage Action opposes and is key voting against this amendment. **Note—the groups struck through above were erroneously listed by the amendments’ sponsors as supportive of the amendment’s approach.**

3. **Lummis (R-WY)/ Daines (R-MT)/ Cramer (R-ND).** This amendment adds a new section to a Sense of Congress (found beginning at pg, 79, line 6) relating to the readiness of the nation’s Intercontinental Ballistic Force. It explains that the Secretary of Defense shall preserve each intercontinental ballistic missile that contains a deployed missile as of the date of enactment, at a minimum, a warm status that enables such silo to remain a fully functioning element of the interconnected and redundant command and control system of the missile field and is made fully operational with a deployed missile. According to the amendment sponsor’s office, this amendment requires the DoD to maintain all current 450 intercontinental ballistic missile (ICBM) silos in warm status, which means the ability to be fully functional even if there is no nuclear warhead deployed. This amendment seeks to address concerns that President Obama will continue to suggest further reductions in U.S. nuclear forces beyond the New START Treaty levels (no more than 700 deployed and 800 total, including non-deployed, total land-based ICBMs, submarine-launched ballistic missile launchers and heavy bombers equipped to carry nuclear armaments).
4. **Pearce (R-NM). *Passed by voice.*** This amendment prohibits the Secretary of Defense, or any other federal government department or agency head, to finalize any decision regarding new land use activity on covered land unless the Secretary concerned¹ approves such activity in writing. Covered land is defined as ranges, test areas, or other lands in the contiguous U.S. used by the Secretary of Defense for activities related to research, development, test, and evaluation that the Secretary determines to be critical to national security. New land use activity means activity that is not already carried out on covered land and is carried out by, or in cooperation with, a federal department or agency other than the DoD. The amendment sponsor explains that a critical aspect of readiness for the DoD (the Major Range and Test Facility Bases) is acquisition of emerging technology

¹ The term “Secretary concerned” means as defined in 10 U.S.C. 109(a)(9) the Secretary of the Army, with respect to matters concerning the Army; the Secretary of the Navy, with respect to matters concerning the Navy, the Marine Corps, and the Coast Guard when it is operating as a service in the Department of the Navy; the Secretary of the Air Force, with respect to matters concerning the Air Force; and the Secretary of Homeland Security, with respect to matters concerning the Coast Guard when it is not operating as a service in the Department of the Navy.

and the ability to quickly, safely, and efficiently test and evaluate new weapons systems. Also, the amendment does not provide the DoD with any new land acquisition authority.

5. **Coffman (R-CO).** This amendment reduces funding by \$250 million for the Defense Rapid Innovation (DRIP) program as specified in the funding table in section 4201 and transfers the same amount to training and readiness accounts in the funding table in section 4301 in the following manner: \$85 million for Operation and Maintenance, Army, maneuver Units; \$35 million for Operation and Maintenance, Army, Aviation Assets; \$32.5 million for Operation and Maintenance, Navy, mission and other flight operations; \$7.5 million for Operation and Maintenance, Navy, Fleet Air Training; \$25 million for Operation and Maintenance, Marine Corp, Operational Forces; and \$65 million for Operation and Maintenance, Air Force, Primary Combat Forces. According to the amendment sponsor, the funding for the DRIP was not requested by the DoD.
6. **Turner (R-OH). *Passed by voice.*** This amendment amends the Uniform Code of Military Justice (UCMJ) by creating a new section addressing mandatory minimum sentences for certain sex-related offenses committed by Armed Forces members. The amendment requires after 180 days of enactment the dismissal or dishonorable discharge and 2 years confinement to members convicted of rape or sexual assault. According to the amendment sponsor, there is no current minimum punishment required when an Armed Forces member is convicted of rape or sexual assault while approximately 22 states enforce similar mandatory minimum sentences. Under the UCMJ, premeditated and felony murder carry mandatory minimum punishments.
7. **Frankel (D-FL).** This amendment creates a new section to the UCMJ independent reviews and assessments of judicial proceedings of rape or sexual assault cases. It requires the existing independent panel established in last year's FY2013 NDAA to assess instances of sexual assault by Armed Forces members who abuse their chain of command against victims for the purpose of gaining access or coercing the victim. This assessment shall be used to establish a new offense against Armed Forces members who abuse their position in the chain of command against a subordinate. According to the amendment sponsor, this new offense will apply to both commissioned and non-commissioned officers.
8. **Pierluisi (D-PR)/ Grayson (D-FL).** This amendment creates a new section requiring the Secretary of Defense, in consultation with other federal agencies and the Governor of Puerto Rico, to submit a report to the congressional defense committees within 450 days of enactment describing the historical use of military munitions and military training on the island of Vieques, Culebra, Puerto Rico, and the nearby cays and waters. The report shall identify the type, quantity, and location of munitions, as well as where such munitions may have potentially been used or may be remaining in such locations as well as the type of various military training exercises that occurred on each location.
9. **Rigell (R-VA).** This amendment amends section 325 of the FY2010 NDAA by exempting from study or competition pursuant to the Office of Management and Budget Circular A-76 (governing the federal government's outsourcing policies) those functions

or workloads which are the subject of an existing public-private partnership. According to the amendment sponsor, the amendment provides the DoD with the tools to drive efficiencies and costs savings. It does not mandate the use of public-private competitions.

10. McGovern (D-MA)/ Jones (R-NC)/ Smith (D-WA)/ Lee (D-CA)/ Garamendi (D-CA).

This amendment strikes section 1222 of the bill, which established a Sense of Congress on U.S. military support in Afghanistan, and establishes a U.S. policy that the President shall: complete the accelerated transition of U.S. combat operations to the Government of Afghanistan no later than December 31, 2013; redeploy U.S. Armed Forces including military and security-related operations from Afghanistan no later than December 31, 2014; and pursue robust negotiations towards a political settlement and reconciliation of the internal conflict in Afghanistan to include all interested parties within Afghanistan and with the support of donor nations active in Afghanistan in order to secure an independent Afghanistan and regional security and stability. It also establishes a Sense of Congress that should the President determine the necessity to maintain U.S. troops in Afghanistan to carry out missions after December 31, 2014, such presence and missions should be authorized by a separate vote of Congress not later than June 1, 2014.

11. Goodlatte (R-VA). This amendment establishes that nothing in the Authorization for Use of Military Force (P.L. 107-40, aka AUMF), or any other law, shall deny the availability of the writ of habeas corpus to any U.S. citizen apprehended inside the U.S. pursuant to the Authorization for Use of Military Force. Section 1021 of the FY2012 NDAA reaffirmed the President's authority to detain enemy combatants by "affirm[ing] that the authority of the President to use all necessary and appropriate force pursuant to the Authorization for Use of Military Force . . . includes the authority for the Armed Forces of the United States to detain covered persons . . . pending disposition under the law of war." Last year's FY2013 NDAA included in Congressional Findings explaining that nothing in the AUMF or FY2012 NDAA shall be construed to deny the availability of the writ of habeas corpus or to deny any Constitutional right in a court ordained or established by or under Article III of the Constitution for any person who would be entitled to availability of such writ or such rights in the absence of such laws. The amendment also requires that the federal government has the burden of proving by clear and convincing evidence that any U.S. citizen that brings a habeas proceeding for being apprehended inside the U.S. pursuant to the AUMF is an unprivileged enemy belligerent. Currently, the government enjoys a rebuttable presumption that its evidence is accurate, authentic, and it must only prove its case by a lesser standard (preponderance of the evidence). The amendment also establishes that there is no presumption that any evidence presented as justification for the apprehension by the government is accurate and authentic.

12. Radel (R-FL)/ Amash (R-MI)/ Massie (R-KY)/ Salmon (R-AZ). This amendment requires the Secretary of Defense to submit an annual report to Congress on U.S. citizens subject to military detention that includes: the name of each U.S. citizen; the legal justification for such detention; and the steps taken to provide judicial process for or to release each such citizen. It stipulates that the report shall be made available to all

Members of Congress and be created in unclassified form (but can contain a classified annex).

- 13. *Smith (D-WA)/ Gibson (R-NY)*.** This amendment amends section 1021 of the FY2012 NDAA by eliminating the indefinite military detention under the Authorized Use of Military Force in the U.S., its territories, or possessions by providing immediate transfer to trial and court proceedings under an Article III or appropriate state court. It also strikes 1022 of the FY2012 NDAA that provides for mandatory military custody of covered parties. According to the House Armed Services Committee, this amendment would give more rights to terrorists than what is available to U.S. Service Members under the laws of war and would incentivize terrorists to come to the U.S. or recruit from within the U.S. A similar vote to last year's FY2013 NDAA failed by a vote of [182-238](#). Heritage Action opposes this amendment and will key vote against it [as it did last year](#).
- 14. *Polis (D-CO)*.** This amendment requires the Secretary of Defense to provide for the appointment, as officers in the Chaplain Corps of the Armed Forces, persons who are certified or ordained as non-theistic organizations and institutions, such as humanist, ethical culturalist, or atheist. According to amendment sponsor, 23 percent of service members have either no religion or are non-believers, yet there are no chaplains serving this demographic. Congress has never statutorily singled out a group for inclusion in the chaplaincy. Organizations wishing to establish endorsing agents for the Chaplain Corps are required to prove that they qualify as a church under the tax code.
- 15. *Denham (R-CA)*.** This amendment requires the Secretary of Homeland Security to provide Legal Permanent Residence (LPR) status to aliens who have been unlawfully and continuously present in the U.S. since December 31, 2011, under the age of 15 on the date when initially entering the U.S., and who enlist in a regular component of the Army, Navy, Air Force, Marine Corp, or Coast Guard. Such LPR status is automatically rescinded upon aliens' separation from the Armed Forces under other than honorable conditions. The President is required to submit to Congress an analysis of the budgetary effects on the increase of the deficit in the current year, budget year, or the subsequent nine fiscal years of such a provision within 30 days after enactment.
- 16. *Huelskamp (R-KS)*.** This amendment requires the Secretary of Defense to provide advance written notice to both the House and Senate Armed Services Committee of any meeting to be held between DoD employees and civilians for the purpose of writing, revising, implementing, enforcing, or seeking input, or counsel regarding military policy related to religious liberty. The report must include information on the time, date, location, and anticipated attendees of the meeting and information on who initiated the meeting. According to the amendment sponsor, last year's FY2013 NDAA included a provision (Sec. 533) to protect the rights of conscience for those serving in our Armed Forces. It also required DoD to issue regulations to enforce this policy. To date, no regulations have been written, despite three separate requests from multiple Members of Congress (Forbes letter on March 11, Lamborn letter on May 13, and Nunnelee letter on May 21) requesting an update on any developments in writing of these regulations. The only response to the letters has been an acknowledgement of receipt.

- 17. Fitzpatrick (R-PA).** This amendment requires the Secretary of each military department to continue providing military tuition assistance programs for Armed Forces members during fiscal year 2014. The Armed Forces offers its members several [programs](#) to support their educational goals including up to 100 percent tuition assistance for college courses taken during off-duty hours. Some Service departments considered cutting back these tuition benefits in light of potential [FY2013 defense-related sequestration cuts](#).
- 18. Radel (R-FL)/Amash (R-MI)/Massie (R-KY)/ Salmon (R-KY).** This amendment prohibits the President from using lethal military force by unmanned aircraft or other aircraft against a U.S. citizen who is located in the U.S. except if an individual poses an imminent threat of death or serious bodily injury to another individual and using such force will prevent or minimize such deaths or serious bodily injury.
- 19. Walorski (R-IN).** This amendment prohibits any authorized funding in the base bill for the Department of Defense to be used to transfer, release, or assist in the transfer or release of any Guantanamo Bay detainee to the custody or control of the Republic of Yemen from enactment of the bill until December 31, 2014. Some [reports](#) indicate Yemen looks like al Qaeda's new heartland. The amendment sponsor believes this amendment is necessary to address needed to address the rising reengagement rate, the unstable security situation in Yemen, and the continuing threat posed by Al Qaeda in the Arabian Peninsula. Heritage Action supports this amendment.
- 20. Smith (D-WA)/ Moran (D-VA)/ Nadler (D-NY).** This amendment mandates the closure of the detention facility at Guantanamo Bay, Cuba, by December 1, 2014, and removes all prohibitions in the base bill prohibiting transfers of detainees to the U.S. and overseas.
- 21. Turner (R-OH).** The amendment establishes a Sense of Congress that the President should promptly convey to Congress the details of any proposed deals with the Russian Federation concerning the missile defenses or nuclear arms of the U.S. It also states that the missile defenses of the U.S. are central to the defense of the homeland from ballistic missile threats, particularly if nuclear deterrence fails, thus such defenses are not something that the President should continue to trade away for the prospects of nuclear arms reductions with Russian, the People's Republic of China, or any other foreign country. Heritage Action supports this amendment.
- 22. Holt (D-NJ).** This amendment entirely strikes Subtitle C—Missile Defense Programs except for section 237 relating to the funding for the Iron Dome Short-Range Rocket Defense Program.
- 23. Polis (D-CO).** This amendment prohibits funding for advanced procurement of 14 ground-based interceptor rocket motor sets, the missile refurbishment project at Missile Field 1 at Fort Greely, Alaska, and the mechanical-electrical building at this missile field until the Secretary of Defense certifies to the congressional defense committees that the ground-based midcourse defense system has performed at least two successful intercept tests at Vandenberg Air Force Base, California, before October 1, 2014; the Commander

of the United States Northern Command has full confidence in the homeland missile defense system; and submits national security justifications for expanding the ground-based missile defense site located at Fort Greely, Alaska, from 30 ground-based interceptors to 44 ground based interceptors that Secretary of Defense Chuck Hagel [announced](#) earlier this year.

24. ***Grayson (D-FL)/ Pierluisi (D-PR)***. This amendment requires that the Commission on Service to the Nation that the base bill established hold at least one hearing in Puerto Rico, the U.S. Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and America Samoa as well as every state and the District of Columbia.
25. ***McCollum (D-FL)***. This amendment creates a new section preventing any funding in the bill for marketing, branding, or promoting enlistment in the Army National Guard for professional wrestling entertainment sponsorships or motor sports sponsorships. It does not prohibit recruiters from making direct, personal contact with secondary school students and other prospective recruits.” The National Taxpayers Union is key voting in support of this amendment.
26. ***Bilirakis (FL)***. This amendment stipulates that at no cost to the DOD, disabled veterans with a service connected permanent disability rated as total shall be allowed to ride on military aircraft on a space-available basis. This accommodation mirrors that given to retired veterans.
27. ***John Larson (D-CT), Rooney (R-FL)***. This amendment increases funding and provides guidelines for access to behavioral health treatment under TRICARE for children with developmental disabilities, when prescribed by a physician. Funding is increased by \$60 million for this effort. This increase is offset by a reduction of \$60 million from section 4301 for operation and maintenance in the Office of the Secretary of Defense.
28. ***Royce (R-CA)***. This stipulates that, “the Secretary of Defense, with the concurrence of the Secretary of State, is authorized to advise and assist host nation game and wildlife, law enforcement, and other appropriate agencies to suppress the illicit wildlife trade in Africa.” A report on these efforts is required by March 31, 2014, and annually for each of the following four years.
29. ***Rigell (R-VA), Hunter (R-CA)***. This amendment strikes language in Section 808 of the [FY 2012 NDAA](#) in order to, according to the amendments authors, provide the Department of Defense flexibility in implementing the contracting caps extended by Section 803 of the [FY 2014 NDAA](#).
30. ***Grayson (D-FL)***. Requires that within 180 days of enactment, the Department of Defense submit a report to Congress outlining potential vulnerabilities created by sole source suppliers in the event of a military attack, terrorism, natural disaster, industrial shock, etc.

31. [Don Young \(R-AK\)](#), [Hanabusa \(D-HI\)](#). This amendment modifies the FY 2010 NDAA to allow the heads of agencies to delegate their authority to award sole-source contracts to Native Americans through the Small Business Administration's 8(a) program.
32. [Nolan \(D-MN\)](#). This amendment reduces overall funding provided in division D of the bill by 9.4 percent. The author estimates that this would reduce total funding provided in the bill by \$60 Billion. The National Taxpayers Union is key voting in support of this amendment and maintains this amendment would bring the funding in the bill in line with sequester limits.
33. [Cooper \(D-TN\)](#). This amendment transfers funds among several accounts with the intent of reinstating funding for the New START Treaty. Information on the treaty is available from the Heritage Foundation [here](#).
34. [Cuellar \(D-TX\)](#), [McCaul \(R-TX\)](#), [Gene Green \(D-TX\)](#), [Poe \(R-TX\)](#). Directs the Department of Defense, in coordination with DHS and FAA, to develop a plan for joint testing and training for the use of unmanned aircraft for the purpose of securing U.S. borders.
35. [McCaul \(R-TX\)](#), [Candice Miller \(R-MI\)](#), [Bennie Thompson \(D-MS\)](#), [Jackson Lee \(D-TX\)](#). Authorizes the Secretary of Defense to coordinate with the Secretary of Homeland Security to identify excess DOD equipment that may be used by the DHS to secure U.S. borders.
36. [Gibson \(R-NY\)](#), [Garamendi \(D-CA\)](#). Strikes section 1251 of the underlying bill, which according to the authors addresses a sense of Congress regarding Syria.
37. [Coffman \(R-CO\)](#)/[Griffith \(R-VA\)](#)/[Polis \(D-CO\)](#)/[Blumenauer \(D-OR\)](#). This amendment requires the President to remove the permanent basing of the 2nd Cavalry Regiment in Vilseck, Germany and return that Brigade Combat Team currently stationed in Europe to the United States without permanent replacement, leaving one Brigade Combat Team and one Combat Aviation Brigade. It also clarifies that the amendment should not be construed as directing the removal of Landstuhl Regional Medical Center, nor certain quick-reaction forces to respond to threats in Europe and in the vicinity of the U.S. European Command area (including the 82nd Airborne's Division Readiness Brigade, Marine Corps Fleet Anti-Terrorism Security Teams, Marine Corps Special Purpose Marine Air Ground Task Forces, Marine Corps expeditionary units, Special Operations Command Forces). This [blog post](#) raises national security and geopolitical concerns on this amendment. A similar amendment to the FY2013 NDAA (H.R. 4310) passed the House by a [226-196](#) vote. The National Taxpayers Union is key voting in support of this amendment.
38. [Bentivolio \(R-MI\)](#). The amendment is a Sense of Congress stating a number of areas in which enhanced diplomatic courtesies should be offered by the United States to high-level Taiwanese officials.

39. [Van Hollen \(D-MD\)/Moran \(D-VA\)/Mulvaney \(R-SC\)/Woodall \(R-GA\)](#). This amendment reduces funding for Overseas Contingency Operations (OCO) by \$5.043 billion, which brings OCO funding consistent with President Obama's FY2014 OCO budget request of approximately \$80 billion. This reduction amount is designated only for deficit reduction purposes. The base bill provides \$85.8 billion for OCO consistent with the FY2014 House-passed and RSC budgets. The House Armed Services Committee maintains the \$5 billion over the President's OCO request will help replenish readiness accounts from the current 80 percent levels to more historically acceptable 90 percent including restoring Army and Air Force flying hours, facilities sustainment, ship depot maintenance for each service, Army OPTEMPO, ship depot maintenance, Navy critical spares, and combat support forces equipment and sustainment, and provides for the stabilization of fuel rates. The National Taxpayers Union is key voting in support of this amendment, while Heritage action opposes this amendment.
40. [Duckworth \(D-IL\)](#). This amendment requires reporting (in addition to reporting already required by the Small Business Administration) on a long list of areas regarding procurement contracts awarded to small businesses. The author does not provide a CBO score outlining the potential costs of this reporting.
41. [Patrick Murphy \(D-FL\)](#). This amendment requires a report to be submitted to Congress (within 180 days of enactment) reporting on the utilization of real property across the DOD, focusing on maximizing utilization and minimizing waste.
42. [McCaul \(R-TX\), Pierluisi \(D-PR\)](#). This amendment authorizes the DOD to transfer the [Tethered Aerostat Radar Systems](#) to the Department of Homeland Security.
43. [Lamborn \(R-CO\)](#). Limits funding for the space-based infrared systems space modernization initiative wide-field-of-view until the Department of Defense certifies that it is carrying out the Operationally Responsive Space Program as required by [10 USC Section 2273\(a\)](#).
44. [Holt \(D-NJ\)](#). The amendment requires the Secretary of Defense to submit a report to Congress (within 60 days of enactment) assessing: "whether the Science, Mathematics and Research for Transformation (SMART) scholarship program, or related scholarship or fellowship programs within the Department of Defense, are providing the necessary number of undergraduate and graduate students in the fields of science, technology, engineer, and mathematics to meet the recommendations contained in the report of the Commission on Research and Development in the United States Intelligence Community, as well as recommendation for how SMART and similar program might be improved to better satisfy those recommendations." (amendment text)
45. [Hudson \(R-NC\)](#). Requires the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics to provide a report (within 90 days of enactment) to the Armed Services Committees outlining the use and development of canines in efforts to detect explosives.

46. [Bachmann \(R-MN\)](#). This amendment *increases* funding to the Marine Corps Embassy Security Group by \$13.4 million and *decreases* funding from the Army Operations and Maintenance account by \$13.4 million.
47. [Bachmann \(R-MN\)](#). This amendment *increases* funding to the Crisis Response Force (intended for the Special Purpose Marine Air Ground Task Force, Crisis Response) fund by \$10.6 million and *reduces* funding to the Army Operations and Maintenance account by \$10.6 million.
48. [Brownley \(D-CA\)](#). Requires the Secretary of Defense to establish areas to be known as “Southern Sea Otter Military Readiness Areas” for national defense purposes.
49. [Jackson Lee \(D-TX\)](#). This amendment prohibits privatization from civilian employees on a base to a contractor until an assessment is done to determine that outreach has been undertaken to small business controlled by women and minorities.
50. [McKeon \(R-CA\)](#). This amendment adds the State Student Cadet Corps to the list of 13 organizations eligible to receive National Guard support services in [32 USC Section 508](#).
51. [Heck \(D-WA\)](#). The language amends the Servicemembers Civil Relief Act by allowing a service member to show a certified letter from a commanding officer, instead of military orders, for purposes of determining the appropriate period for interest rate limitations. The text of the amendment can be [viewed here](#).
52. [Kline \(R-MN\)](#)/[Hunter \(R-CA\)](#)/[Andrews \(D-NJ\)](#)/[Polis \(D-CO\)](#). When identifying person for recruitment and enlistment, the Secretary is directed to implement a means for ensuring that graduates of a secondary school are required to meet the same standard on the test, assessment, or screening tool. The text of the amendment can be [viewed here](#).
53. [Walz \(D-MN\)](#): The amendment direct the Comptroller General to, within 180 days of enactment, submit a report to Congress evaluating the use of:
- the use by the Secretaries of the military departments, since January 1, 2007, of the authority to separate members of the Armed Forces from the Armed Forces due of unfitness for duty because of a mental condition not amounting to disability, including separation on the basis of a personality disorder or adjustment disorder and the total number of members separated on such basis;
 - (2) the extent to which the Secretaries failed to comply with regulatory requirements in separating members of the Armed Forces on the basis of a personality or adjustment disorder; and
 - (3) the impact of such a separation on the ability of veterans so separated to access service-connected disability compensation, disability severance pay, and disability retirement pay. The text of the amendment can be [viewed here](#).
54. [Jackson Lee \(D-TX\)](#): The amendment requires that certain information dealing with sexual assault prevention and response be posed. This information will include a

Department of Defense (DOD) “hotline” telephone number. The information is to be posted at the following DOD facilities: duty, dining, multi-unit residential, health, and commissary or exchange. The information will also be posted at any DOD Community Service Agency, and any DOD website. The text of the amendment can be [viewed here](#).

55. **Velazquez (D-NY)**: The amendment creates the Military Hazing Prevention Oversight Panel. This amendment lists membership and duty criteria of the panel. The panel is to make recommendations to prevent and address hazing in the Armed Forces. The text of the amendment can be [viewed here](#).

56. **Lowey (D-NY)**: The amendment adds a new section to the bill that requires the Secretary of Defense to ensure that each of the military service academies adds a section in the ethics curricula of such academies that outlines honor, respect, and character development as such pertain to the issue of preventing sexual assault in the Armed Forces. The text of the amendment can be [viewed here](#).

57. **Pingree (D-ME)**: The amendment directs the Secretary to inform Armed Forces members of the policy of instructing an individual to answer “no” to question 21 of Standard Form 86 of the Questionnaire for National Security Positions with respect to consultation with a health care professional if

- the individual is a victim of a sexual assault; and
- the consultation occurred with respect to an emotional or mental health condition strictly in relation to the sexual assault.

The text of the amendment can be [viewed here](#).

58. **Lee (D-CA), Ros-Lehtinen (R-FL)**: The amendment requires a report to Congress, within 180 days after enactment, on the use of the Uniform Code of Military Justice, the Manual for Courts-Martial, and related policies, punitive articles, and regulations with regard to service members living with or at risk of contracting HIV. The text of the amendment can be [viewed here](#).

59. **DeLauro (D-CT), Pingree (D-ME), Tsongas (D-MA)**: The amendment adds reporting requirements to an existing report regarding sexual assault. The report shall also include:

- A description of the implementation of the comprehensive policy on the retention of and access to evidence and records relating to sexual assaults involving members of the Armed Forces required to comply with section 586 of the National Defense Authorization Act for Fiscal Year 2012.
- The policies, procedures, and processes implemented by the Secretary concerned to ensure detailed evidence and records are transmitted to the Department of Veterans Affairs, including medical records of sexual assault victims that accurately and completely describe the physical and emotional injuries resulting from a sexual trauma that occurred during active duty service.

The text of the amendment can be [viewed here](#).

60. **Cummings (D-MD)/Michaud (D-ME)/Takano (D-CA)/Tierney (D-MA)/Cicilline (D-RI)/ Braley (D-IA)**: The language amends the Servicemembers Civil Relief Act dealing with mortgage securities. The language extends certain protections to surviving spouses and disabled veterans. The language also makes it a misdemeanor crime to knowingly cause a sale, foreclosure, or property seizure that is otherwise covered by the amendment. The legislation also sets civil penalties for mortgage violations. The text of the amendment can be [viewed here](#).
61. **Lujan Grisham (D-NM)**: The amendment establishes a new lapel button, known as the dependent-of-a-combat-veteran, to identify and recognize the dependent of a member of the armed forces. The text of the amendment can be [viewed here](#).
62. **Brownley (D-CA)**: The amendment contains several findings, and states that it is the sense of Congress that:
- “the Federal Government and State governments should make the transition of a member of the Armed Forces and the member’s spouse from military to civilian life as seamless as possible by creating opportunities for the member and spouse to earn, while the member is in the Armed Forces, civilian occupational credentials and licenses, with an emphasis on well-paying industries and occupations that have a high demand for skilled workers, including: manufacturing, information technology, transportation and logistics, health care, and emergency medical services;
 - “the Federal Government should assist State governments in translating military training and experience into credit towards professional licensure; and
 - “State governments should streamline approaches for assessing the equivalency of military training and experience, and accelerate occupational licensing processes for members, veterans, and their spouses.”

The text of the amendment can be [viewed here](#).

63. **Green (D-TX)**: The amendment directs the Secretaries of the military department to ensure that Army, Navy, Air Force, and Marine Corps members who are deployed receive free internet access. The internet access shall be to engage in video-conferencing with family and friends, and for educational and recreational purposes. The text of the amendment can be [viewed here](#).
64. **Andrews (D-NJ), Markey (D-MA)**: The amendment requires a report, within 90 days after enactment, that addresses whether application of the benefits provided under section 455(o) of the Higher Education Act of 1965 (20 U.S.C. 1087e(o)) could occur automatically for members of the Armed Forces eligible for the benefits. The text of the amendment can be [viewed here](#).

65. **Blackburn (R-TN)**: The amendment requires a report and evaluation, by March 1, 2014, on the Troops to Teachers program. The amendment includes criteria that must be addressed in the report. The text of the amendment can be [viewed here](#).
66. **Culberson (R-TX)**: The amendment requires that the Medal of Honor be made of 90 percent gold and 10 percent alloy. The text of the amendment can be [viewed here](#).
67. **Bustos (D-IL)**: The amendment requires a report, within 30 days of enactment, that describes the Army's review, findings, and actions pertaining to the Medal of Honor nomination of Captain William L. Albracht. The text of the amendment can be [viewed here](#).
68. **Hunter (R-CA)**: The amendment requires the Secretary of the Army to consider the nominations for the Silver Star Award, as previously submitted, for retired Master Sergeants Michael McElhiney, Ronnie Raikes, Gilbert Magallanes, and Staff Sergeant Wesley McGirr. The text of the amendment can be [viewed here](#).
69. **Esty (D-CT)**: In certain cases where a request is made for the replacement of military decorations, the concerned Secretary shall take all actions to fulfill the request, including verification of the service record of the recipient of the military decorations. The concerned Secretary shall also ensure that the replacement military decoration is mailed to the person requesting the replacement military decoration with 60 days after verification of the service record. An annual report is also to be sent to Congress with details regarding the response time of the concerned Secretary. The text of the amendment can be [viewed here](#).
70. **Kind (D-WI)/Sensenbrenner (R-WI)**: The amendment authorizes the President to award the Medal of Honor to then First Lieutenant Alonzo H. Cushing for his service during the Civil War. First Lieutenant Cushing was in command of U.S. Artillery Battery during the battle of Gettysburg. The text of the amendment can be [viewed here](#).
71. **McKinley (R-WV)/ Owens (D-NY)**: The amendment requires the Secretary to establish an electronic means by which members of the Ready Reserve can track their operational active-duty service performed after January 28, 2008. The tour calculator shall specify early retirement credit authorized for each qualifying tour of active duty. The text of the amendment can be [viewed here](#).
72. **Kirkpatrick (D-AZ)/ Coffman (R-CO)/O'Rourke (D-TX)/Thompson (D-CA)/Shea-Porter (D-NH)/Rahall (D-WV)**: The amendment directs the Secretary of Defense to consult with the Secretary of Veterans Affairs and make certain covered records available to the Secretary of Veterans Affairs in an electronic format. The text of the amendment can be [viewed here](#).
73. **Swalwell (D-CA)/ Meehan (R-PA)**: The amendment requires that any gift made to the Secretary of Defense, on the condition that the gift be used for the benefit of a military

musical unit, be credited to the appropriation or account providing funds for the musical unit. The text of the amendment can be [viewed here](#).

74. **Bishop (D-NY)**: The amendment includes several findings, and includes a sense of Congress that Congress:

- “reaffirms its support for the recovery and return to the United States, the remains and bodies of all members of the Armed Forces killed in the line of duty, and for the efforts by the Joint POW MIA Accounting Command to recover the remains of members of the Armed Forces from all wars, conflicts and missions;
- “recognizes the courage and sacrifice of all members of the Armed Forces who participated in Operation Highjump and all missions vital to the national security of the United States of America;
- “acknowledges the dedicated research and efforts by the US Geological Survey, the National Science Foundation, the Joint POW/MIA Accounting Command, the Fallen American Veterans Foundation and all persons and organizations to identify, locate, and advocate for, from their temporary Antarctic grave, the recovery of the well-preserved frozen bodies of Ensign Maxwell Lopez, Naval Aviator, Frederick Williams, Aviation Machinist’s Mate 1st Class, Wendell Hendersin, Aviation Radioman 1ST Class of the “George 1” explosion and crash; and
- “encourages the Department of Defense to review the facts, research and to pursue new efforts to undertake all feasible efforts to recover, identify, and return the well-preserved frozen bodies of the “George 1” crew from Antarctica’s Thurston Island.”

The text of the amendment can be [viewed here](#).

75. **Terry (R-NE)**: The amendment allows non-uniformed military members and veterans to render the military salute during the Pledge of Allegiance. The text of the amendment can be [viewed here](#).

76. **Schakowsky (D-IL), Miller (D-CA)**: Within 90 days after enactment, the legislation requires that the DOD require that the exchange store system, for the purchase of garments manufactured in Bangladesh for the private label brands of the exchange store system, becomes a signatory of or otherwise complies with applicable requirements set forth in the Accord on Fire and Building Safety in Bangladesh. The text of the amendment can be [viewed here](#).

***NOTE:** RSC Legislative Bulletins are for informational purposes only and should not be taken as statements of support or opposition from the Republican Study Committee.*