

**SUBCOMMITTEE ON MILITARY PERSONNEL EN BLOC #1**

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
35	0	Davis, Susan	MLP	Protects servicemembers from forced arbitration in USERRA cases.	EB 1
47	3	Horn, Kendra S.	MLP	Creates a database on the DoD website about fallen soldiers. All data must be maintained in a machine-readable report that can be sorted by conflict, country and city where the casualty occurred, geographic code of the casualty, and attributes of the servicemember.	EB 1
52	1	Brown, Anthony G.	MLP	Requires the Secretary of Defense to create pilot programs that support ROTC units at HBCUs, to include creating partnerships between military bases and institutions and providing financial assistance for pilot training.	EB 1
74	0	Norcross, Donald	MLP	Requires a report from the Department on the feasibility of implementing FSA's for Service Members to help pay child care costs.	EB 1
76	0	Brown, Anthony G.	MLP	Requires the Secretary of Defense to standardize, collect, and analyze information on the demographics of applicants to military service academies.	EB 1
85	0	Turner, Michael	MLP	Department of Defense Impact Aid Program Report	EB 1
98	1	Turner, Michael	MLP	Preservation of Court-Martial Records	EB 1
122	0	Luria, Elaine G.	MLP	Would rename the Joint Forces Staff College to the Joint Forces War College	EB 1
133	0	Turner, Michael	MLP	Space Force Medal	EB 1
154	0	Langevin, James	MLP	Allow arts and design thinking (e.g., robotics) to be included in Starbase's curriculum	EB 1
159	1	Bacon, Don	MLP	Would direct the Secretary of the Air Force to provide a briefing on its strategy and resource requirements to establish Space Force officer commissioning programs.	EB 1
167	0	Bacon, Don	MLP	Would require the Secretary the Defense, acting through the Under Secretary for Personnel and Readiness, provide a comprehensive assessment on the Department's Professional Military Education enterprise with recommendations to ensure alignment with the NDS	EB 1
173	0	Waltz, Michael	MLP	Allows civilian DOD emergency and protection workers stationed on a military base access to the commissary and exchanges.	EB 1

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
178	1	Brown, Anthony G.	MLP	Authorizes the Secretary of Defense to prescribe regulations that grant constructive credit towards retirement for a member of the reserve components who cannot complete minimum annual training requirements due to the COVID-19 pandemic.	EB 1
253	1	Haaland, Debra A.	MLP	Increase the amount which may be paid to members of the Selected Reserve under the education loan repayment program.	EB 1
290	0	Speier, Jackie	MLP	Increase Permanent Professors at Air Force Academy	EB 1
302	1	Hartzler, Vicky	MLP	Directs the Secretary of Defense to submit a report to the House Armed Services Committee on the feasibility and advisability of the use of an outside commercial wage verification company to provide verification on the employment status and income of personnel and retirees.	EB 1
341	0	Banks, Jim	MLP	An amendment establishing a private-public partnership and collaboration to enhance and expand Professional Military Education	EB 1
375	0	Langevin, James	MLP	National Defense University's College of Information and Cyberspace funding limitation	EB 1
422	0	Brown, Anthony G.	MLP	Requires that membership of selection boards for promotion, school, and command assignment represent the diversity of the armed services to the maximum extent practicable.	EB 1
448	2	Luria, Elaine G.	MLP	Would require the service secretaries to report to Congress on uncharacterized discharges for service members who served for more than six months but less than eight years.	EB 1
471	1	Brown, Anthony G.	MLP	Prohibits the Secretary of Defense from eliminating the College of International Security, nor the Joint Special Operations Masters of Arts, without providing Congress an assessment of the impact such action would have on U.S. interests related to counterterrorism and asymmet...	EB 1
472	1	Brown, Anthony G.	MLP	Authorizes the Defense Language Institute Foreign Language Center (DLIFLC) to confer a Bachelor of Arts degree in foreign language upon any graduate who fulfills the degree requirements. Currently, DLIFLC may confer an Associate of Arts degree in a foreign language.	EB 1
480	0	Moulton, Seth	MLP	Expands existing requirements for post-deployment mental health assessment to servicemembers who, while not deployed in support of a contingency operation, participated in warfighting activities that had a direct and immediate impact on a combat operation.	EB 1
500	0	Trahan, Lori	MLP	This would establish a military service medal, to be known as the "Atomic Veterans Service Medal", to honor retired and former members of the Armed Forces who are radiation-exposed veterans.	EB 1
526	0	Bergman, Jack	MLP	This language requests an evaluation and report on officer and enlisted qualification testing standards. This seeks to determine the efficacy of current qualification tests in the accessions process and whether the relevance of current tests are impacting specific occupations.	EB 1

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
551	3	Gabbard, Tulsi	MLP	This report would look at the current cap of the Military Lending Act, and would require a report from the DOD on the effects it has on readiness, as well as the expected effects lowering the cap from 36% to below 30% would have.	EB 1
553	1	DesJarlais, Scott	MLP	Expanding the educational opportunities for military personnel	EB 1
555	0	Kelly, Trent	MLP	Prohibition on charging for or counting certain acronyms of individuals interred at Arlington National Cemetery	EB 1
610	0	Speier, Jackie	MLP	Force plate machine learning DRL	EB 1
611	0	Waltz, Michael	MLP	Review on the existing Department of Defense capabilities to operate, maintain, and transport sterile clinical, surgical, and resuscitative capabilities	EB 1
79	0	Turner, Michael	MLP	Additional Bases for Provision of Advice by the Defense Advisory Committee for the Prevention of Sexual Misconduct	EB 1
84	0	Turner, Michael	MLP	Modification of Reporting and Data Collection on Victims of Sexual Offenses	EB 1
95	0	Turner, Michael	MLP	Report on Placement of Members of the Armed Forces in Academic Status who are Victims of Sexual Assault onto Non-Rated Periods	EB 1
221	1	Speier, Jackie	MLP	Add SAPRO Survey Question on Independent Prosecution Decisions Regarding Sexual Assault	EB 1
258	2	Haaland, Debra A.	MLP	To preserve and reassert attorney-client privilege with the Victim's Legal Counsel	EB 1
287	1	Speier, Jackie	MLP	Tracking Status of Investigations of Alleged Sex-Related Offenses	EB 1
297	0	Cisneros, Jr., Gilbert Ray	MLP	Amends the existing annual reporting requirement on sexual assaults in the Armed Forces such that the Committees on Veterans Affairs receive the report, in addition to the Committees on Armed Services.	EB 1
532	1	Speier, Jackie	MLP	Modify Sec 534 on Separating Alleged Victim and Accused at Military Service Academies	EB 1

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
34	0	Davis, Susan	MLP	This legislation would amend current leave policy for active duty service members so their pre-approved parental leave is not terminated in the tragic event of a child's death.	EB 1
78	1	Brown, Anthony G.	MLP	To modify the effective date of Section 623(b) of the FY2020 National Defense Authorization Act.	EB 1
134	0	Turner, Michael	MLP	One-Time Uniform Allowance for Members Transferred to the Space Force	EB 1
164	0	Brooks, Mo	MLP	Adds requirements to the DOD's report on transitional compensation, and changes the date the report is due to 31 Dec 2020.	EB 1
231	1	Wittman, Robert	MLP	Recognizing the important role military commissaries play for military personnel and their families, encouraging their consideration as excepted programs during the period of expiration of appropriations, and directing a report on the feasibility of doing so.	EB 1
376	0	Houlahan, Chrissy	MLP	Amends the My Career Advancement Account Scholarship Program to allow for required continuing education courses to be reimbursable.	EB 1

**AMENDMENT TO H.R. 6395**  
**OFFERED BY MRS. DAVIS OF CALIFORNIA**

At the appropriate place in title V, insert the following:

1 **SEC. 5 \_\_\_\_ . CLARIFICATIONS REGARDING SCOPE OF EM-**  
2 **PLOYMENT AND REEMPLOYMENT RIGHTS OF**  
3 **MEMBERS OF THE UNIFORMED SERVICES.**

4 (a) CLARIFICATION REGARDING DEFINITION OF  
5 RIGHTS AND BENEFITS.—Section 4303(2) of title 38,  
6 United States Code, is amended—

7 (1) by inserting “(A)” before “The term”; and

8 (2) by adding at the end the following new sub-  
9 paragraph:

10 “(B) Any procedural protections or provisions  
11 set forth in this chapter shall also be considered a  
12 right or benefit subject to the protection of this  
13 chapter.”.

14 (b) CLARIFICATION REGARDING RELATION TO  
15 OTHER LAW AND PLANS FOR AGREEMENTS.—Section  
16 4302 of such title is amended by adding at the end the  
17 following:

18 “(c)(1) Pursuant to this section and the procedural  
19 rights afforded by subchapter III of this chapter, any

1 agreement to arbitrate a claim under this chapter is unen-  
2 forceable, unless all parties consent to arbitration after a  
3 complaint on the specific claim has been filed in court or  
4 with the Merit Systems Protection Board and all parties  
5 knowingly and voluntarily consent to have that particular  
6 claim subjected to arbitration.

7 “(2) For purposes of this subsection, consent shall  
8 not be considered voluntary when a person is required to  
9 agree to arbitrate an action, complaint, or claim alleging  
10 a violation of this chapter as a condition of future or con-  
11 tinued employment, advancement in employment, or re-  
12 ceipt of any right or benefit of employment.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. KENDRA S. HORN OF**  
**OKLAHOMA**

At the appropriate place in title XVII, insert the following:

1 **SEC. 17\_\_\_ . PUBLICLY AVAILABLE DATABASE OF CASUAL-**  
2 **TIES OF MEMBERS OF THE ARMED FORCES.**

3 (a) IN GENERAL.—The Secretary of Defense shall  
4 publish on an appropriate publicly available website of the  
5 Department of Defense a database of all casualties of  
6 members of the Armed Forces of the United States that  
7 occur during military operations that take place during  
8 1990 or any subsequent year.

9 (b) REQUIREMENTS.—The Secretary shall ensure  
10 that the database published under subsection (a) has the  
11 following capabilities:

12 (1) The capability of generating a machine  
13 readable report, to the extent practicable, through  
14 searches based on each, and any combination, of the  
15 casualty attributes.

16 (2) The capability of downloading individual  
17 records as the result of a search based on each, and  
18 any combination, of the casualty attributes.

1 (c) NEXT-OF-KIN OPT OUT.—The Secretary shall de-  
2 velop a mechanism under which the next-of-kin (as deter-  
3 mined by the Secretary) of any individual whose informa-  
4 tion would be included in the database required under sub-  
5 section (a) may elect to have such information excluded  
6 from the database.

7 (d) CASUALTY ATTRIBUTES.—In this section, the  
8 term “casualty attributes” means each of the following  
9 with respect to the casualty of a member of the Armed  
10 Forces:

11 (1) The conflict in which the casualty occurred.

12 (2) The country where the casualty occurred.

13 (3) The attributes of the member of the Armed

14 Forces, including—

15 (A) service;

16 (B) component;

17 (C) name;

18 (D) rank;

19 (E) date of death; and

20 (F) any other information as determined

21 by the Secretary.





**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. BROWN OF MARYLAND**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . PILOT PROGRAMS IN CONNECTION WITH SROTC**  
2 **UNITS AND CSPI PROGRAMS AT HISTORI-**  
3 **CALLY BLACK COLLEGES AND UNIVERSITIES**  
4 **AND MINORITY INSTITUTIONS.**

5 (a) PILOT PROGRAMS REQUIRED.—The Secretary of  
6 Defense may carry out two pilot programs as follows:

7 (1) A pilot program, with elements as provided  
8 for in subsection (c), at covered institutions in order  
9 to assess the feasibility and advisability of mecha-  
10 nisms to reduce barriers to participation in the Sen-  
11 ior Reserve Officers' Training Corps at such institu-  
12 tions by creating partnerships between satellite or  
13 extension Senior Reserve Officers' Training Corps  
14 units at such institutions and military installations.

15 (2) In consultation with the Secretary of Home-  
16 land Security, a pilot program, with elements as pro-  
17 vided for in subsection (d), in order to assess the  
18 feasibility and advisability of the provision of finan-  
19 cial assistance to members of the Senior Reserve Of-

1       ficers' Training Corps, and members of the Coast  
2       Guard College Student Pre-Commissioning Initia-  
3       tive, at covered institutions for participation in flight  
4       training.

5       (b) DURATION.—The duration of each pilot program  
6       under subsection (a) may not exceed five years.

7       (c) PILOT PROGRAM ON PARTNERSHIPS BETWEEN  
8       SATELLITE OR EXTENSION SROTC UNITS AND MILITARY  
9       INSTALLATIONS.—

10           (1) PARTICIPATING INSTITUTIONS.—The Sec-  
11       retary of Defense shall carry out the pilot program  
12       required by subsection (a)(1) at not fewer than five  
13       covered institutions selected by the Secretary for  
14       purposes of the pilot program.

15           (2) REQUIREMENTS FOR SELECTION.—Each  
16       covered institution selected by the Secretary for pur-  
17       poses of the pilot program under subsection (a)(1)  
18       shall—

19           (A) currently maintain a satellite or exten-  
20       sion Senior Reserve Officers' Training Corps  
21       unit under chapter 103 of title 10, United  
22       States Code, that is located more than 20 miles  
23       from the host unit of such unit; or

24           (B) establish and maintain a satellite or  
25       extension Senior Reserve Officers' Training

1 Corps unit that meets the requirements in sub-  
2 paragraph (A).

3 (3) PREFERENCE IN SELECTION OF INSTITU-  
4 TIONS.—In selecting covered institutions under this  
5 subsection for participation in the pilot program  
6 under subsection (a)(1), the Secretary shall give  
7 preference to covered institutions that are located  
8 within 20 miles of a military installation of the same  
9 Armed Force as the host unit of the Senior Reserve  
10 Officers' Training Corps of the covered institution  
11 concerned.

12 (4) PARTNERSHIP ACTIVITIES.—The activities  
13 conducted under the pilot program under subsection  
14 (a)(1) between a satellite or extension Senior Re-  
15 serve Officers' Training Corps unit and the military  
16 installation concerned shall include such activities  
17 designed to reduce barriers to participation in the  
18 Senior Reserve Officers' Training Corps at the cov-  
19 ered institution concerned as the Secretary considers  
20 appropriate, including measures to mitigate travel  
21 time and expenses in connection with receipt of Sen-  
22 ior Reserve Officers' Training Corps instruction.

23 (d) PILOT PROGRAM ON FINANCIAL ASSISTANCE FOR  
24 SROTC AND CSPI MEMBERS FOR FLIGHT TRAINING.—

1           (1) ELIGIBILITY FOR PARTICIPATION BY SROTC  
2           AND CSPI MEMBERS.—A member of a Senior Re-  
3           serve Officers' Training Corps unit, or a member of  
4           a Coast Guard College Student Pre-Commissioning  
5           Initiative program, at a covered institution may par-  
6           ticipate in the pilot program under subsection (a)(2)  
7           if the member meets such academic requirements at  
8           the covered institution, and such other requirements,  
9           as the Secretary shall establish for purposes of the  
10          pilot program.

11          (2) PREFERENCE IN SELECTION OF PARTICI-  
12          PANTS.—In selecting members under this subsection  
13          for participation in the pilot program under sub-  
14          section (a)(2), the Secretary shall give a preference  
15          to members who will pursue flight training under the  
16          pilot program at a covered institution.

17          (3) FINANCIAL ASSISTANCE FOR FLIGHT TRAIN-  
18          ING.—

19                (A) IN GENERAL.—The Secretary may  
20                provide any member of a Senior Reserve Offi-  
21                cers' Training Corps unit or a College Student  
22                Pre-Commissioning Initiative program who par-  
23                ticipates in the pilot program under subsection  
24                (a)(2) financial assistance to defray, whether in

1 whole or in part, the charges and fees imposed  
2 on the member for flight training.

3 (B) FLIGHT TRAINING.—Financial assist-  
4 ance may be used under subparagraph (A) for  
5 a course of flight training only if the course  
6 meets Federal Aviation Administration stand-  
7 ards and is approved by the Federal Aviation  
8 Administration and the applicable State approv-  
9 ing agency.

10 (C) USE.—Financial assistance received by  
11 a member under subparagraph (A) may be used  
12 only to defray the charges and fees imposed on  
13 the member as described in that subparagraph.

14 (D) CESSATION OF ELIGIBILITY.—Finan-  
15 cial assistance may not be provided to a mem-  
16 ber under subparagraph (A) as follows:

17 (i) If the member ceases to meet the  
18 academic and other requirements estab-  
19 lished pursuant to paragraph (1).

20 (ii) If the member ceases to be a  
21 member of the Senior Reserve Officers'  
22 Training Corps or the College Student  
23 Pre-Commissioning Initiative, as applica-  
24 ble.

1 (e) EVALUATION METRICS.—The Secretary of De-  
2 fense shall establish metrics to evaluate the effectiveness  
3 of the pilot programs under subsection (a).

4 (f) REPORTS.—

5 (1) INITIAL REPORT.—Not later than 180 days  
6 after the commencement of the pilot programs under  
7 subsection (a), the Secretary of Defense shall submit  
8 to the Committees on Armed Services of the Senate  
9 and the House of Representatives a report on the  
10 pilot programs. The report shall include the fol-  
11 lowing:

12 (A) A description of each pilot program,  
13 including in the case of the pilot program under  
14 subsection (a)(2) the requirements established  
15 pursuant to subsection (d)(1).

16 (B) The evaluation metrics established  
17 under subsection (e).

18 (C) Such other matters relating to the  
19 pilot programs as the Secretary considers ap-  
20 propriate.

21 (2) ANNUAL REPORT.—Not later than 90 days  
22 after the end of each fiscal year in which the Sec-  
23 retary carries out the pilot programs, the Secretary  
24 shall submit to the Committees on Armed Services  
25 of the Senate and the House of Representatives a

1 report on the pilot programs during such fiscal year.  
2 Each report shall include, for the fiscal year covered  
3 by such report, the following:

4 (A) In the case of the pilot program re-  
5 quired by subsection (a)(1), a description of the  
6 partnerships between satellite or extension Sen-  
7 ior Reserve Officers' Training Corps units and  
8 military installations under the pilot program.

9 (B) In the case of the pilot program re-  
10 quired by subsection (a)(2), the following:

11 (i) The number of members of Senior  
12 Reserve Officers' Training Corps units,  
13 and the number of members of Coast  
14 Guard College Student Pre-Commissioning  
15 Initiative programs, at covered institutions  
16 selected for purposes of the pilot program,  
17 including the number of such members  
18 participating in the pilot program.

19 (ii) The number of recipients of finan-  
20 cial assistance provided under the pilot  
21 program, including the number who—

22 (I) completed a ground school  
23 course of instruction in connection  
24 with obtaining a private pilot's certifi-  
25 cate;

1 (II) completed flight training,  
2 and the type of training, certificate, or  
3 both received;

4 (III) were selected for a pilot  
5 training slot in the Armed Forces;

6 (IV) initiated pilot training in the  
7 Armed Forces; or

8 (V) successfully completed pilot  
9 training in the Armed Forces.

10 (iii) The amount of financial assist-  
11 ance provided under the pilot program,  
12 broken out by covered institution, course of  
13 study, and such other measures as the Sec-  
14 retary considers appropriate.

15 (C) Data collected in accordance with the  
16 evaluation metrics established under subsection  
17 (e).

18 (3) FINAL REPORT.—Not later than 180 days  
19 prior to the completion of the pilot programs, the  
20 Secretary shall submit to the Committees on Armed  
21 Services of the Senate and the House of Representa-  
22 tives a report on the pilot programs. The report  
23 shall include the following:

24 (A) A description of the pilot programs.



1 (B) An assessment of the effectiveness of  
2 each pilot program.

3 (C) A description of the cost of each pilot  
4 program, and an estimate of the cost of making  
5 each pilot program permanent.

6 (D) An estimate of the cost of expanding  
7 each pilot program throughout all eligible Sen-  
8 ior Reserve Officers' Training Corps units and  
9 College Student Pre-Commissioning Initiative  
10 programs.

11 (E) Such recommendations for legislative  
12 or administrative action as the Secretary con-  
13 siders appropriate in light of the pilot pro-  
14 grams, including recommendations for extend-  
15 ing or making permanent the authority for each  
16 pilot program.

17 (g) DEFINITIONS.—In this section:

18 (1) The term “covered institution” has the  
19 meaning given that term in section 262(g)(2) of the  
20 National Defense Authorization Act for Fiscal Year  
21 2020 (Public Law 116–92).

22 (2) The term “flight training” means a course  
23 of instruction toward obtaining any of the following:

24 (A) A private pilot's certificate.

25 (B) A commercial pilot certificate.

1 (C) A certified flight instructor certificate.

2 (D) A multi-crew pilot's license.

3 (E) A flight instrument rating.

4 (F) Any other certificate, rating, or pilot  
5 privilege the Secretary considers appropriate for  
6 purposes of this section.

7 (3) The term "military installation" means an  
8 installation of the Department of Defense for the  
9 regular components of the Armed Forces.



**Amendment to H.R. 6395**  
**National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Mr. Norcross of New Jersey**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

Report on Feasibility of Implementation of Flexible Spending Account Options for  
Members of the Uniformed Services and Their Families

The committee directs the Secretary of Defense to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by January 1, 2021, on the feasibility of implementing flexible spending account options that allow pre-tax payment of dependent care expenses, health and dental insurance premiums, and out-of-pocket health care expenses for members of the uniformed services and their family members. The report required shall include the following elements:

- (1) identification of any legislative or administrative barriers to achieving the implementation of such options;
- (2) recommendations on contribution limits; and
- (3) an assessment on tax incentives when using flexible spending accounts in conjunction with or instead of other annual tax credits and what financial advantages or disadvantages there may be for servicemembers and their families.

**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. BROWN OF MARYLAND**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . INFORMATION ON NOMINATIONS AND APPLICA-**  
2 **TIONS FOR MILITARY SERVICE ACADEMIES.**

3 (a) CONGRESSIONAL NOMINATIONS PORTAL.—

4 (1) IN GENERAL.—Not later than one year  
5 after the date of the enactment of this Act, the Sec-  
6 retary, in consultation with the Superintendents of  
7 the military service academies, shall ensure that  
8 there is a uniform online portal for all military serv-  
9 ice academies that enables Members of Congress to  
10 nominate individuals for appointment to each acad-  
11 emy through a secure website.

12 (2) INFORMATION COLLECTION AND REPORT-  
13 ING.—The online portal established under paragraph  
14 (1) shall—

15 (A) collect, from each Member of Con-  
16 gress, the demographic information described in  
17 subsection (b) for each individual nominated by  
18 the Member; and

1 (B) collect the information required to be  
2 included in each annual report of the Secretary  
3 under subsection (c) in a manner that enables  
4 the Secretary to automatically compile such in-  
5 formation when preparing the report.

6 (3) AVAILABILITY OF INFORMATION.—The por-  
7 tal shall allow Members of Congress and their des-  
8 ignees to view past nomination records for all appli-  
9 cation cycles.

10 (b) STANDARD CLASSIFICATIONS FOR COLLECTION  
11 OF DEMOGRAPHIC DATA.—

12 (1) STANDARDS REQUIRED.—The Secretary, in  
13 consultation with the Superintendents of the military  
14 service academies, shall establish standard classifica-  
15 tions that cadets, midshipmen, and applicants to the  
16 academies may use to self-identify gender, race, and  
17 ethnicity and to provide other demographic informa-  
18 tion in connection with admission to or enrollment in  
19 an academy.

20 (2) CONSISTENCY WITH OMB GUIDANCE.—The  
21 standard classifications established under paragraph  
22 (1) shall be consistent with the standard classifica-  
23 tions specified in Office of Management and Budget  
24 Directive No. 15 (pertaining to race and ethnic

1 standards for Federal statistics and administrative  
2 reporting) or any successor directive.

3 (3) INCORPORATION INTO APPLICATIONS AND  
4 RECORDS.—Not later than 180 days after the date  
5 of the enactment of this Act, the Secretary shall in-  
6 corporate the standard classifications established  
7 under paragraph (1) into—

8 (A) applications for admission to the mili-  
9 tary service academies; and

10 (B) the military personnel records of ca-  
11 dets and midshipmen enrolled in such acad-  
12 emies.

13 (c) ANNUAL REPORT ON THE DEMOGRAPHICS MILI-  
14 TARY SERVICE ACADEMY APPLICANTS.—

15 (1) REPORT REQUIRED.—Not later than Sep-  
16 tember 30 of each year beginning after the date of  
17 the enactment of this Act, the Secretary shall submit  
18 to the congressional defense committees a report on  
19 the demographics of applicants to military service  
20 academies for the most recently concluded applica-  
21 tion year.

22 (2) ELEMENTS.—Each report under paragraph  
23 (1) shall include, with respect to each military serv-  
24 ice academy, the following:

1 (A) The number of individuals who sub-  
2 mitted an application for admission to the acad-  
3 emy in the application year covered by the re-  
4 port.

5 (B) Of the individuals who submitted an  
6 application for admission to the academy in  
7 such year—

8 (i) the overall demographics of appli-  
9 cant pool, disaggregated by the classifica-  
10 tions established under subsection (b) and  
11 by Member of Congress;

12 (ii) the number and percentage who  
13 received a nomination, disaggregated by  
14 the classifications established under sub-  
15 section (b) and by Member of Congress;

16 (iii) the number and percentage who  
17 received an offer for appointment to the  
18 academy, disaggregated by the classifica-  
19 tions established under subsection (b) and  
20 by Member of Congress; and

21 (iv) the number and percentage who  
22 accepted an appointment to the academy,  
23 disaggregated by the classifications estab-  
24 lished under subsection (b) and by Member  
25 of Congress.

1 (3) CONSULTATION.—In preparing each report  
2 under paragraph (1), the Secretary shall consult  
3 with the Superintendents of the military service  
4 academies.

5 (4) AVAILABILITY OF REPORTS AND DATA.—  
6 The Secretary shall—

7 (A) make the results of each report under  
8 paragraph (1) available on a publicly accessible  
9 website of the Department of Defense; and

10 (B) ensure that any data included with the  
11 report is made available in a machine-readable  
12 format that is downloadable, searchable, and  
13 sortable.

14 (d) DEFINITIONS.—In this section:

15 (1) The term “application year” means the pe-  
16 riod beginning on January 1 of one year and ending  
17 on June 1 of the following year.

18 (2) The term “congressional defense commit-  
19 tees” has the meaning given that term in section  
20 101(a)(16) of title 10, United States Code.

21 (3) The term “machine-readable” has the  
22 meaning given that term in section 3502(18) of title  
23 44, United States Code.

24 (4) The term “military service academy”  
25 means—



6

1 (A) the United States Military Academy;

2 (B) the United States Naval Academy; and

3 (C) the United States Air Force Academy.

4 (5) The term “Secretary” means the Secretary  
5 of Defense.



**Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Mr. Turner of Ohio**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

**Department of Defense Impact Aid Program Report**

The Committee is concerned that the self-reporting system used by the Department of Education Impact Aid Program and relied on by the Department of Defense Impact Aid Program, to count eligible students, leads to the systematic underreporting of military connected students. The underreporting may stem from both a lack of knowledge about the Impact Aid programs administered by each agency as well as various privacy concerns, which may be present in certain military communities like Special Operations. In some instances, underreporting may be causing the funding challenges that certain communities are experiencing.

Therefore, the Committee directs the Secretary of Defense to submit a report to the Congressional Defense Committees by March 1, 2021 on the process the Department of Defense uses to determine student eligibility numbers, the effects of underreporting, the aggregating of student numbers while protecting personally identifiable information, the process used to obtain student eligibility numbers, and recommendations for improvements to the program to include potential changes to legislative authority that would further strengthen the program.

**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. TURNER OF OHIO**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . PRESERVATION OF COURT-MARTIAL RECORDS.**

2 Section 940a of title 10, United States Code (article  
3 140a of the Uniform Code of Military Justice), is amended  
4 by adding at the end the following new subsection:

5 “(d) **PRESERVATION OF COURT-MARTIAL RECORDS**  
6 **WITHOUT REGARD TO OUTCOME.**—The standards and  
7 criteria prescribed by the Secretary of Defense under sub-  
8 section (a) shall provide for the preservation of general  
9 and special court-martial records, without regard to the  
10 outcome of the proceeding concerned, for not fewer than  
11 15 years.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MRS. LURIA OF VIRGINIA**

At the appropriate place in title IX, insert the following new section:

1 **SEC. 9 \_\_\_\_ . REDESIGNATION OF THE JOINT FORCES STAFF**  
2 **COLLEGE.**

3 (a) IN GENERAL.—Title 10, United States Code, is  
4 amended by striking “Joint Forces Staff College” each  
5 place it appears and inserting “Joint Forces War Col-  
6 lege”.

7 (b) REFERENCES.—Any reference in Federal law,  
8 regulations, guidance, instructions, or other documents of  
9 the Federal Government to the Joint Forces Staff College  
10 shall be deemed to be a reference to the Joint Forces War  
11 College.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. TURNER OF OHIO**

At the appropriate place in title IX, insert the following new section:

1 **SEC. 9 \_\_\_\_ . SPACE FORCE MEDAL.**

2 (a) SPACE FORCE MEDAL.—Chapter 937 of title 10,  
3 United States Code, is amended by inserting after section  
4 9280 the following new section:

5 **“§ 9280a. Space Force Medal: award; limitations**

6 “(a) The President may award a decoration called the  
7 ‘Space Force Medal’, of appropriate design with accom-  
8 panying ribbon, to any person who, while serving in any  
9 capacity with the Space Force, distinguishes himself or  
10 herself by heroism not involving actual conflict with an  
11 enemy.

12 “(b) Not more than one Space Force Medal may be  
13 awarded to a person. However, for each succeeding act  
14 that would otherwise justify award of such a medal, the  
15 President may award a suitable bar or other device to be  
16 worn as the President directs.”.

17 (b) TABLE OF SECTIONS AMENDMENT.—The table of  
18 sections at the beginning of such chapter is amended by

2

1 inserting after the item relating to section 9280 the fol-

2 lowing new item:

“9280a. Space Force Medal: award; limitations.”.



**AMENDMENT TO H.R. 6395**

**OFFERED BY MR. LANGEVIN OF RHODE ISLAND**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5\_\_\_. EXPANSION OF DEPARTMENT OF DEFENSE**  
2 **STARBASE PROGRAM.**

3 (a) IN GENERAL.—Section 2193b of title 10, United  
4 States Code, is amended—

5 (1) in the section heading, by striking  
6 **“science, mathematics, and technology”**  
7 and inserting **“science, technology, engineer-**  
8 **ing, art and design, and mathematics”**;

9 (2) in subsection (a), by striking “science,  
10 mathematics, and technology” and inserting  
11 “science, technology, engineering, art and design,  
12 and mathematics”; and

13 (3) in subsection (b), by striking “mathematics,  
14 science, and technology” and inserting “science,  
15 technology, engineering, art and design, and mathe-  
16 matics”.

17 (b) CLERICAL AMENDMENT.—The table of sections  
18 at the beginning of chapter 111 of title 10, United States

- 1 Code, is amended by striking the item relating to section
- 2 2193b and inserting the following new item:

“2193b. Improvement of education in technical fields: program for support of elementary and secondary education in science, technology, engineering, art and design, and mathematics.”.





**Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021**

**Offered by Mr. Bacon of Nebraska**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

**United States Space Force Commissioning Programs**

The committee affirms that the recent establishment of the United States Space Force requires the congressional defense committees and the Department of Defense to work closely to identify the policy and resources needed to ensure the U.S. Space Force can effectively fulfill its mission as an independent branch of the armed forces. The committee observes that earlier this year the United States Air Force Academy graduated the first eighty-six officers to be directly commissioned into the U.S. Space Force. The committee also recognizes that, like the other military services, officers commissioned into the Space Force will require pre-commissioning training programs tailored to the unique aspects of the Space Force mission and service culture. The committee is aware that the Department of the Air Force is developing a strategy to address Space Force officer commissioning programs and desires greater understanding of these requirements. Therefore, the committee directs the Secretary of the Air Force to provide the congressional defense committees with a briefing, no later than March 1, 2021, on its strategy to establish Space Force officer commissioning programs and the resources required to implement this strategy. Additionally, the committee urges the Department of the Air Force to complete its review of Space Force officer commissioning programs in time to include its resource requirements in the Department's Fiscal Year 2022 budget request.

**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. BACON OF NEBRASKA**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5\_\_\_ . TRANSFORMATION OF THE PROFESSIONAL**  
2 **MILITARY EDUCATION ENTERPRISE.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-  
4 gress that--

5 (1) professional military education is  
6 foundational to the development of ethical and effec-  
7 tive military leaders and vital to national security;

8 (2) oversight of professional military education  
9 is an essential part of Congress' constitutional re-  
10 sponsibilities to regulate and maintain the Armed  
11 Forces of the United States;

12 (3) reform of the professional military edu-  
13 cation system, as directed by the congressional de-  
14 fense committees, has played a central role in the in-  
15 stitutionalization of jointness as envisioned by the  
16 Goldwater-Nichols Department of Defense Reorga-  
17 nization Act of 1986 (Public Law 99–433);

18 (4) the Goldwater-Nichols professional military  
19 education model has served the Nation well since the

1 end of the Cold War by enabling successful joint  
2 military operations across the spectrum of conflict;

3 (5) recent changes in the national security envi-  
4 ronment require that the professional military edu-  
5 cation enterprise adapt to prepare the joint force to  
6 successfully defend American interests in evolving  
7 areas of strategic competition;

8 (6) the Department of Defense must transform  
9 the professional military education enterprise to  
10 meet these challenges by emphasizing focused and  
11 rigorous intellectual study reflecting the hard won  
12 strategic insights of history, while leveraging ad-  
13 vancements in the modern learning environment.

14 (b) LIMITATION.—None of the funds authorized to  
15 be appropriated by this Act or otherwise made available  
16 for fiscal year 2021 for the Department of Defense may  
17 be obligated or expended consolidate, close, or significantly  
18 change the curriculum of the National Defense University  
19 or any institution of professional military education of an  
20 Armed Force until a period of 120 days has elapsed fol-  
21 lowing the date on which the Under Secretary of Defense  
22 for Personnel and Readiness submits the report required  
23 under subsection (c).

24 (c) REPORT REQUIRED.—

1           (1) IN GENERAL.—Not later than 180 days  
2 after the date of the enactment of this Act, the Sec-  
3 retary of Defense, acting through the Under Sec-  
4 retary of Defense for Personnel and Readiness, shall  
5 submit to the Committees on Armed Services of the  
6 Senate and the House of Representatives a report on  
7 the status of the professional military education en-  
8 terprise.

9           (2) ELEMENTS.—The report required under  
10 paragraph (1) shall include the following:

11           (A) A consolidated summary that—

12                   (i) lists all components of the profes-  
13 sional military education enterprise of the  
14 Department of Defense, including all asso-  
15 ciated schools, programs, research centers,  
16 and support activities; and

17                   (ii) for each such component, identi-  
18 fies the assigned personnel strength, an-  
19 nual student throughput, and budget de-  
20 tails covering the period of three fiscal  
21 years preceding the date of the report.

22           (B) An assessment of the effectiveness and  
23 shortfalls of the existing professional military  
24 education enterprise as measured against grad-  
25 uate utilization, post-graduate evaluations, and

1 the education and force development require-  
2 ments of the Chairman of the Joint Chiefs of  
3 Staff and the Chiefs of the Armed Forces.

4 (C) Recommendations to improve the intel-  
5 lectual readiness of the joint force through re-  
6 forms designed to—

7 (i) improve the warfighting readiness,  
8 intellectual fitness and cognitive ingenuity  
9 of military leaders;

10 (ii) promote development of strategic  
11 thinkers capable of developing integrated  
12 political-military and cross-domain strate-  
13 gies and new doctrinal concepts;

14 (iii) enhance the effectiveness, coher-  
15 ence, and efficiency of individual service  
16 approaches to professional military edu-  
17 cation;

18 (iv) improve the depth and rigor of  
19 professional military education curriculum  
20 in alignment with national defense strategy  
21 pacing threats while enhancing strategic  
22 relationships and operational integration  
23 with key allies and international security  
24 partners; and

5

1 (v) foster the deliberate development  
2 of world-class faculty through increasing  
3 the value of faculty assignments and other  
4 appropriate measures.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. WALTZ OF FLORIDA**

At the appropriate place in title VI, insert the following:

1 **SEC. 6 \_\_\_\_ . BASE RESPONDERS ESSENTIAL NEEDS AND DIN-**  
2 **ING ACCESS.**

3 (a) IN GENERAL.—Chapter 54 of title 10, United  
4 States Code, is amended by adding at the end the following new section:

6 **“§ 1066. Use of commissary stores and MWR facilities:**  
7 **protective services civilian employees**

8 “(a) ELIGIBILITY OF PROTECTIVE SERVICES CIVIL-  
9 IAN EMPLOYEES.—An individual employed as a protective  
10 services civilian employee at a military installation shall  
11 be permitted to purchase food and hygiene items at a com-  
12 missary store or MWR retail facility located on that mili-  
13 tary installation.

14 “(b) USER FEE AUTHORITY.—(1) The Secretary of  
15 Defense shall prescribe regulations that impose a user fee  
16 on individuals who are eligible solely under this section  
17 to purchase merchandise at a commissary store or MWR  
18 retail facility.

1       “(2) The Secretary shall set the user fee under this  
2 subsection at a rate that the Secretary determines will off-  
3 set any increase in expenses arising from this section  
4 borne by the Department of the Treasury on behalf of  
5 commissary stores associated with the use of credit or  
6 debit cards for customer purchases, including expenses re-  
7 lated to card network use and related transaction proc-  
8 essing fees.

9       “(3) The Secretary shall deposit funds collected pur-  
10 suant to a user fee under this subsection in the General  
11 Fund of the Treasury.

12       “(4) Any fee under this subsection is in addition to  
13 the uniform surcharge under section 2484(d) of this title.

14       “(c) DEFINITIONS.—In this section:

15               “(1) The term ‘MWR retail facility’ has the  
16 meaning given that term in section 1063 of this  
17 title.

18               “(2) The term ‘protective services civilian em-  
19 ployee’ means a position in any of the following se-  
20 ries (or successor classifications) of the General  
21 Schedule:

22                       “(A) Security Administration (GS–0080).

23                       “(B) Fire Protection and Prevention (GS–  
24 0081).

25                       “(C) Police (GS–0083).



1 “(D) Security Guard (GS–0085).

2 “(E) Emergency Management (GS–  
3 0089).”.

4 (b) CLERICAL AMENDMENT.—The table of sections  
5 at the beginning of chapter 54 of title 10, United States  
6 Code, is amended by adding at the end the following new  
7 item:

“1066. Use of commissary stores and MWR facilities: protective services civilian  
employees.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. BROWN OF MARYLAND**

At the appropriate place in title V, insert the following:

1 **SEC. 5** \_\_\_\_ . **CONSTRUCTIVE CREDIT FOR CERTAIN MEM-**  
2 **BERS OF THE RESERVE COMPONENTS WHO**  
3 **CANNOT COMPLETE MINIMUM ANNUAL**  
4 **TRAINING REQUIREMENTS AS A RESULT OF**  
5 **THE COVID-19 PANDEMIC.**

6 (a) **AUTHORITY.**—Under regulations prescribed by  
7 the Secretary of Defense, the Secretary, in computing re-  
8 tired pay pursuant to section 12733 of title 10, United  
9 States Code, may approve constructive credit, in addition  
10 to points earned under section 12732(a)(2) of such title,  
11 for a member of the reserve components of the Armed  
12 Forces who cannot complete minimum annual training re-  
13 quirements due to cancellation or other extenuating cir-  
14 cumstance arising from the covered national emergency.

15 (b) **REPORTING.**—

16 (1) **REPORT REQUIRED.**—Not later than one  
17 year after the date on which the covered national  
18 emergency ends, the Secretary of Defense shall sub-

1       mit to the congressional defense committees a report  
2       on the use of the authority under subsection (a).

3           (2) ELEMENTS.—The report under this sub-  
4       section shall include, with respect to each reserve  
5       component, the following:

6           (A) The number of individuals granted  
7       constructive credit as a result of a training can-  
8       cellation.

9           (B) The number of individuals granted  
10      constructive credit as a result of another ex-  
11      tenuating circumstance.

12          (C) Recommendations of the Secretary  
13      whether the authority under subsection (a)  
14      should be made permanent and under what cir-  
15      cumstances such permanent authority should  
16      apply.

17          (3) PUBLICATION.—Not later than 30 days  
18      after submitting the report under paragraph (1), the  
19      Secretary shall—

20           (A) publish the report on a publicly acces-  
21      sible website of the Department of Defense; and

22           (B) ensure that any data in the report is  
23      made available in a machine-readable format  
24      that is downloadable, searchable, and sortable.

1 (c) COVERED NATIONAL EMERGENCY DEFINED.—In  
2 this section, the term “covered national emergency”  
3 means the national emergency declared on March 13,  
4 2020, by the President under the National Emergencies  
5 Act (50 U.S.C. 1601 et seq.) with respect to COVID–19.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. HAALAND OF NEW MEXICO**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . MODIFICATION OF EDUCATION LOAN REPAY-**  
2 **MENT PROGRAM FOR MEMBERS OF SE-**  
3 **LECTED RESERVE.**

4 (a) MODIFICATION OF MAXIMUM REPAYMENT  
5 AMOUNT.—Section 16301(b) of title 10, United States  
6 Code, is amended by striking “15 percent or \$500” and  
7 inserting “20 percent or \$1,000”.

8 (b) EFFECTIVE DATE AND APPLICABILITY.—The  
9 amendment made by subsection (a) shall take effect on  
10 the date of the enactment of this Act and shall apply with  
11 respect to loan repayment under section 16301 of title 10,  
12 United States Code, for eligible years of service completed  
13 on or after the date of the enactment of this Act.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. SPEIER OF CALIFORNIA**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . INCREASE IN NUMBER OF PERMANENT PROFES-**  
2 **SORS AT THE UNITED STATES AIR FORCE**  
3 **ACADEMY.**

4 Section 9431(b)(4) of title 10, United States Code,  
5 is amended by striking “23” and inserting “25”.



**Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021**

**Offered by Mrs. Hartzler of Missouri:**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

*Private Sector Wage Verification Assessment*

“The committee understands that some service members and families may be experiencing challenges in navigating the Department of Defense internal verification system when applying for a loan. The challenges may be resulting in a more burdensome experience for processing of loan applications for some service members and families. Therefore the Committee directs the Secretary of Defense, to submit to the Committees on Armed Services of the Senate and the House of Representatives a report by March 1, 2021, on the feasibility and advisability of the use of an outside commercial wage verification company by the Defense Finance Accounting Service to provide verifications of the employment status and income of personnel and retirees. The report shall include an assessment of—(i) whether the use of the private sector in the area of verifications would result in potentially faster and better financial outcomes for services members and their families when applying for a mortgage or loan and lead to fewer administrative burdens placed on the service member; — (ii) a review in the manner in which at least three other federal agencies are already using the private sector in the area of verifications of employment and income; and —(iii) whether the use of the private sector would lead to better operational efficiencies, data security and integrity, and cost savings at the Defense Finance Accounting Service.”

**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. BANKS OF INDIANA**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5** \_\_\_\_ . **PUBLIC-PRIVATE CONSORTIUM TO IMPROVE**  
2 **PROFESSIONAL MILITARY EDUCATION.**

3 (a) **ESTABLISHMENT.**—The Secretary of Defense,  
4 acting through the Chairman of the Joint Chiefs of Staff  
5 and in consultation with the Under Secretary of Defense  
6 for Personnel and Readiness, shall establish and maintain  
7 a public-private consortium (referred to in this section as  
8 the “Consortium”) to improve and broaden professional  
9 military education for military officers and civilian em-  
10 ployees of the Federal Government.

11 (b) **DIRECTORS.**—

12 (1) **IN GENERAL.**—The President of the Na-  
13 tional Defense University and the head of a civilian  
14 institution of higher education appointed in accord-  
15 ance with paragraph (3) shall serve as co-directors  
16 of the Consortium.

17 (2) **RESPONSIBILITIES OF CO-DIRECTORS.**—The  
18 co-directors shall be responsible for—



1 (A) the administration and management of  
2 the Consortium; and

3 (B) developing a common curriculum for  
4 professional military education using input re-  
5 ceived from members of the Consortium.

6 (3) APPOINTMENT OF CO-DIRECTOR FROM CI-  
7 VILIAN INSTITUTION.—Not later than June 1, 2021,  
8 the Secretary of Defense shall appoint an individual  
9 who is the President or Chancellor of a civilian insti-  
10 tution of higher education to serve as co-director of  
11 the Consortium as described in paragraph (1).

12 (4) TERM OF CO-DIRECTOR.—The co-director  
13 appointed under paragraph (3) shall serve an initial  
14 term of five years. The Secretary of Defense may re-  
15 appoint such co-director for one or more additional  
16 terms of not more than five years, as the Secretary  
17 determines appropriate.

18 (5) AUTHORITY.—In the event that a conflict  
19 arises between co-directors of the Consortium, the  
20 conflict shall be resolved by the Director for Joint  
21 Force Development of the Joint Chiefs of Staff (J-  
22 7).

23 (c) ACTIVITIES OF CONSORTIUM.—The Consortium  
24 shall carry out the following activities:

1           (1) Bring the military education system (includ-  
2           ing military service academies, institutions that pro-  
3           vide professional military education, and other insti-  
4           tutions the provide military education) together with  
5           a broad group of civilian institutions of higher edu-  
6           cation, policy research institutes, and the commercial  
7           sector to develop and continually update a research-  
8           based curriculum to prepare early career, mid-ca-  
9           reer, and senior military officers and civilian employ-  
10          ees of the Federal Government to succeed in an era  
11          that will be predominantly defined by great power  
12          competition and in which security challenges will  
13          transcend the traditional areas of defense expertise,  
14          becoming more complex and inter-related than be-  
15          fore, with disruptions that will manifest rapidly and  
16          with little warning.

17          (2) Train military officers and civilian edu-  
18          cators serving in the joint professional military edu-  
19          cation system to implement the curriculum developed  
20          under paragraph (2) at the institutions they serve.

21          (3) On a regular basis, make recommendations  
22          to the Secretary about how the joint professional  
23          military education system should be modified to  
24          meet the challenges of apparent or possible future

1 defense, national security, and international environ-  
2 ments.

3 (d) MEMBERS.—The Consortium shall be composed  
4 of representatives selected by the Secretary of Defense  
5 from the following organizations:

6 (1) Organizations within the joint professional  
7 military education system.

8 (2) Military service academies.

9 (3) Other institutions of the Federal Govern-  
10 ment that provide military education.

11 (4) Civilian institutions of higher education.

12 (5) Private sector and government policy re-  
13 search institutes.

14 (6) Organizations in the commercial sector, in-  
15 cluding organizations from the industrial, finance,  
16 and technology sectors.

17 (e) ANNUAL REPORT.—Not later than September 30,  
18 2022, and annually thereafter, the co-directors of the Con-  
19 sortium shall submit to the Secretary of Defense and the  
20 congressional defense committees a report that describes  
21 the activities carried out by the Consortium during the  
22 preceding year.

23 (f) CIVILIAN INSTITUTION DEFINED.—In this sec-  
24 tion, the term “civilian institution of higher education”  
25 means an institution of higher education (as defined in

1 section 101 of the Higher Education Act of 1965 (20  
2 U.S.C. 1001)) that is not owned or controlled by the Fed-  
3 eral Government.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. LANGEVIN**

Add at the end of subtitle C of title XVI the following:

1 **SEC. 16** \_\_\_\_ . **LIMITATION OF FUNDING FOR NATIONAL DE-**  
2 **FENSE UNIVERSITY.**

3 Of the funds authorized to be appropriated by this  
4 Act for fiscal year 2021 for the National Defense Univer-  
5 sity, not more than 60 percent of such funds may be obli-  
6 gated or expended until the Joint Staff and the National  
7 Defense University present to the congressional defense  
8 committees the following:

9 (1) A comprehensive plan for resourcing and  
10 growing the student population of the College of In-  
11 formation and Cyberspace, including by—

12 (A) enrolling a minimum of 350 cyber  
13 workforce students per academic year; and

14 (B) graduating a minimum of 42 students  
15 (including a minimum of 28 United States mili-  
16 tary students) in the Joint Professional Military  
17 Education Phase II War College 10- month  
18 resident program in fiscal year 2021, and im-  
19 plementing a plan to graduate a minimum of

1           70 students (including a minimum of 50 United  
2           States military and civilian students) in fiscal  
3           year 2023 and in each year thereafter through  
4           the Future Year Defense Program.

5           (2) Budget documents for the Future Year De-  
6           fense Program which show funding for the College  
7           of Information and Cyberspace to support the com-  
8           prehensive plan described in subsection (a).

9           (3) A comprehensive presentation of how pro-  
10          grams of study on cyber-related matters are being  
11          expanded and integrated into Joint Professional  
12          Military Education at all National Defense Univer-  
13          sity constituent colleges.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. BROWN OF MARYLAND**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . DIVERSITY IN SELECTION BOARDS.**

2 (a) REQUIREMENT FOR DIVERSE MEMBERSHIP OF  
3 ACTIVE DUTY SELECTION BOARDS.—

4 (1) OFFICERS.—Section 612(a)(1) of title 10,  
5 United States Code, is amended by adding at the  
6 end the following new sentence: “The members of a  
7 selection board shall represent the diversity of the  
8 armed forces to the extent practicable.”.

9 (2) WARRANT OFFICERS.—Section 573(b) of  
10 title 10, United States Code, is amended by adding  
11 at the end the following new sentence: “The mem-  
12 bers of a selection board shall represent the diversity  
13 of the armed forces to the extent practicable.”.

14 (b) REQUIREMENT FOR DIVERSE MEMBERSHIP OF  
15 RESERVE COMPONENTS SELECTION BOARDS.—Section  
16 14102(b) of title 10, United States Code, is amended by  
17 adding at the end the following new sentence: “The mem-  
18 bers of a selection board shall represent the diversity of  
19 the armed forces to the extent practicable.”.

1 (c) OTHER SELECTION BOARDS.—

2 (1) IN GENERAL.—The Secretary of Defense  
3 shall ensure that the members of each selection  
4 board described in paragraph (2) represent the di-  
5 versity of the armed forces to the extent practicable.

6 (2) SELECTION BOARD DESCRIBED.—A selec-  
7 tion board described in this paragraph (1) is any se-  
8 lection board used with respect to the promotion,  
9 education, or command assignments of members of  
10 the Armed Forces that is not covered by the amend-  
11 ments made by this section.





**Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021**

**Offered by Mrs. Luria of Virginia**

*[For new Directive Report Language, please use the following:]*

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

**Concerns About Uncharacterized Discharges**

The committee is concerned by reports of inappropriate use of uncharacterized discharges for tenured military members who have served for more than six months but less than 8 years. The committee directs the Secretary of the Navy, Secretary of the Army, Secretary of the Air Force, and Commandant of the Marine Corps to report to the committees on Armed Services of the Senate and the House of Representatives by February 21, 2021 on how many uncharacterized discharges have been issued to service members in the last ten years, including the breakdown by gender, race/ethnicity, and grade. The report should also explain why an uncharacterized discharge was used instead of any of the other discharge statuses.

**AMENDMENT TO H.R. 6395**  
**OFFERED BY Mr. Brown of Maryland**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5** \_\_\_\_ . **COLLEGE OF INTERNATIONAL SECURITY AF-**  
2 **FAIRS OF THE NATIONAL DEFENSE UNIVER-**  
3 **SITY.**

4 (a) PROHIBITION.—The Secretary of Defense may  
5 not eliminate, divest, downsize, or reorganize the College  
6 of International Security Affairs, nor its satellite program,  
7 the Joint Special Operations Masters of Arts, of the Na-  
8 tional Defense University, or seek to reduce the number  
9 of students educated at the College, or its satellite pro-  
10 gram, until 30 days after the date on which the congres-  
11 sional defense committees receive the report required by  
12 subsection (c).

13 (b) ASSESSMENT, DETERMINATION, AND REVIEW.—  
14 The Under Secretary of Defense for Policy, in consultation  
15 with the Under Secretary of Defense for Personnel and  
16 Readiness, the Assistant Secretary of Defense for Special  
17 Operations/Low-Intensity Conflict , the Deputy Assistant  
18 Secretary of Defense for Counternarcotics and Global  
19 Threats, the Deputy Assistant Secretary of Defense for

1 Stability and Humanitarian Affairs, the Deputy Assistant  
2 Secretary of Defense for Special Operations and Com-  
3 bating Terrorism, the Chief Financial Officer of the De-  
4 partment, the Chairman of the Joint Chiefs of Staff, and  
5 the Commander of United States Special Operations Com-  
6 mand, shall—

7           (1) assess requirements for joint professional  
8           military education and civilian leader education in  
9           the counterterrorism, irregular warfare, and asym-  
10          metrical domains to support the Department and  
11          other national security institutions of the Federal  
12          Government;

13          (2) determine whether the importance, chal-  
14          lenges, and complexity of the modern counterter-  
15          rorism environment and irregular and asymmetrical  
16          domains warrant—

17                 (A) a college at the National Defense Uni-  
18                 versity, or a college independent of the National  
19                 Defense University whose leadership is respon-  
20                 sible to the Office of the Secretary of Defense;  
21                 and

22                 (B) the provision of resources, services,  
23                 and capacity at levels that are the same as, or  
24                 decreased or enhanced in comparison to, those  
25                 resources, services, and capacity in place at the

1 College of International Security Affairs on  
2 January 1, 2019;

3 (3) review the plan proposed by the National  
4 Defense University for eliminating the College of  
5 International Security Affairs and reducing and re-  
6 structuring the counterterrorism, irregular, and  
7 asymmetrical faculty, course offerings, joint profes-  
8 sional military education and degree and certificate  
9 programs, and other services provided by the Col-  
10 lege; and

11 (4) assess the changes made to the College of  
12 International Security Affairs since January 1,  
13 2019, and the actions necessary to reverse those  
14 changes, including relocating the College and its as-  
15 sociated budget, faculty, staff, students, and facili-  
16 ties outside of the National Defense University.

17 (c) REPORT REQUIRED.—Not later than February 1,  
18 2021, the Secretary shall submit to the congressional de-  
19 fense committees a report on—

20 (1) the findings of the Secretary with respect to  
21 the assessments, determination, and review con-  
22 ducted under subsection (b); and

4

1           (2) such recommendations as the Secretary may  
2           have for higher education in the counterterrorism,  
3           irregular, and asymmetrical domains.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY Mr . Brown of Maryland**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . DEFENSE LANGUAGE INSTITUTE FOREIGN LAN-**  
2 **GUAGE CENTER.**

3 (a) AUTHORITY TO AWARD BACHELOR'S DE-  
4 GREES.—Section 2168 of title 10, United States Code, is  
5 amended—

6 (1) in the section heading, by striking “Asso-  
7 ciate” and inserting “Associate or Bachelor”; and

8 (2) by amending subsection (a) to read as fol-  
9 lows:

10 “(a) Subject to subsection (b), the Commandant of  
11 the Defense Language Institute may confer—

12 “(1) an Associate of Arts degree in a foreign  
13 language upon any graduate of the Foreign Lan-  
14 guage Center of the Institute who fulfills the re-  
15 quirements for that degree; or

16 “(2) a Bachelor of Arts degree in a foreign lan-  
17 guage upon any graduate of the Foreign Language  
18 Center of the Institute who fulfills the requirements  
19 for that degree.”.

1 (b) CLERICAL AMENDMENT.—The table of sections  
2 at the beginning of chapter 108 of title 10, United States  
3 Code, is amended by striking the item relating to section  
4 2168 and inserting the following new item:

“2168. Defense Language Institute Foreign Language Center: degree of Associate or Bachelor of Arts in foreign language.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. MOULTON OF MASSACHUSETTS**

At the appropriate place in subtitle A of title VII,  
insert the following new section:

1 **SEC. 7 \_\_\_\_ . EXPANSION OF MENTAL HEALTH ASSESSMENTS**  
2 **FOR MEMBERS OF THE ARMED FORCES.**

3 Section 1074m of title 10, United States Code, is  
4 amended by adding at the end the following new sub-  
5 section:

6 “(g) MENTAL HEALTH ASSESSMENTS FOR PARTICI-  
7 PATION IN CERTAIN ACTIVITIES.—(1) The Secretary shall  
8 provide to a member described in paragraph (2) mental  
9 health assessments under this section in a frequency and  
10 schedule that the Secretary determines to be as similar  
11 as practicable to the frequency and schedule for such as-  
12 sessments under subsection (a)(1).

13 “(2) A member described in this paragraph is a mem-  
14 ber who, while not deployed in support of a contingency  
15 operation, participated in warfighting activities that had  
16 a direct and immediate impact on a combat operation or  
17 other military operation.”





**AMENDMENT TO H.R. 6395**  
**OFFERED BY MRS. TRAHAN OF MASSACHUSETTS**

At the appropriate place in title V of the bill, insert  
the following:

1 **SEC. 5 \_\_\_\_ . ESTABLISHMENT OF THE ATOMIC VETERANS**  
2 **SERVICE MEDAL.**

3 (a) SERVICE MEDAL REQUIRED.—The Secretary of  
4 Defense shall design and produce a military service medal,  
5 to be known as the “Atomic Veterans Service Medal”, to  
6 honor retired and former members of the Armed Forces  
7 who are radiation-exposed veterans (as such term is de-  
8 fined in section 1112(c)(3) of title 38, United States  
9 Code).

10 (b) DISTRIBUTION OF MEDAL.—

11 (1) ISSUANCE TO RETIRED AND FORMER MEM-  
12 BERS.—At the request of a radiation-exposed vet-  
13 eran, the Secretary of Defense shall issue the Atom-  
14 ic Veterans Service Medal to the veteran.

15 (2) ISSUANCE TO NEXT-OF-KIN.—In the case of  
16 a radiation-exposed veteran who is deceased, the  
17 Secretary may provide for issuance of the Atomic  
18 Veterans Service Medal to the next-of-kin of the per-  
19 son.

1           (3) APPLICATION.—The Secretary shall prepare  
2           and disseminate as appropriate an application by  
3           which radiation-exposed veterans and their next-of-  
4           kin may apply to receive the Atomic Veterans Serv-  
5           ice Medal.



**Amendment to H.R. 6395**  
**National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Mr. Bergman of Michigan**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

[Officer and Enlisted Qualification Testing]

The committee believes that relevant qualification testing is a critical component of accessing quality officers and warrant officers and enlisting exceptional personnel into the military services. However, the committee is concerned that outdated qualification testing requirements may be adversely affecting the recruitment of otherwise qualified applicants and may also be unnecessarily inhibiting their entry into specific occupational specialties. While the unique requirements of the individual services and their numerous specialties are recognized, the lack of uniformity even across the commissioning sources of a single service cause concern for the efficacy of current testing. Presently, there is no single test or instrument used as an aptitude requirement for appointment of officers and warrant officers within the military departments and the Armed Services Vocational Aptitude Battery (ASVAB) test required for enlistment is antiquated, failing to target the critical aspects of a changing force.

Therefore, the committee directs the Secretary of Defense to provide a report to the Committees on Armed Services of the Senate and the House of Representatives not later than March 1, 2021, on the following:

- (1) An analysis of the various forms of qualification testing required for entrance into military service, the officer or warrant officer corps, or a specific occupational specialty, broken out by military service
- (2) the frequency with which the Department of Defense reviews the qualification tests of the services to include those tests required for entrance into specific occupations
- (3) the number of potential accessions that have been denied entry into the officer or warrant officer corps due to their performance on a service-directed qualification test, broken out by military service
- (4) the number of potential enlistments that have been denied entry into the armed services due to their performance on the Armed Services Vocational Battery Aptitude (ASVAB) Test, broken out by military service

(5) the number of service members denied entrance into an aviation specific occupation due to performance on an aviation qualification test, broken out by military service

(6) a plan of action to update current qualification testing standards and requirements to ensure optimal recruitment of prospective applicants

**Amendment to H.R. 6395 National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Ms. Gabbard of Hawai‘i**

In the appropriate part of TITLE V of H.R. 6395, insert the following text at the end of the title:

“A Report on the Military Lending Act and the effects of high interest rates on readiness.

The Committee directs the Secretary of Defense, in consultation with the Secretary of the Treasury, to submit a report to the House Committee on Armed Services, no later than February 15th, 2021, on a Military Annual Percentage Rate lower than 30% and its impact on military readiness and servicemember retention.”

## **Amendment to H.R. 6395 National Defense Authorization Act for Fiscal Year 2021**

### **Offered by: Dr. DesJarlais of Tennessee**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

#### **Report on the Advisability of Permitting Military Personnel to use Education Benefits for Nontraditional Cyber-Related Education Programs**

The committee understands that new and innovative educational opportunities exist for service members through non-traditional forms of schooling such as technology boot camps or massive online open courses (MOOC's). Such courses are particularly useful for service members in geographically remote areas who are hoping to continue their education. While the committee understands and appreciates the need for verification and certification of educational programs prior to approving government funds, such as tuition assistance, to pay for such programs, the committee believes that such standards should be mindful of the rapidly evolving nature of modern educational services.

Therefore, the committee directs the Secretary of Defense to provide a briefing to the Committee on Armed Services of the House of Representatives no later than February 1, 2021, outlining the Department of Defense's procedures for determining the educational institutions and resources eligible for tuition assistance. The report should include:

- 1) Standards the educational resource or institution must meet for military personnel to receive assistance from DoD.
- 2) A description of the steps taken to ensure a broad variety of STEM-focused programs are eligible for tuition assistance, including non-traditional cyber-related learning alternatives.
- 3) Steps that have been taken to account for the changes in modern learning platforms.
- 4) Recommendations for expanding the educational opportunities available to military personnel.

**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. KELLY OF MISSISSIPPI**

At the appropriate place in title V of the bill, insert the following:

1 **SEC. 5 \_\_\_\_ . PROHIBITION ON CHARGING FOR OR COUNTING**  
2 **CERTAIN ACRONYMS ON HEADSTONES OF IN-**  
3 **DIVIDUALS INTERRED AT ARLINGTON NA-**  
4 **TIONAL CEMETERY.**

5 The Secretary of the Army shall prescribe regulations  
6 or establish policies that, with regards to the headstone  
7 for an individual interred at Arlington National Cemetery,  
8 prohibit the charging of a fee for, or counting towards  
9 character or line count, the following acronyms:

- 10 (1) “KIA” for an individual killed in action.  
11 (2) “MIA” for an individual who was missing  
12 in action.  
13 (3) “POW” for an individual who was a pris-  
14 oner of war.



**Amendment to H.R. 6395**  
**National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Ms. Speier of California**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

Report on Force Plate Technology utilizing Machine Learning for Improving  
Combat Readiness

The committee notes the Senate report [S. Rept. 115-262] language accompanying the National Defense Authorization Act for Fiscal Year 2019 (Public Law 115-232) encouraging the Military Services to develop a tool to validate the physical fitness of warfighters and to aid in the determination of combat readiness. The Committee recognizes that technology using machine learning and force plate measurements to develop personalized, evidence-based training programs to prevent injuries in athletes may be used by the Department of Defense to prevent musculoskeletal injuries in servicemembers.

Furthermore, these technologies could provide accurate, actionable insights regarding the physical condition of each servicemember and customized fitness programs for each servicemember to help minimize injuries during combat; thereby increasing the medical readiness and the military lifecycle of servicemembers. The committee notes that there have been some elements of the military services that have previously used this technology to increase readiness, decrease injuries and avoid a significant amount of expenses related to unnecessary injuries. Therefore, the committee directs the Secretary of Defense, in collaboration with the military service secretaries, to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by September 1, 2021, assessing how force plate technology and machine learning could be leveraged to improve the medical readiness of individual servicemembers.

This report shall include the following elements: (1) a list of units currently using this technology and the impact it has had on unit readiness, (2) an analysis of how this technology could be leveraged to create a more deployable, resilient and sustainable combat force, (3) a determination of servicemember attrition and injury reduction from using Force Plate Machine Learning Technology, (4) a determination of the appropriate component within each military service that would be the responsible entity for implementing customized training regimens for new recruits, active duty and reserve forces, (5) a determination of the feasibility of a customized



fitness program for each warfighter to minimize musculoskeletal injuries during both home station and deployed status, (6) the projected cost of employing this technology versus the cost of lost man days due to injuries or attrition, and (7) the projected potential savings from injury avoidance.

**Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021**

**Offered by Mr. Waltz:**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

*Review on the existing Department of Defense capabilities to operate, maintain, and transport sterile clinical, surgical, and resuscitative capabilities*

The committee directs the Secretary of Defense to submit a report to the House Committee on Armed Services by December 31, 2020, including a review on the existing Department of Defense capabilities to operate, maintain, and transport sterile clinical, surgical, and resuscitative capability assets. The review should include:

1. An assessment of the Department's assets can be transported by existing land, sea, air capabilities anywhere in the United States or the world;
2. An assessment of whether the Department's assets have an integrated power solution that does not require location-based fuel or sourcing;
3. An assessment on if the Department can provide Geographic Combatant Commands and US Special Operations Command with transportable capabilities to train, equip and support Host Nation and friendly medical forces through regular Medical Exercises and Humanitarian Assistance;
4. An assessment of whether the Department can provide National Guard and Reserve units the capability to respond to domestic "Acts of God" or man consistent with the Department's Active, Reserve and/or National Guard authorities; and
5. An assessment of whether the Department's treatment and recovery capabilities can allow multiple patients to be stabilized and transported while providing continuous treatment and recovery in a temperature controlled and noise resistant environment.

**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. TURNER OF OHIO**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . ADDITIONAL BASES FOR PROVISION OF ADVICE**  
2 **BY THE DEFENSE ADVISORY COMMITTEE**  
3 **FOR THE PREVENTION OF SEXUAL MIS-**  
4 **CONDUCT.**

5 Section 550B(c)(2) of the National Defense Author-  
6 ization Act for Fiscal Year 2020 (Public Law 116–92) is  
7 amended—

8 (1) by redesignating subparagraph (C) as sub-  
9 paragraph (E); and

10 (2) by inserting after subparagraph (B) the fol-  
11 lowing new subparagraphs:

12 “(C) Efforts among private employers to  
13 prevent sexual assault and sexual harassment  
14 among their employees.

15 “(D) Evidence-based studies on the pre-  
16 vention of sexual assault and sexual harassment  
17 in the Armed Forces, institutions of higher edu-  
18 cation, and the private sector.”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. TURNER OF OHIO**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . MODIFICATION OF REPORTING AND DATA COL-**  
2 **LECTION ON VICTIMS OF SEXUAL OFFENSES.**

3 Section 547 of the John S. McCain National Defense  
4 Authorization Act for Fiscal Year 2019 (Public Law 115–  
5 232; 10 U.S.C. 1561 note) is amended—

6 (1) in subsection (a)—

7 (A) in paragraph (1)—

8 (i) by striking “accused of” and in-  
9 serting “suspected of”; and

10 (ii) by striking “assault” and insert-  
11 ing “offense”;

12 (B) in paragraph (2), by striking “accused  
13 of” and inserting “suspected of”; and

14 (C) in paragraph (3)—

15 (i) by striking “assaults” and insert-  
16 ing “offenses”; and

17 (ii) by striking “an accusation” and  
18 inserting “suspicion of”;

1           (2) by redesignating subsection (b) as sub-  
2           section (c);

3           (3) by inserting after subsection (b) the fol-  
4           lowing new subsection:

5           “(b) GUIDANCE REQUIRED.—The Secretary of De-  
6           fense shall issue guidance to ensure the uniformity of the  
7           data collected by each Armed Force for purposes of sub-  
8           section (a). At a minimum, such guidance shall estab-  
9           lish—

10           “(1) standardized methods for the collection of  
11           the data required to be reported under such sub-  
12           section; and

13           “(2) standardized definitions for the terms ‘sex-  
14           ual offense’, ‘collateral misconduct’, and ‘adverse ac-  
15           tion.’”; and

16           (4) by amending subsection (c), as so redesign-  
17           ated, to read as follows:

18           “(c) DEFINITIONS.—In this section:

19           “(1) The term ‘covered individual’ means an in-  
20           dividual who is identified in the case files of a mili-  
21           tary criminal investigative organization as a victim  
22           of a sexual offense that occurred while that indi-  
23           vidual was serving on active duty as a member of  
24           the Armed Forces.

1           “(2) The term ‘suspected of’, when used with  
2           respect to a covered individual suspected of collateral  
3           misconduct or crimes as described in subsection (a),  
4           means that an investigation by a military criminal  
5           investigative organization reveals facts and cir-  
6           cumstances that would lead a reasonable person to  
7           believe that the individual committed an offense  
8           under chapter 47 of title 10, United States Code  
9           (the Uniform Code of Military Justice).”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. TURNER OF OHIO**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . REPORT ON PLACEMENT OF MEMBERS OF THE**  
2 **ARMED FORCES IN ACADEMIC STATUS WHO**  
3 **ARE VICTIMS OF SEXUAL ASSAULT ONTO**  
4 **NON-RATED PERIODS.**

5 Not later than 90 days after the date of the enact-  
6 ment of this Act, the Secretary of Defense shall submit  
7 to the Committees on Armed Services of the Senate and  
8 the House of Representatives a report on the feasibility  
9 and advisability, and current practice (if any), of the De-  
10 partment of Defense of granting requests by members of  
11 the Armed Forces who are in academic status (whether  
12 at the military service academies or in developmental edu-  
13 cation programs) and who are victims of sexual assault  
14 to be placed on a Non-Rated Period for their performance  
15 report.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. SPEIER OF CALIFORNIA**

At the appropriate place in title V of the bill, insert the following:

1 **SEC. 5 \_\_\_\_ . QUESTION IN WORKPLACE AND GENDER RELA-**  
2 **TIONS SURVEYS REGARDING PROSECUTIONS**  
3 **OF SEXUAL ASSAULT.**

4 (a) **IN GENERAL.**—Not later than 90 days after the  
5 date of the enactment of this Act, the Secretary of Defense  
6 shall include in the covered surveys a question regarding  
7 whether a member of an Armed Force under the jurisdic-  
8 tion of the Secretary of a military department would be  
9 more willing to report a sexual assault if prosecution deci-  
10 sions were made by lawyers and not commanders.

11 (b) **COVERED SURVEYS DEFINED.**—In this section,  
12 the term “covered surveys” means the workplace and gen-  
13 der relations surveys and focus groups administered by the  
14 Office of People Analytics of the Department of Defense,  
15 including—

16 (1) the Workplace and Gender Relations Survey  
17 of Active Duty Members;

18 (2) the Workplace and Gender Relations Survey  
19 of Reserve Component Members;



2

- 1 (3) the Military Service Gender Relations Focus
- 2 Group; and
- 3 (4) any successor survey or focus group.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. HAALAND OF NEW MEXICO**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . PROTECTION OF ATTORNEY-CLIENT PRIVILEGE**  
2 **BETWEEN VICTIMS AND SPECIAL VICTIMS'**  
3 **COUNSEL.**

4 (a) SPECIAL VICTIMS' COUNSEL.—Subsection (c) of  
5 section 1044e of title 10, United States Code, is amended  
6 to read as follows:

7 “(c) NATURE OF RELATIONSHIP.—

8 “(1) ATTORNEY-CLIENT RELATIONSHIP.—The  
9 relationship between a Special Victims' Counsel and  
10 a victim in the provision of legal advice and assist-  
11 ance shall be the relationship between an attorney  
12 and client.

13 “(2) TESTIMONY IN LEGAL PROCEEDINGS.—  
14 During any criminal legal proceeding in which a  
15 Special Victims' Counsel is asked to testify or give  
16 evidence, the Special Victims' Counsel shall be given  
17 the same consideration as counsel for the Govern-  
18 ment and counsel for the accused.”.

1 (b) REVISION TO MILITARY RULES OF EVIDENCE.—  
2 Not later than 180 days after the date of the enactment  
3 of this Act, Rule 502 of the Military Rules of Evidence  
4 shall be modified to provide that the privilege between a  
5 Special Victims' Counsel and a client shall be the same  
6 as lawyer-client privilege.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. SPEIER OF CALIFORNIA**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . REPORT ON STATUS OF INVESTIGATIONS OF AL-**  
2 **LEGED SEX-RELATED OFFENSES.**

3 (a) **REPORTS REQUIRED.**—Not later than one year  
4 after the date of the enactment of this Act, and annually  
5 thereafter through December 31, 2025, the Secretary of  
6 each military department shall submit to the congressional  
7 defense committees a report on the status of investigations  
8 into alleged sex-related offenses.

9 (b) **ELEMENTS.**—Each report under subsection (a)  
10 shall include, with respect to investigations into alleged  
11 sex-related offenses carried out by military criminal inves-  
12 tigative organizations under the jurisdiction of the Sec-  
13 retary concerned during the preceding year, the following:

14 (1) The total number of investigations.

15 (2) For each investigation—

16 (A) the date the investigation was initi-  
17 ated; and

18 (B) an explanation of whether the inves-  
19 tigation is in-progress or complete as of the

1 date of the report and, if complete, the date on  
2 which the investigation was completed.

3 (3) The total number of investigations that are  
4 complete as of the date of the report.

5 (4) The total number of investigations that are  
6 in-progress as of the date of the report.

7 (5) For investigations lasting longer than 180  
8 days, an explanation of the primary reasons for the  
9 extended duration of the investigation.

10 (c) DEFINITIONS.—In this section:

11 (1) The term “alleged sex-related offense” has  
12 the meaning given that term in section 1044(e)(h)  
13 of title 10, United States Code.

14 (2) The term “complete” when used with re-  
15 spect to an investigation of an alleged sex-related of-  
16 fense, means the active phase of the investigation is  
17 sufficiently complete to enable the appropriate au-  
18 thority to reach a decision with respect to the dis-  
19 position of charges for the offense.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. CISNEROS OF CALIFORNIA**

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 \_\_\_\_ . MODIFICATION OF ANNUAL REPORT REGARD-**  
2 **ING SEXUAL ASSAULTS INVOLVING MEMBERS**  
3 **OF THE ARMED FORCES.**

4 (a) SUBMISSION TO CONGRESS.—Section 1631(d) of  
5 the Ike Skelton National Defense Authorization Act for  
6 Fiscal Year 2011 (Public Law 111–383; 10 U.S.C. 1561  
7 note) is amended by inserting “and the Committees on  
8 Veterans’ Affairs of the Senate and the House of Rep-  
9 resentatives” after “House of Representatives”.

10 (b) APPLICABILITY.—The amendment made by sub-  
11 section (a) shall take effect on the date of the enactment  
12 of this Act and shall apply to reports required to be sub-  
13 mitted under section 1631 of the Ike Skelton National De-  
14 fense Authorization Act for Fiscal Year 2011 (Public Law  
15 111–383; 10 U.S.C. 1561 note) on or after such date.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MS. SPEIER OF CALIFORNIA**

Amend subsection (b) of section 534 (log 71488) to  
read as follows:

1       (b) ELEMENTS.—The Secretary of Defense shall en-  
2       sure that the policy developed under subsection (a)—

3               (1) protects the alleged victim as necessary, in-  
4       cluding by prohibiting retaliatory harassment;

5               (2) allows both the victim and the accused to  
6       complete their course of study at the institution with  
7       minimal disruption;

8               (3) protects the privacy of both the victim and  
9       the accused by ensuring that information about the  
10       alleged sexual assault and the individuals involved is  
11       not revealed to third parties who are not specifically  
12       authorized to receive such information in the course  
13       of performing their regular duties, except that such  
14       policy shall not preclude the alleged victim or the al-  
15       leged perpetrator from making such disclosures to  
16       third parties; and

17               (4) minimizes the burden on the alleged victim  
18       when taking steps to separate the alleged victim and  
19       alleged perpetrator.

In section 534 (log 71488)—

(1) redesignate subsection (c) as subsection (d);

and

(2) insert after subsection (b) the following new subsection:

1       (c) SPECIAL RULE.—The policy developed under sub-  
2 section (a) shall not preclude a military service academy  
3 from taking other administrative or disciplinary action  
4 when appropriate.





**AMENDMENT TO H.R. 6395**  
**OFFERED BY MRS. DAVIS OF CALIFORNIA**

At the appropriate place in title V, insert the following:

1 **SEC. 5\_\_\_ . CONTINUATION OF PAID PARENTAL LEAVE**  
2 **UPON DEATH OF CHILD.**

3 Not later than 180 days after the date of the enact-  
4 ment of this Act, the Secretary of Defense shall amend  
5 the regulations prescribed pursuant to subsections (i) and  
6 (j) of section 701 of title 10, United States Code, to pro-  
7 vide that the eligibility of primary and secondary care-  
8 givers for paid parental leave that has already been ap-  
9 proved shall not terminate upon the death of the child for  
10 whom such leave is taken.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY Mr. Brown**

At the appropriate place in title VI, insert the following:

1 **SEC. 6 \_\_ . EXPANSION OF DEATH GRATUITY FOR ROTC**  
2 **GRADUATES.**

3 Section 623(b) of the National Defense Authorization  
4 Act for Fiscal Year 2020 (Public Law 116–92) is amended  
5 by striking “the date of the enactment of this Act” and  
6 inserting “May 1, 2017”.



**AMENDMENT TO H.R. 6395**  
**OFFERED BY MR. TURNER OF OHIO**

At the appropriate place in title IX, insert the following new section:

1 **SEC. 9** \_\_\_\_ . **ONE-TIME UNIFORM ALLOWANCE FOR MEM-**  
2 **BERS TRANSFERRED TO THE SPACE FORCE.**

3 (a) **IN GENERAL.**—The Secretary of the Air Force  
4 may provide an officer or enlisted member who transfers  
5 from the Army, Navy, Air Force, or Marine Corps to the  
6 Space Force an allowance of not more than \$400 as reim-  
7 bursement for the purchase of required uniforms and  
8 equipment.

9 (b) **RELATIONSHIP TO OTHER ALLOWANCES.**—The  
10 allowance under this section is in addition to any allow-  
11 ance available under any other provision of law.

12 (c) **SOURCE OF FUNDS.**—Funds for allowances pro-  
13 vided under subsection (a) in a fiscal year may be derived  
14 only from amounts authorized to be appropriated for mili-  
15 tary personnel for such fiscal year.

16 (d) **APPLICABILITY.**—The authority for an allowance  
17 under this section shall apply with respect to any member  
18 of the Army, Navy, Air Force, or Marine Corps who trans-

2

1 fers to the Space Force on or after December 20, 2019,  
2 and on or before September 30, 2023.



**Amendment to H.R. 6395  
National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Rep. Mo Brooks (AL-05)**

In the portion of the report to accompany H.R. 6395 titled “Transitional Compensation”, strike the following text: “June 1, 2021,” and insert the following text: “December 31, 2020,”; and insert after “the number of cases where an abused spouse finalizes divorce proceedings before administrative separation, resulting in the loss of transitional compensation for a victim;”, the following new text: “the number and type of final disposition of physical abuse cases of spouses where a service member was the offender; the average length of time from unrestricted report of physical domestic violence of a spouse by a service member to final disposition, by service and by rank, and by type of disposition;”.

**Amendment to H.R. 6395**  
**National Defense Authorization Act for Fiscal Year 2021**

**Offered by: Mr. Wittman of Virginia**

In the appropriate place in the report to accompany H.R. 6395, insert the following new Directive Report Language:

*Operation of commissaries during period of expiration of appropriations*

The Committee recognizes that military commissaries provide a reliable source of high-quality food and subsistence for military personnel and their families. The committee further recognizes that disruptions of these operations due to Federal shutdowns prompted by the expiration of appropriations may deprive families of this vital subsistence source at the very time that it is most needed. As substantiated by recent surveys, some military men and women rely upon food stamps, and, as food insecurity was cited as an increasing concern by the Committee in the Fiscal Year 2020 National Defense Authorization Bill, it is critically important that the commissaries remain open during government shutdowns. Further, the committee recognizes that due to the perishable nature of products sold, there are major logistical and administrative matters that arise when retail operations at the end of the supply chain precipitously cease to include disruption of logistical synergy between major stateside locations and operations at remote and overseas areas.

Due to the unique nature of these operations, the Committee believes that the Department of Defense should consider including these operations as excepted programs during the period of expiration of appropriations. Additionally, the Committee directs the Secretary of Defense to provide a report to the House Committee on Armed Services by March 15, 2021, that would examine the feasibility of commissaries being provided excepted status. This report should include the advisability and feasibility of continued operations using excess balances in working capital funds to finance continued operations. The report should also examine the feasibility and advisability of using commissary surcharge trust funds or nonappropriated funds generated from implementation of business practices and procedures and validity of commitments to replenish or reimburse these sources immediately upon restoration of appropriations by Congress. The report should also examine the financial impact on military men and women and their families losing this benefit during any Federal shutdown.



**AMENDMENT TO H.R. 6395****OFFERED BY MS. HOULAHAN OF PENNSYLVANIA**

At the appropriate place in title V, insert the following:

1 **SEC. 5 \_\_\_\_ . EXPANSION OF FINANCIAL ASSISTANCE UNDER**  
2 **MY CAREER ADVANCEMENT ACCOUNT PRO-**  
3 **GRAM.**

4 Section 580F of the National Defense Authorization  
5 Act for Fiscal Year 2020 (Public Law 116–92) is amend-  
6 ed—

7 (1) by inserting “or maintenance (including  
8 continuing education courses)” after “pursuit”; and

9 (2) by adding at the end the following: “Such  
10 financial assistance may be applied to the costs of  
11 national tests that may earn a participating military  
12 spouse course credits required for a degree approved  
13 under the program (including the College Level Ex-  
14 amination Program tests and the Subject Standard-  
15 ized Tests of the Defense Activity for Non-Trad-  
16 itional Education Support Division of the Depart-  
17 ment of Defense).”

