

**H.R. 1735—FY16 NATIONAL DEFENSE
AUTHORIZATION BILL**

**SUBCOMMITTEE ON MILITARY
PERSONNEL**

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DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—ACTIVE FORCES

Section 401—End Strengths for Active Forces

This section would authorize the following end strengths for Active Duty personnel of the Armed Forces as of September 30, 2016:

Service	FY 2015	FY 2016		Change from	
	Authorized	Request	Committee Recommendation	FY 2016 Request	FY 2015 Authorization
Army	490,000	475,000	475,000	0	-15,000
Navy	323,600	329,200	329,200	0	5,600
USMC	184,100	184,000	184,000	0	-100
Air Force	312,980	317,000	320,715	3715	7,735
DOD	1,310,680	1,305,200	1,308,915	3715	-1,765

Section 402—Revisions in Permanent Active Duty End Strength Minimum Levels

This section would establish new minimum Active Duty end strengths for the Army, Navy, Marine Corps, and Air Force as of September 30, 2016. The committee recommends 475,000 as the minimum Active Duty end strength for the Army, 329,200 as the minimum Active Duty end strength for the Navy, 184,000 as the minimum Active Duty end strength for the Marine Corps, and 317,000 as the minimum Active Duty end strength for the Air Force.

SUBTITLE B—RESERVE FORCES

Section 411—End Strengths for Selected Reserve

This section would authorize the following end strengths for Selected Reserve personnel, including the end strength for Reserves on Active Duty in support of the Reserves, as of September 30, 2016:

Service	FY 2015	FY 2016	Committee Recommendation	Change from	
	Authorized	Request		FY 2016 Request	FY 2015 Authorized
Army National Guard	350,200	342,000	342,000	0	-8,200
Army Reserve	202,000	198,000	198,000	0	-4,000
Navy Reserve	57,300	57,400	57,400	0	100
Marine Corps Reserve	39,200	38,900	38,900	0	-300
Air National Guard	105,000	105,500	105,500	0	500
Air Force Reserve	67,100	69,200	69,200	0	2,100
DOD Total	820,800	811,000	811,000	0	-9,800
Coast Guard Reserve	7,000	7,000	7,000	0	0

Section 412—End Strengths for Reserves on Active Duty in Support of the Reserves

This section would authorize the following end strengths for Reserves on Active Duty in support of the Reserves as of September 30, 2016:

Service	FY 2015	FY 2016	Committee Recommendation	Change from	
	Authorized	Request		FY 2016 Request	FY 2015 Authorized
Army National Guard	31,385	30,770	30,770	0	-615
Army Reserve	16,261	16,261	16,261	0	0
Navy Reserve	9,973	9,934	9,934	0	-39
Marine Corps Reserve	2,261	2,260	2,260	0	-1
Air National Guard	14,704	14,748	14,748	0	44
Air Force Reserve	2,830	3,032	3,032	0	202
DOD Total	77,414	77,005	77,005	0	-409

Section 413—End Strengths for Military Technicians (Dual Status)

This section would authorize the following end strengths for military technicians (dual status) as of September 30, 2016:

Service	FY 2015	FY 2016		Change from	
	Authorized	Request	Committee Recommendation	FY 2016 Request	FY 2015 Authorized
Army National Guard	27,210	26,099	26,099	0	-1111
Army Reserve	7,895	7,395	7,395	0	-500
Air National Guard	21,792	22,104	22,104	0	312
Air Force Reserve	9,789	9,814	9,814	0	25
DOD Total	66,686	65,412	65,412	0	-1,274

Section 414—Fiscal Year 2016 Limitation on Number of Non-Dual Status Technicians

This section would establish the maximum end strengths for the Reserve Components of the Army and Air Force for non-dual status technicians as of September 30, 2016:

Service	FY 2015	FY 2016		Change from	
	Authorized	Request	Committee Recommendation	FY 2016 Request	FY 2015 Authorized
Army National Guard	1,600	1,600	1,600	0	0
Air National Guard	350	350	350	0	0
Army Reserve	595	595	595	0	0
Air Force Reserve	90	90	90	0	0
DOD Total	2,635	2,635	2,635	0	0

Section 415—Maximum Number of Reserve Personnel Authorized To Be on Active Duty for Operational Support

This section would authorize, as required by section 115(b) of title 10, United States Code, the maximum number of Reserve Component personnel who may be on Active Duty or full-time National Guard duty during fiscal year 2016 to provide operational support. The personnel authorized here do not count against the end strengths authorized by section 401 or section 412 of this Act unless the duration on Active Duty exceeds the limitations in section 115(b)(2) of title 10, United States Code.

Service	FY 2015	FY 2016		Change from	
	Authorized	Request	Committee Recommendation	FY 2016 Request	FY 2015 Authorized
Army National Guard	17,000	17,000	17,000	0	0
Army Reserve	13,000	13,000	13,000	0	0
Navy Reserve	6,200	6,200	6,200	0	0
Marine Corps Reserve	3,000	3,000	3,000	0	0
Air National Guard	16,000	16,000	16,000	0	0
Air Force Reserve	14,000	14,000	14,000	0	0
DOD Total	69,200	69,200	69,200	0	0

SUBTITLE C—AUTHORIZATION OF APPROPRIATIONS

Section 421—Military Personnel

This section would authorize appropriations for military personnel at the levels identified in the funding table in section 4401 of division D of this Act.

TITLE V—MILITARY PERSONNEL POLICY

LEGISLATIVE PROVISIONS

SUBTITLE A—OFFICER PERSONNEL POLICY

Section 501—Equitable Treatment of Junior Officers Excluded from an All-Fully-Qualified-Officers List Because of Administrative Error

This section would amend section 624(a)(3) of title 10, United States Code, to specify that if the Secretary of a military department determines that one or more officers or former officers were not placed on an all-fully-qualified-list for promotion under this section because of administrative error, the Secretary may prepare a supplemental all-fully-qualified-officers list for promotion containing the names of any such officers for approval in accordance with this section.

Section 502—Authority to Defer Until Age 68 Mandatory Retirement for Age of a General or Flag Officer Serving as Chief or Deputy Chief of Chaplains of the Army, Navy, or Air Force

This section would allow the Secretaries of the military departments to defer, until age 68, the mandatory retirement age of general and flag officer chaplains of the Army, Navy, or Air Force appointed as Chief or Deputy Chief of Chaplains. The authority would expire in 2020 in order to encourage the military departments to develop a plan, within the personnel management of their chaplains, to eliminate the need for continuing age waivers.

SUBTITLE B—RESERVE COMPONENT MANAGEMENT

Section 511—Clarification of Purpose of Reserve Component Special Selection Boards as Limited to Correction of Error at a Mandatory Promotion Board

This section would amend section 14502(b) of title 10, United States Code, concerning Reserve Component special selection boards and whether an officer or former officer could request a special selection board based on having not been selected by a previous special selection board vice being considered by a mandatory promotion board convened under section 14101(a) of title 10, United States Code. This section would better align the statutory language regarding Active Duty and Reserve Component special selection boards.

SUBTITLE C—CONSOLIDATION OF AUTHORITIES TO ORDER MEMBERS OF RESERVE COMPONENTS TO PERFORM DUTY

Section 521—Administration of Reserve Duty

This section would amend chapter 1209 of title 10, United States Code, by consolidating the number of Reserve Component status category authorities under which Reserve Component members may be called to duty

from 30 to 6 and would direct the Secretaries concerned to develop policies and procedures to carry out these changes.

Section 522—Reserve Duty Authorities

This section would amend chapter 1209 of title 10, United States Code, to authorize the President and the Secretary of Defense to call a member of the Reserve Component, under their jurisdiction, to Active or Inactive duty and provide authorities on activation timeline limitations and compensation requirements.

Section 523—Purpose of Reserve Duty

This section would amend chapter 1209 of title 10, United States Code, to authorize the mobilization and limitations to mobilization as well as the call-up to Active Duty or Inactive duty of the Ready Reserve, Selected Reserve and certain members of the Individual Ready Reserve and would describe the purpose and limitations of such duty. This section would also authorize the Secretary of Defense to organize and administer the Reserve Components and would describe the authorities and limitations of such authorizations.

Section 524—Training and Other Duty Performed by Members of the National Guard

This section would authorize the required training, field exercises and other duty performed by members of the National Guard and would additionally authorize the purpose, restrictions, and limitations of a call to order of the National Guard.

Section 525—Conforming and Clerical Amendments

This section would authorize clerical and conforming amendments to the appropriate titles of the United States Code related to amendments made by this subtitle.

Section 526—Effective Date and Implementation

This section would establish the implementation date of the amendments made by this subtitle as October 1, 2017, and would require the Secretaries concerned to submit to the Committees on Armed Services of the Senate and the House of Representatives by March 1, 2016, a report containing a plan, including a draft of legislation that may be necessary, to implement the amendments made by this subtitle.

SUBTITLE D—GENERAL SERVICE AUTHORITIES

Section 531—Temporary Authority to Develop and Provide Additional Recruitment Incentives

This section would provide temporary authority for the Secretary of a military department to develop a program and provide not more than three recruitment incentives, not otherwise authorized by law, to encourage individuals to accept an appointment as a commissioned or warrant officer or to enlist in an Armed Force under the jurisdiction of the Secretary. The Secretary concerned may not provide a recruitment incentive until the Secretary submits a plan to the congressional defense committees regarding the recruitment incentive, and the congressional 30-day notice and wait requirement is expired. The incentives may not be provided for longer than a 3-year period, unless the Secretary concerned requires additional time to evaluate the use of the incentive, and the Secretary concerned shall submit to the congressional defense committees a report describing and assessing the impact of the incentive. The authority provided by this section would expire on December 31, 2020.

Section 532—Expansion of Authority to Conduct Pilot Programs on Career Flexibility to Enhance Retention of Members of the Armed Forces

This section would extend and enhance the authority to conduct programs authorized under section 533 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417), informed by lessons learned to date from Navy and Air Force implementation of the Career Intermission Pilot Program. Section 533 authorizes the Secretaries of the military departments to inactivate certain service members from active duty in order to meet personal or professional needs and be returned to active duty at the end of such period of inactivation from active duty. Extension and enhancement of this authority would afford the Secretaries of the military departments greater flexibility to test and evaluate alternative career retention options in specialties and skills in which monetary incentives alone have not produced required long-term retention results.

SUBTITLE E—MILITARY JUSTICE, INCLUDING SEXUAL ASSAULT AND DOMESTIC VIOLENCE PREVENTION AND RESPONSE

Section 541—Improvements to Special Victims' Counsel Program

This section would require the Secretary of Defense to develop a policy to standardize the training and the timeframe of the training for

Special Victims' Counsel, establish performance measures and standards for the Special Victims' Counsel programs, and direct the Secretary of each military department to require an individual selected to be a Special Victims' Counsel have adequate criminal justice experience and to ensure that Special Victims' Counsel are assigned to locations that maximize the opportunity for face-to-face interactions between counsel and clients.

Section 542—Department of Defense Civilian Employee Access to Special Victims' Counsel

This section would authorize the Secretary of Defense or the Secretary of a military department to provide Special Victims' Counsel services to a civilian employee of the Department of Defense who is the victim of an alleged sex-related offense.

Section 543—Strategy to Prevent Retaliation Against Members of the Armed Forces Who Report or Intervene on Behalf of the Victim in Instances of Sexual Assault

This section would require the Secretary of Defense to establish a comprehensive strategy to prevent retaliation against members who report or intervene on behalf of the victim in instances of sexual assault. The strategy would include bystander intervention programs, policies and requirements to ensure protection from retaliation, and training for commanders on methods and procedures to combat attitudes and beliefs that lead to retaliation. The Secretary would be required to brief the Committees on Armed Services of the Senate and the House of Representatives 90 days after the date of the enactment of this Act on the comprehensive strategy.

Section 544—Improved Department of Defense Prevention and Response to Sexual Assaults in which the Victim is a Male Member of the Armed Forces

This section would require the Secretary of Defense, in collaboration with the Secretaries of the military departments, to develop a plan to improve sexual assault prevention and response when the victim is a male member of the Armed Forces. The plan would include training to address the incidence of sexual assault of male service members, an evaluation of the medical and mental health needs of male victims as compared to female victims, goals and metrics to address sexual assault of male service members, information about male victimization in communications to raise awareness of sexual assault, and guidance to medical and mental health providers for care of male service members who are victims of sexual assault.

Section 545—Sexual Assault Prevention and Response Training for Administrators and Instructors of the Junior and Senior Reserve Officers' Training Corps

This section would require the Secretary of a military department to ensure that commanders of Junior and Senior Reserve Officers' Training Corps units and other individuals of the Reserve Officers' Training Corps receive regular sexual assault prevention and response training and education, as well as information regarding the availability of legal assistance and the sexual assault prevention and response program.

SUBTITLE F—MEMBER EDUCATION, TRAINING, AND TRANSITION

Section 561—Availability of Preseparation Counseling for Members of the Armed Forces Discharged or Released After Limited Active Duty

This section would exclude any day on which a member performed full-time training or annual training duty and attendance at a school designated as a service school from the calculation of continuous days of Active Duty for the purpose of preseparation counseling.

Section 562—Availability of Additional Training Opportunities under Transition Assistance Program

This section would require the Secretary of Defense and the Secretary of Homeland Security to permit a member of the Armed Forces eligible for the Transition Assistance Program to receive additional training in preparation for higher education or training, career or technical training, or entrepreneurship.

Section 563—Enhancements to Yellow Ribbon Reintegration Program

This section would amend section 582 of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) to expand eligibility for the program; add quality of life to the services for which the Secretary of Defense may enter into partnerships to provide services and grants under the program; provide flexibility in the number and timing of information, events, and activities provided under the program; and require the Office for Reintegration Programs to assist in the collection and analysis of best practices regarding suicide prevention.

Section 564—Appointments to Military Service Academies from Nominations Made by Delegates in Congress from the Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands

This section would amend sections 4342(a), 6954(a), and 9342(a) of title 10, United States Code, to add one additional nomination for appointment to each military service academy by a delegate from the territory of Guam, American Samoa, the U.S. Virgin Islands, or the Commonwealth of the Northern Mariana Islands.

Section 565—Recognition of Additional Involuntary Mobilization Duty Authorities Exempt from Five-Year Limit on Reemployment Rights of Persons who Serve in the Uniformed Services

This section would exempt two additional involuntary mobilization duty authorities from the 5-year limit on reemployment rights under the Uniformed Services Employment and Reemployment Rights Act: (1) orders of the Army, Navy, Marine Corps, and Air Force Reserve to active duty to provide assistance in response to a major disaster or emergency; and (2) orders of the Selected Reserve to active duty for preplanned missions in support of the combatant commands.

Section 566—Job Training and Post-Service Placement Executive Committee

This section would establish a Job Training and Post-Service Placement Executive Committee within the Department of Veterans Affairs-Department of Defense Joint Executive Committee established pursuant to section 320 of title 38, United States Code.

SUBTITLE G—DEFENSE DEPENDENTS' EDUCATION AND MILITARY FAMILY READINESS MATTERS

Section 571—Continuation of Authority to Assist Local Educational Agencies That Benefit Dependents of Members of the Armed Forces and Department of Defense Civilian Employees

This section would authorize \$30.0 million for the continuation of the Department of Defense assistance in fiscal year 2016 to local educational agencies that are impacted by the enrollment of dependent children of military members and Department of Defense civilian employees.

SUBTITLE H—DECORATIONS AND AWARDS

Section 581—Authorization for Award of the Distinguished-Service Cross for Acts of Extraordinary Heroism During the Korean War

This section would waive the statutory time limitation under section 3744 of title 10, United States Code, to authorize the Secretary of the Army

to award the Distinguished- Service Cross to Edward G. Halcomb, who served in the United States Army during the Korean War. The committee takes this action based on the written confirmation by the Secretary of the Army that the actions of Edward G. Halcomb merit the award of the Distinguished-Service Cross.

SUBTITLE I—REPORTS AND OTHER MATTERS

Section 591—Authority for United States Air Force Institute of Technology to Charge and Retain Tuition for Instruction of Persons Other Than Air Force Personnel Detailed for Instruction at the Institute

This section would amend section 9314a of title 10, United States Code, relating to enrollment at the Air Force Institute of Technology of persons other than Air Force personnel, including the authority to charge and retain tuition for such persons. It would extend the reimbursement and tuition provisions to a new category of students: non-detailed persons, including non-detailed members, non-detailed civilians, and Federal scholarship recipients. This section would also make organizational and conforming changes to section 9314 of title 10, United States Code.

Section 592—Honoring Certain Members of the Reserve Components as Veterans

This section would create a new section 107A of title 38, United States Code, to recognize the service, in the Reserve Components, of certain service members by honoring them with status as veterans. This section would honor as a veteran any person who is entitled under chapter 1223 of title 10, United States Code, to retired pay for nonregular service or who, but for age, would be entitled under such chapter to retired pay for nonregular service, but would not create an entitlement to any benefit by reason of this section.

Section 593—Support for Designation of 2015 as the Year of the Military Diver

This section would express the sense of Congress that reaffirms support for sacrifices made by military divers, recognizes the sacrifices of those who have volunteered as military divers, and encourages the Department of Defense to designate 2015 as the Year of the Military Diver.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

LEGISLATIVE PROVISIONS

SUBTITLE A—PAY AND ALLOWANCES

Section 601—Extension of Authority to Provide Temporary Increase in Rates of Basic Allowance for Housing Under Certain Circumstances

This section would extend for 1 year the authority of the Secretary of Defense to temporarily increase the rates of basic allowance for housing in areas impacted by natural disasters or experiencing a sudden influx of personnel.

SUBTITLE B—BONUSES AND SPECIAL AND INCENTIVE PAYS

Section 611—One-Year Extension of Certain Bonus and Special Pay Authorities for Reserve Forces

This section would extend the authority, through December 31, 2016, for the Selected Reserve reenlistment bonus, the Selected Reserve affiliation or enlistment bonus, special pay for enlisted members assigned to certain high-priority units, the Ready Reserve enlistment bonus for persons without prior service, the Ready Reserve enlistment and reenlistment bonus for persons with prior service, the Selected Reserve enlistment and reenlistment bonus for persons with prior service, income replacement payments for Reserve Component members experiencing extended and frequent mobilization for Active Duty service, and the authority to reimburse travel expenses for inactive duty training outside of normal commuting distance.

Section 612—One-Year Extension of Certain Bonus and Special Pay Authorities for Health Care Professionals

This section would extend for 1 year the authority for the nurse officer candidate accession program, repayment of educational loans for certain health professionals who serve in the Selected Reserve, the accession and retention bonuses for psychologists, the accession bonus for registered nurses, the incentive special pay for nurse anesthetists, the special pay for Selected Reserve health care professionals in critically short wartime specialties, the accession bonus for dental officers, the accession bonus for pharmacy officers, the accession bonus for medical officers in critically short wartime specialties, and the accession bonus for dental

specialist officers in critically short wartime specialties, until December 31, 2016.

Section 613—One-Year Extension of Special Pay and Bonus Authorities for Nuclear Officers

This section would extend the authority for the special pay for nuclear-qualified officers extending a period of active service, the nuclear career accession bonus, and the nuclear career annual incentive bonus until December 31, 2016.

Section 614—One-Year Extension of Authorities Relating to Title 37 Consolidated Special Pay, Incentive Pay, and Bonus Authorities

This section would extend the general bonus authority for enlisted members, the general bonus authority for officers, the special bonus and incentive pay authority for nuclear officers, special aviation incentive pay and bonus authorities, the special health professions incentive pay and bonus authorities, hazardous duty pay, assignment pay or special duty pay, skill incentive pay or proficiency bonus, contracting bonus for Senior Reserve Officers' Training Corps cadets and midshipmen, and the retention bonus for members with critical military skills or assigned to high-priority units, until December 31, 2016.

Section 615—One-Year Extension of Authorities Relating to Payment of Other Title 37 Bonuses and Special Pays

This section would extend the authority for the aviation officer retention bonus, assignment incentive pay, the reenlistment bonus for active members, the enlistment bonus for active members, the incentive pay for members of precommissioning programs pursuing foreign language proficiency, the accession bonus for new officers in critical skills, the incentive bonus for conversion to military occupational specialty to ease personnel shortage, the incentive bonus for transfer between Armed Forces, and the accession bonus for officer candidates until December 31, 2016.

Section 616—Increase in Maximum Annual Amount of Nuclear Officer Bonus Pay

This section would authorize the Secretary of the Navy to increase, from \$35,000 per year up to \$50,000 per year, the maximum Nuclear Officer Bonus payable under section 333 of title 37, United States Code, if the Secretary of the Navy considers it necessary to address declining nuclear officer retention and growing retention uncertainty.

Section 617—Modification to Special Aviation Incentive Pay and Bonus Authorities for Officers

This section would assist the Department of Defense in meeting the congressionally mandated timeline to fully transition from the legacy pay authorities in subchapter I of chapter 5 of title 37, United States Code, to the consolidated pay authorities in subchapter II of chapter 5 of such title, and, in particular, the aviation pay authority provided in section 334 of such title. Specifically, this section would provide the authority for a Secretary of a military department to define in regulation, guidelines allowing the Secretary concerned to pay aviation incentive pay to an officer while the officer is not engaged in the performance of operational flying duty or proficiency flying duty, but serving in positions vital to the service. This section would also give the Secretaries of the military departments the ability to continue to provide aviation incentive pay to flight surgeons and other medical officers while assigned to operational flying duty. Finally, this section would increase the statutory limits for the aviation incentive pay and retention bonus and would allow the Department of Defense the flexibility to increase the aviation incentive pay limit set forth in regulations issued by the Secretary of Defense.

Section 618—Repeal of Obsolete Special Travel and Transportation Allowance for Survivors of Deceased Members of the Armed Forces from the Vietnam Conflict

This section would amend section 481f of title 37, United States Code, to provide equal travel benefits to eligible family members regardless of location of death or connection to a specific conflict.

SUBTITLE C—MODERNIZATION OF MILITARY RETIREMENT SYSTEM

Section 631—Full Participation for Members of the Uniformed Services in Thrift Savings Plan

This section would modernize the current military retirement system by blending the current defined benefit, cliff-vesting retirement plan with a defined contribution plan allowing service members to contribute to a portable Thrift Savings Plan account with a Government contribution matching program.

Section 632—Modernized Retirement System for Members of the Uniformed Services

This section would modernize the current uniformed services retirement system by blending the current defined benefit, cliff-vesting retirement plan with a defined contribution plan, lump sum career continuation pay, and retention bonuses paid at defined career milestones, while continuing a 20 year defined annuity.

Section 633—Continuation Pay for Full TSP Members with 12 Years of Service

This section would modernize the current military retirement system by adding a mandatory lump sum career continuation pay at 12 years of service with an agreement by the service member to continue in service for 4 more years.

Section 634—Effective Date and Implementation

This section would require the Secretaries concerned to submit to the Committees on Armed Service of the Senate and the House of Representatives, the Committee on Energy and Commerce, the Committee on Natural Resources and the Committee on Transportation and Infrastructure of the House of Representatives a report by March 1, 2016, containing a plan to ensure full and effective implementation of the sections of this subtitle. This section would also direct the date of implementation of the amendments made by this subtitle to be October 1, 2017.

SUBTITLE D—OTHER MATTERS

Section 651—Improvement of Financial Literacy and Preparedness of Members of the Armed Forces

This section would express the sense of the Congress regarding the need to improve financial literacy and preparedness of members of the Armed Forces. This section would also amend section 992 of title 10, United States Code, to require the Secretary of Defense and the military service chiefs to increase the frequency and strengthen the financial literacy and preparedness training of members of the Armed Forces. This section would detail the specific periods during a service member's career that this training shall be provided.

TITLE VII—HEALTH CARE PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE A—TRICARE AND OTHER HEALTH CARE BENEFITS

Section 701—Joint Uniform Formulary for Transition of Care

This section would require the Secretary of Defense and the Secretary of Veterans Affairs to jointly establish a joint uniform formulary for use by the Department of Defense and the Department of Veterans Affairs that would include pharmaceutical agents critical for the transition of an individual from treatment furnished by the Secretary of Defense to treatment furnished by the Secretary of Veterans Affairs. The pharmaceutical agents selected for inclusion on the joint uniform formulary shall be related to the control of pain, sleep disorders, psychiatric conditions, and other conditions determined appropriate by the Secretaries. This section would also require the Secretaries to submit a report to certain congressional committees by July 1, 2016, on the joint uniform formulary established by the Secretaries.

Section 702—Pilot Program for Operation of Network of Retail Pharmacies Under TRICARE Pharmacy Benefits Program

This section would authorize the Secretary of Defense to conduct a pilot program to evaluate whether operating a network of preferred retail pharmacies will generate cost savings for the Department of Defense. The pilot program would include but not be limited to best practices from non-TRICARE health plans that use preferred retail pharmacy networks and allow retail pharmacies participating in the network of preferred retail pharmacies to purchase prescription medication for beneficiaries at rates available to the Federal Government. The pilot program would commence by May 1, 2016, and terminate on September 30, 2018. The Secretary would be required to submit a report to the congressional defense committees on the implementation plan for the pilot program, an interim report semiannually during the period the program is being carried out, and a final report after the program terminates.

SUBTITLE B—HEALTH CARE ADMINISTRATION

Section 711—Unified Medical Command

This section would require the Secretary of Defense to establish a unified medical command to provide medical services to the Armed Forces and other health care beneficiaries of the Department of Defense as defined in chapter 55 of title 10, United States Code. This section would also require the Secretary to (1) develop a comprehensive plan to establish a unified medical command; (2) notify the congressional defense committees of the time line to establish the unified medical command by not later than the date that is 30 days before establishing such command; and (3) submit a report to the congressional defense committees within 180 days after providing such notification on the establishment of the unified medical command.

Section 712—Reports on Proposed Realignment of Military Medical Treatment Facilities

The section would prohibit the Secretary of Defense from realigning or restructuring a military medical treatment facility until 90 days following the date the Secretary submits a report to the congressional defense committees on the military medical treatment facility. The report would include data on the demographics supported by the military medical treatment facility, average daily inpatient census, top five diagnoses, civilian medical care in the surrounding area, and whether the facility supports a training base, along with other data.

SUBTITLE C—REPORTS AND OTHER MATTERS

Section 721—Extension of Authority for DOD-VA Health Care Sharing Incentive Fund

This section would extend the authority for the DOD-VA Health Care Sharing Incentive Fund for 5 years, until September 30, 2020.

Section 722—Extension of Authority for Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund

This section would extend the authority for the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund by one year, until September 30, 2017.

TITLE X—GENERAL PROVISIONS

LEGISLATIVE PROVISIONS

SUBTITLE G—REPEAL OR REVISION OF NATIONAL DEFENSE REPORTING REQUIREMENTS

Section 1071—Repeal or Revision of Reporting Requirements Related to Military Personnel Issues

This section would repeal or revise certain reporting requirements related to acquisition that are overly burdensome on the Department of Defense, duplicative, or outdated, to include:

(a) Repealing section 1073b of title 10, United States Code, related to health protection and health assessment data.

(b) Amending section 1566(c) of title 10, United States Code, by striking subsections (2) and (3) related to voting assistance programs.

(c) Amending section 301b(i) of title 37, United States Code, by striking subsection (2) related to aviation officer retention bonuses.

(d) Amending section 316a of title 37, United States Code, by striking subsection (f) related to foreign language proficiency incentive pay.

(e) Amending section 553 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) by striking subsection (e) related to waiver authority for military service academy appointments.

(f) Repealing subsection (e) of section 548 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417), related to Junior Reserve Officers' Training Units.

(g) Amending section 582(e) of the National Defense Authorization Act for Fiscal Year 2008 (Public Law 110-181) by striking paragraph (4) related to a report on the Yellow Ribbon Reintegration Program.

(h) Amending section 1648 of the Wounded Warrior Act (10 U.S.C. 1071) by striking subsection (f) related to facility standards.

(i) Amending section 1662 of the Wounded Warrior Act (10 U.S.C. 1071) by striking subsection (b) related to inspection of facilities.

(j) Amending section 3307 of the U.S. Troop Readiness, Veterans' Care, Katrina Recovery and Iraq Accountability Appropriations Act, 2007 (10 U.S.C. 1073) by striking subsection (d) related to inspections of facilities.

(k) Amending section 574 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364) by striking subsection (c) related to assistance to local education agencies.

TITLE XIV—OTHER AUTHORIZATIONS

LEGISLATIVE PROVISIONS

SUBTITLE D—OTHER MATTERS

Section 1431—Authority for Transfer of Funds to Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund for Captain James A. Lovell Health Care Center, Illinois

This section would authorize the Secretary of Defense to transfer funds from the Defense Health Program to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund created by section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84).

Section 1432—Authorization of Appropriations for Armed Forces Retirement Home

This section would authorize \$64.3 million to be appropriated for the operation of the Armed Forces Retirement Home during fiscal year 2016.

BILL LANGUAGE

1 **Subtitle A—Active Forces**

2 **SEC. 401.[LOG59679]. END STRENGTHS FOR ACTIVE**
3 **FORCES.**

4 The Armed Forces are authorized strengths for active
5 duty personnel as of September 30, 2016, as follows:

- 6 (1) The Army, 475,000.
7 (2) The Navy, 329,200.
8 (3) The Marine Corps, 184,000.
9 (4) The Air Force, 320,715.

1 **SEC. 402.[LOG59680]. REVISIONS IN PERMANENT ACTIVE**
2 **DUTY END STRENGTH MINIMUM LEVELS.**

3 Section 691(b) of title 10, United States Code, is
4 amended by striking paragraphs (1) through (4) and in-
5 serting the following new paragraphs:

6 “(1) For the Army, 475,000.

7 “(2) For the Navy, 329,200.

8 “(3) For the Marine Corps, 184,000.

9 “(4) For the Air Force, 317,000.”.

1 **Subtitle B—Reserve Forces**

2 **SEC. 411.[LOG59681]. END STRENGTHS FOR SELECTED RE-** 3 **SERVE.**

4 (a) IN GENERAL.—The Armed Forces are authorized
5 strengths for Selected Reserve personnel of the reserve
6 components as of September 30, 2016, as follows:

7 (1) The Army National Guard of the United
8 States, 342,000.

9 (2) The Army Reserve, 198,000.

10 (3) The Navy Reserve, 57,400.

11 (4) The Marine Corps Reserve, 38,900.

12 (5) The Air National Guard of the United
13 States, 105,500.

14 (6) The Air Force Reserve, 69,200.

15 (7) The Coast Guard Reserve, 7,000.

16 (b) END STRENGTH REDUCTIONS.—The end
17 strengths prescribed by subsection (a) for the Selected Re-
18 serve of any reserve component shall be proportionately
19 reduced by—

20 (1) the total authorized strength of units orga-
21 nized to serve as units of the Selected Reserve of
22 such component which are on active duty (other
23 than for training) at the end of the fiscal year; and

24 (2) the total number of individual members not
25 in units organized to serve as units of the Selected

1 Reserve of such component who are on active duty
2 (other than for training or for unsatisfactory partici-
3 pation in training) without their consent at the end
4 of the fiscal year.

5 (c) END STRENGTH INCREASES.—Whenever units or
6 individual members of the Selected Reserve of any reserve
7 component are released from active duty during any fiscal
8 year, the end strength prescribed for such fiscal year for
9 the Selected Reserve of such reserve component shall be
10 increased proportionately by the total authorized strengths
11 of such units and by the total number of such individual
12 members.

1 **SEC. 412.[LOG59682]. END STRENGTHS FOR RESERVES ON**
2 **ACTIVE DUTY IN SUPPORT OF THE RE-**
3 **SERVES.**

4 Within the end strengths prescribed in section
5 411(a), the reserve components of the Armed Forces are
6 authorized, as of September 30, 2016, the following num-
7 ber of Reserves to be serving on full-time active duty or
8 full-time duty, in the case of members of the National
9 Guard, for the purpose of organizing, administering, re-
10 cruiting, instructing, or training the reserve components:

11 (1) The Army National Guard of the United
12 States, 30,770.

13 (2) The Army Reserve, 16,261.

14 (3) The Navy Reserve, 9,934.

15 (4) The Marine Corps Reserve, 2,260.

16 (5) The Air National Guard of the United
17 States, 14,748.

18 (6) The Air Force Reserve, 3,032.

1 **SEC. 413.[LOG59684]. END STRENGTHS FOR MILITARY**
2 **TECHNICIANS (DUAL STATUS).**

3 The minimum number of military technicians (dual
4 status) as of the last day of fiscal year 2016 for the re-
5 serve components of the Army and the Air Force (notwith-
6 standing section 129 of title 10, United States Code) shall
7 be the following:

8 (1) For the Army National Guard of the United
9 States, 26,099.

10 (2) For the Army Reserve, 7,395.

11 (3) For the Air National Guard of the United
12 States, 22,104.

13 (4) For the Air Force Reserve, 9,814.

1 **SEC. 414.[LOG59685]. FISCAL YEAR 2016 LIMITATION ON**
2 **NUMBER OF NON-DUAL STATUS TECHNI-**
3 **CIANS.**

4 (a) LIMITATIONS.—

5 (1) NATIONAL GUARD.—Within the limitation
6 provided in section 10217(c)(2) of title 10, United
7 States Code, the number of non-dual status techni-
8 cians employed by the National Guard as of Sep-
9 tember 30, 2016, may not exceed the following:

10 (A) For the Army National Guard of the
11 United States, 1,600.

12 (B) For the Air National Guard of the
13 United States, 350.

14 (2) ARMY RESERVE.—The number of non-dual
15 status technicians employed by the Army Reserve as
16 of September 30, 2016, may not exceed 595.

17 (3) AIR FORCE RESERVE.—The number of non-
18 dual status technicians employed by the Air Force
19 Reserve as of September 30, 2016, may not exceed
20 90.

21 (b) NON-DUAL STATUS TECHNICIANS DEFINED.—In
22 this section, the term “non-dual status technician” has the
23 meaning given that term in section 10217(a) of title 10,
24 United States Code.

1 **SEC. 415.[LOG59686]. MAXIMUM NUMBER OF RESERVE PER-**
2 **SONNEL AUTHORIZED TO BE ON ACTIVE**
3 **DUTY FOR OPERATIONAL SUPPORT.**

4 During fiscal year 2016, the maximum number of
5 members of the reserve components of the Armed Forces
6 who may be serving at any time on full-time operational
7 support duty under section 115(b) of title 10, United
8 States Code, is the following:

9 (1) The Army National Guard of the United
10 States, 17,000.

11 (2) The Army Reserve, 13,000.

12 (3) The Navy Reserve, 6,200.

13 (4) The Marine Corps Reserve, 3,000.

14 (5) The Air National Guard of the United
15 States, 16,000.

16 (6) The Air Force Reserve, 14,000.

1 **Subtitle C—Authorization of**
2 **Appropriations**

3 **SEC. 421.[LOG59687]. MILITARY PERSONNEL.**

4 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
5 are hereby authorized to be appropriated for fiscal year
6 2016 for the use of the Armed Forces and other activities
7 and agencies of the Department of Defense for expenses,
8 not otherwise provided for, for military personnel, as spec-
9 ified in the funding table in section 4401.

10 (b) CONSTRUCTION OF AUTHORIZATION.—The au-
11 thorization of appropriations in subsection (a) supersedes
12 any other authorization of appropriations (definite or in-
13 definite) for such purpose for fiscal year 2016.

1 **Subtitle A—Officer Personnel**
2 **Policy**

3 **SEC. 501 [Log 60698]. EQUITABLE TREATMENT OF JUNIOR**
4 **OFFICERS EXCLUDED FROM AN ALL-FULLY-**
5 **QUALIFIED-OFFICERS LIST BECAUSE OF AD-**
6 **MINISTRATIVE ERROR.**

7 (a) OFFICERS ON ACTIVE-DUTY LIST.—Section
8 624(a)(3) of title 10, United States Code, is amended by
9 adding at the end the following new subparagraph:

10 “(E) If the Secretary of the military department con-
11 cerned determines that one or more officers or former offi-
12 cers were not placed on an all-fully-qualified-list under this
13 paragraph because of administrative error, the Secretary
14 may prepare a supplemental all-fully-qualified-officers list
15 containing the names of any such officers for approval in
16 accordance with this paragraph.”.

17 (b) OFFICERS ON RESERVE ACTIVE-STATUS LIST.—
18 Section 14308(b)(4) of title 10, United States Code, is
19 amended by adding at the end the following new subpara-
20 graph:

21 “(E) If the Secretary of the military department con-
22 cerned determines that one or more officers or former offi-
23 cers were not placed on an all-fully-qualified-list under this
24 paragraph because of administrative error, the Secretary
25 may prepare a supplemental all-fully-qualified-officers list

1 containing the names of any such officers for approval in
2 accordance with this paragraph.”.

3 (c) CONFORMING AMENDMENTS TO SPECIAL SELEC-
4 TION BOARD AUTHORITY.—

5 (1) REGULAR COMPONENTS.—Section
6 628(a)(1) of title 10, United States Code, is amend-
7 ed by striking “or the name of a person that should
8 have been placed on an all-fully-qualified-officers list
9 under section 624(a)(3) of this title was not so
10 placed,”.

11 (2) RESERVE COMPONENTS.—Section
12 14502(a)(1) of title 10, United States Code, is
13 amended by striking “or whose name was not placed
14 on an all-fully-qualified-officers list under section
15 14308(b)(4) of this title because of administrative
16 error,”.

1 **SEC. 502 [Log 60681]. AUTHORITY TO DEFER UNTIL AGE 68**
2 **MANDATORY RETIREMENT FOR AGE OF A**
3 **GENERAL OR FLAG OFFICER SERVING AS**
4 **CHIEF OR DEPUTY CHIEF OF CHAPLAINS OF**
5 **THE ARMY, NAVY, OR AIR FORCE.**

6 (a) DEFERRAL AUTHORITY.— Section 1253 of title
7 10, United States Code, is amended by adding at the end
8 the following new subsection:

9 “(c) DEFERRED RETIREMENT OF CHAPLAINS.—(1)
10 The Secretary of the military department concerned may
11 defer the retirement under subsection (a) of an officer
12 serving in a general or flag officer grade who is the Chief
13 of Chaplains or Deputy Chief of Chaplains of that officer’s
14 armed force.

15 “(2) A deferment of the retirement of an officer re-
16 ferred to in paragraph (1) may not extend beyond the first
17 day of the month following the month in which the officer
18 becomes 68 years of age.

19 “(3) The authority to defer the retirement of an offi-
20 cer referred to in paragraph (1) expires December 31,
21 2020. Subject to paragraph (2), a deferment granted be-
22 fore that date may continue on and after that date.”.

23 (b) CLERICAL AMENDMENTS.—

24 (1) SECTION HEADING.—The heading of section
25 1253 of title 10, United States Code, is amended to
26 read as follows:

1 **“§ 1253. Age 64: regular commissioned officers in gen-**
2 **eral and flag officer grades; exceptions”.**

3 (2) TABLE OF SECTIONS.—The table of sections
4 at the beginning of chapter 63 of title 10, United
5 States Code, is amended by striking the item relat-
6 ing to section 1253 and inserting the new item:

“1253. Age 64: regular commissioned officers in general and flag officer grades;
exceptions.”.

1 **Subtitle B—Reserve Component**
2 **Management**

3 **SEC. 511 [Log 60694]. CLARIFICATION OF PURPOSE OF RE-**
4 **SERVE COMPONENT SPECIAL SELECTION**
5 **BOARDS AS LIMITED TO CORRECTION OF**
6 **ERROR AT A MANDATORY PROMOTION**
7 **BOARD.**

8 Section 14502(b) of title 10, United States Code, is
9 amended—

10 (1) in paragraph (1)—

11 (A) in the matter preceding subparagraph
12 (A), by striking “a selection board” and insert-
13 ing “a mandatory promotion board convened
14 under section 14101(a) of this title”; and

15 (B) in subparagraphs (A) and (B), by
16 striking “selection board” and inserting “man-
17 datory promotion board”; and

18 (2) in the first sentence of paragraph (3)—

19 (A) by striking “Such board” and inserting
20 “The special selection board”; and

21 (B) by striking “selection board” and in-
22 serting “mandatory promotion board”.

1 **Subtitle C—Consolidation of Au-**
2 **thorities to Order Members of**
3 **Reserve Components to Perform**
4 **Duty**

5 **SEC. 521 [Log 60700]. ADMINISTRATION OF RESERVE DUTY.**

6 Chapter 1209 of title 10, United States Code, is
7 amended—

8 (1) by inserting before section 12301 the fol-
9 lowing subchapter heading:

10 “SUBCHAPTER I—ADMINISTRATION OF
11 RESERVE DUTY”.

12 (2) by striking sections 12301, 12302, 12303,
13 12304, 12310, 12319 and 12322;

14 (3) in subsections (a) and (b) of section 12305,
15 by striking “section 12301, 12302, or 12304 of this
16 title” and inserting “section 12341 of this title for
17 a purpose specified under subsections (a) through
18 (e) of section 12351(a) of this title”;

19 (4) in section 12306—

20 (A) in subsection (a), by striking “section
21 12301” and inserting “section 12351”; and

22 (B) in subsection (b)—

23 (i) in paragraph (1), by striking “sec-
24 tion 12301(a) of this title” and inserting
25 “section 12341 of this title for the purpose

1 specified in section 12351(a) of this title”;

2 and

3 (ii) in paragraph (2), by striking “sec-
4 tion 12301(a)” and inserting “section
5 12351(a)”;

6 (5) in section 12307, by striking “12301(a)”
7 and inserting “12351(a)”;

8 (6) in section 12318—

9 (A) in subsection (a), by striking “section
10 12302 or 12304 of this title” and inserting
11 “section 12341 of this title for a purpose speci-
12 fied under subsection (b) or (c) of section
13 12351”; and

14 (B) in subsection (b)—

15 (i) by striking “section 12310” and
16 inserting “section 12353(c)”;

17 (ii) by striking “section 12302 or
18 12304” and inserting “subsection (b) or
19 (c) of section 12351”; and

20 (7) by inserting after section 12321 the fol-
21 lowing new section:

22 **“§ 12323. Policies and procedures**

23 “(a) IN GENERAL.—The Secretary of Defense and
24 the Secretary of the Department in which the Coast Guard
25 is operating shall prescribe such policies and procedures

1 for the armed forces under their respective jurisdictions
2 as the Secretary considers necessary to carry out this
3 chapter.

4 “(b) REPORT TO CONGRESS.—When members of the
5 Ready Reserve are ordered to active duty pursuant to sec-
6 tion 12351(b) of this title, the Secretary of Defense shall
7 submit a report, at least once a year, to the Committees
8 on Armed Services of the Senate and the House of Rep-
9 resentatives describing the policies and procedures pre-
10 scribed under subsection (a).”.

1 **SEC. 522 [Log 61021]. RESERVE DUTY AUTHORITIES.**

2 (a) IN GENERAL.—Chapter 1209 of title 10, United
3 States Code, is further amended by inserting after section
4 12323, as added by section 521(7) of this Act, the fol-
5 lowing new subchapter: “

6 “SUBCHAPTER II—RESERVE DUTY
7 AUTHORITIES

8 “§ 12341. Active duty

9 “(a) AUTHORITY TO ORDER A MEMBER TO PERFORM
10 ACTIVE DUTY.—At any time, the Secretary concerned
11 may order a member of a reserve component under the
12 Secretary’s jurisdiction to active duty, or retain the mem-
13 ber on active duty, subject to the purpose and limitations
14 described in subsections (b) and (c).

15 “(b) PURPOSE AND LIMITATIONS.—The purposes
16 and limitations referred to in subsection (a) are as follows:

17 “(1) PURPOSE OF ORDER.—To account for
18 manpower utilization and expenditure of appropria-
19 tions, each order shall cite the purpose of the order
20 to active duty as provided under subchapter III of
21 this chapter.

22 “(2) LIMITATIONS.—A member of a reserve
23 component shall not be ordered to active duty or re-
24 tained on active duty beyond the limitations and re-
25 strictions specified in the purpose of the order to ac-
26 tive duty.

1 “(c) CONTINUOUS PERIOD OF DUTY.—

2 “(1) IN GENERAL.—When the purpose for the
3 member to serve on active duty changes, the order
4 to active duty shall be amended to cite the new pur-
5 pose and applicable funding code, but the member
6 shall remain on the same order to active duty.

7 “(2) CONTINUOUS FEDERAL SERVICE.—If a
8 member is released from active duty and subse-
9 quently ordered to active duty or full-time National
10 Guard duty with a break in service of 24 hours or
11 fewer, the period of service shall be treated as con-
12 tinuous Federal service for the purposes of pay and
13 benefits, unless otherwise specified in law.

14 **“§ 12342. Call to Federal service**

15 “(a) AUTHORITY TO CALL A MEMBER INTO FED-
16 ERAL SERVICE.—

17 “(1) IN GENERAL.—The President may call
18 into Federal service the militia of any State, and use
19 such of the armed forces, as the President considers
20 necessary for the purposes specified in chapter 15 of
21 this title.

22 “(2) STATE REQUEST REQUIRED.—A call into
23 Federal service for the purposes specified in section
24 331 of this title shall only be made upon the request

1 of the legislature of a State or of the Governor of
2 a State if the legislature cannot be convened.

3 “(b) NATIONAL GUARD IN FEDERAL SERVICE.—The
4 President may call into Federal service members and units
5 of the National Guard of any State in such numbers as
6 the President considers necessary for the purposes speci-
7 fied in section 12406 of this title.

8 **“§ 12343. Inactive duty**

9 “(a) AUTHORITY TO ORDER A MEMBER TO PERFORM
10 INACTIVE DUTY.—Under regulations prescribed by the
11 Secretary of Defense or the Secretary of the Department
12 in which the Coast Guard is operating, the Secretary con-
13 cerned may, at any time, order a member of a reserve com-
14 ponent under the Secretary’s jurisdiction to perform inac-
15 tive duty, subject to the purpose and limitations described
16 in subsection (b).

17 “(b) PURPOSE AND LIMITATIONS.—The purpose and
18 limitations referred to in subsection (a) are as follows:

19 “(1) PURPOSE.—To account for manpower uti-
20 lization and expenditure of appropriations, the Sec-
21 retary concerned shall document the purpose for in-
22 active duty.

23 “(2) HOSTILE FIRE OR IMMINENT DANGER
24 AREA.—Inactive duty shall not be performed in des-
25 ignated hostile fire or imminent danger area.

1 “(3) DURATION.—Each period of inactive duty
2 shall be for duration of at least two hours.

3 “(4) COMPENSATION.—Compensation under
4 section 206 of title 37, United States Code, and
5 service credit under section 12732(a)(2)(E) of this
6 title, shall not exceed two periods of inactive duty in
7 a calendar day.”.

8 (b) REDESIGNATION OF INACTIVE DUTY TO ENCOM-
9 PASS OPERATIONAL AND OTHER DUTIES PERFORMED
10 WHILE IN AN ACTIVE DUTY STATUS.—

11 (1) REFERENCES.—Any reference that is made
12 in any law, regulation, document, paper, or other
13 record of the United States to inactive-duty training,
14 as such term applies to members of the reserve com-
15 ponents of the uniformed services, shall be deemed
16 to be a reference to inactive duty.

17 (2) DEFINITION OF UNIFORMED SERVICES.—In
18 this subsection the term “uniformed services” has
19 the meaning given the term in section 101 of title
20 10, United States Code.

1 **SEC. 523 [Log 61022]. PURPOSE OF RESERVE DUTY.**

2 Chapter 1209 of title 10, United States Code, is fur-
3 ther amended by inserting after section 12343, as added
4 by section 522(a), the following new subchapter:

5 “SUBCHAPTER III—PURPOSE OF RESERVE
6 DUTY

7 “§ 12351. Reserve component: required duty

8 “(a) MOBILIZATION OF THE RESERVE COMPO-
9 NENTS.—

10 “(1) IN GENERAL.—In time of war or of na-
11 tional emergency declared by Congress, or when oth-
12 erwise authorized by law, an authority designated by
13 the Secretary concerned may, without the consent of
14 the persons affected, order any unit, and any mem-
15 ber not assigned to a unit organized to serve as a
16 unit, of a reserve component under the jurisdiction
17 of that Secretary to active duty under section 12341
18 of this title for the duration of the war or emergency
19 and for six months thereafter. However a member
20 on an inactive status list or in a retired status may
21 not be ordered to active duty under this subsection
22 unless the Secretary concerned, with the approval of
23 the Secretary of Defense in the case of the Secretary
24 of a military department, determines that there are
25 not enough qualified Reserves in an active status or

1 in the inactive National Guard in the required cat-
2 egory who are readily available.

3 “(2) EXPANSIONS.—So far as practicable, dur-
4 ing any expansion of the active armed forces that re-
5 quires that units and members of the reserve compo-
6 nents be ordered to active duty as provided in para-
7 graph (1), members of units organized and trained
8 to serve as units who are ordered to that duty with-
9 out their consent shall be so ordered with their
10 units. However, members of those units may be re-
11 assigned after being so ordered to active duty.

12 “(3) PERIOD OF TIME.—The period of time al-
13 lowed between the date when a Reserve ordered to
14 active duty pursuant to paragraph (1) is alerted for
15 that duty and the date when the Reserve is required
16 to enter upon that duty shall be determined by the
17 Secretary concerned based upon military require-
18 ments at that time.

19 “(b) READY RESERVE MOBILIZATION.—In time of
20 national emergency declared by the President after Janu-
21 ary 1, 1953, or when otherwise authorized by law, an au-
22 thority designated by the Secretary concerned may, with-
23 out the consent of the persons concerned, order any unit,
24 and any member not assigned to a unit organized to serve
25 as a unit, in the Ready Reserve under the jurisdiction of

1 that Secretary to active duty under section 12341 of this
2 title for not more than 24 consecutive months. Not more
3 than 1,000,000 members of the Ready Reserve may be
4 on active duty, without their consent, under this section
5 at any one time.

6 “(c) CALL-UP OF THE SELECTED RESERVE AND
7 CERTAIN INDIVIDUAL READY RESERVE MEMBERS;
8 OTHER THAN DURING WAR OR NATIONAL EMER-
9 GENCY.—

10 “(1) IN GENERAL.—Notwithstanding the provi-
11 sions of subsection (b) or any other provision of law,
12 when the President determines that it is necessary
13 to augment the active forces for any operational mis-
14 sion or that it is necessary to provide assistance re-
15 ferred to in paragraph (2), the President may au-
16 thorize the Secretary of Defense and the Secretary
17 of the Department in which the Coast Guard is op-
18 erating, without the consent of the members con-
19 cerned, to order any unit, and any member not as-
20 signed to a unit organized to serve as a unit, of the
21 Selected Reserve (as described in section 10143(a)
22 of this title, or any member in the Individual Ready
23 Reserve mobilization category and designated as es-
24 sential under regulations prescribed by the Secretary
25 concerned, under their respective jurisdictions, to ac-

1 tive duty under section 12341 of this title for not
2 more than 365 days.

3 “(2) EMERGENCIES.—The augmentation under
4 paragraph (1) includes providing assistance in re-
5 sponding to an emergency involving—

6 “(A) a use or threatened use of a weapon
7 of mass destruction; or

8 “(B) a terrorist attack or threatened ter-
9 rorist attack in the United States that results,
10 or could result, in significant loss of life or
11 property.

12 “(3) FUNCTION LIMITATION.—No unit or mem-
13 ber of a reserve component may be ordered to active
14 duty pursuant to this subsection to perform any of
15 the functions authorized by chapter 15 of this title
16 or section 12406 of this title or, except as provided
17 in paragraph (2), to provide assistance to the Fed-
18 eral Government or a State in time of a serious nat-
19 ural or manmade disaster, accident, or catastrophe.

20 “(4) NUMERICAL LIMITATION.—Not more than
21 200,000 members of the Selected Reserve and the
22 Individual Ready Reserve may be on active duty
23 pursuant to this subsection at any one time, of
24 whom not more than 30,000 may be members of the
25 Individual Ready Reserve.

1 “(5) RESPONSE CAPABILITIES.—No unit or
2 member of a reserve component may be ordered to
3 active duty pursuant to this subsection to provide
4 assistance referred to in paragraph (2) unless the
5 President determines that the requirements for re-
6 sponding to an emergency referred to in that sub-
7 section have exceeded, or will exceed, the response
8 capabilities of local, State, and Federal civilian agen-
9 cies.

10 “(6) TERMINATION.—Whenever any unit of the
11 Selected Reserve or any member of the Selected Re-
12 serve not assigned to a unit organized to serve as a
13 unit, or any member of the Individual Ready Re-
14 serve, is ordered to active duty pursuant to para-
15 graph (1), the service of all units or members so or-
16 dered to active duty may be terminated by—

17 “(A) order of the President; or

18 “(B) law.

19 “(7) REPORT.—Whenever the President author-
20 izes the Secretary of Defense or the Secretary of the
21 Department in which the Coast Guard is operating
22 to order any unit or member of the Selected Reserve
23 or Individual Ready Reserve to active duty, pursuant
24 to paragraph (1), the President shall, within 24
25 hours after exercising such authority, submit to Con-

1 gress a report setting forth the circumstances neces-
2 sitating the action taken under this section and de-
3 scribing the anticipated use of these units or mem-
4 bers.

5 “(8) RULE OF CONSTRUCTION.—Nothing con-
6 tained in this subsection shall be construed as
7 amending or limiting the application of the provi-
8 sions of the War Powers Resolution (50 U.S.C. 1541
9 et seq.).

10 “(d) ANNUAL ACTIVE DUTY.—At any time, an au-
11 thority designated by the Secretary concerned may, with-
12 out the consent of the persons affected, order any unit,
13 and any member not assigned to a unit organized to serve
14 as a unit, in an active status in a reserve component under
15 the jurisdiction of that Secretary to active duty under sec-
16 tion 12341 of this title for not more than 15 days a year.
17 However, units and members of the Army National Guard
18 of the United States or the Air National Guard of the
19 United States may not be ordered to active duty under
20 this subsection without the consent of the governor of the
21 State (or, in the case of the District of Columbia National
22 Guard, the commanding general of the District of Colum-
23 bia National Guard). The consent of a Governor may not
24 be withheld (in whole or in part) with regard to active
25 duty outside the United States, its territories, and its pos-

1 sessions, because of any objection to the location, purpose,
2 type, or schedule of such active duty.

3 “(e) READY RESERVE: UNSATISFACTORY PARTICIPA-
4 TION.—

5 “(1) AUTHORITY TO ORDER TO ACTIVE
6 DUTY.—

7 “(A) IN GENERAL.—Notwithstanding any
8 other provision of law, the President may order
9 to active duty under section 12341 of this title
10 any member of the Ready Reserve of an armed
11 force who—

12 “(i) is not assigned to, or partici-
13 pating satisfactorily in, a unit of the Ready
14 Reserve;

15 “(ii) has not fulfilled the member’s
16 statutory reserve obligation; and

17 “(iii) has not served on active duty for
18 a total of 24 months.

19 “(B) DURATION AND EXTENSION.—A
20 member who is ordered to active duty pursuant
21 to paragraph (1) may be required to serve on
22 active duty until the member’s total service on
23 active duty equals 24 months. If the member’s
24 enlistment or other period of military service
25 would expire before the member has served the

1 required period under this paragraph, the en-
2 listment or other period of military service may
3 be extended until the member has served the re-
4 quired period.

5 “(2) FAILURE TO PERFORM SATISFACTORILY.—

6 “(A) IN GENERAL.—A member of the
7 Ready Reserve covered by section 12352 of this
8 title who fails in any year to perform satisfac-
9 torily the training duty prescribed in that sec-
10 tion, as determined by the Secretary concerned
11 under regulations prescribed by the Secretary of
12 Defense, may be ordered without the member’s
13 consent to perform additional active duty for
14 training under section 12341 of this title for
15 not more than 45 days. If the failure occurs
16 during the last year of the member’s required
17 membership in the Ready Reserve, the mem-
18 ber’s membership is extended until the member
19 performs that additional active duty for train-
20 ing, but not for more than six months.

21 “(B) ARMY NATIONAL GUARD OR AIR NA-
22 TIONAL GUARD.—A member of the Army Na-
23 tional Guard of the United States or the Air
24 National Guard of the United States who fails
25 in any year to perform satisfactorily the train-

1 ing duty prescribed by or under law for mem-
2 bers of the Army National Guard or the Air
3 National Guard, as the case may be, as deter-
4 mined by the Secretary concerned, may, upon
5 the request of the Governor of the State (or, in
6 the case of the District of Columbia, the com-
7 manding general of the District of Columbia
8 National Guard) be ordered, without the mem-
9 ber's consent, to perform additional active duty
10 for training under section 12341 of this title for
11 not more than 45 days. A member ordered to
12 active duty under this subsection shall be or-
13 dered to duty as a Reserve of the Army or as
14 a Reserve of the Air Force, as the case may be.
15 However, the consent of a Governor may not be
16 withheld (in whole or in part) with regard to
17 active duty outside the United States, its terri-
18 tories, and its possessions, because of any objec-
19 tion to the location, purpose, type, or schedule
20 of such active duty.

21 “(f) CAPTIVE STATUS.—A member of a reserve com-
22 ponent may be ordered to active duty under section 12341
23 of this title without the member's consent if the Secretary
24 concerned determines that the member is in a captive sta-
25 tus. A member ordered to active duty under this section

1 may not be retained on active duty, without the member's
2 consent, for more than 30 days after the member's captive
3 status is terminated.

4 “(g) MUSTER DUTY.—A member of the Ready Re-
5 serve may be ordered without the member's consent to
6 muster duty under section 12343 of this title one time
7 each year. A member ordered to muster duty under this
8 section shall be required to perform a minimum of two
9 hours of muster duty on the day of muster. The muster
10 duty shall be subject to the following requirements:

11 “(1) PERIOD OF TIME.—The period which a
12 member may be required to devote to muster duty
13 under this section, including round-trip travel to and
14 from the location of that duty, may not total more
15 than one day each calendar year.

16 “(2) TREATMENT AS INACTIVE DUTY AND
17 TRAVEL.—Except as specified in paragraph (3),
18 muster duty (and travel directly to and from that
19 duty) under this section shall be treated as inactive
20 duty (and travel directly to and from that duty) for
21 the purposes of this title and the provisions of title
22 37 (other than section 206(a) of title 37) and title
23 38, including provisions relating to the determina-
24 tion of eligibility for and the receipt of benefits and
25 entitlements provided under those titles for Reserves

1 performing inactive duty and for their dependents
2 and survivors.

3 “(3) NOT CREDITED FOR RETIRED PAY PUR-
4 POSES.—Muster duty under this subsection shall not
5 be credited in determining entitlement to, or in com-
6 puting, retired pay under chapter 1223 of this title.

7 “(h) CONSIDERATION FOR MOBILIZATION.—To
8 achieve fair treatment between members in the Ready Re-
9 serve who are being considered for recall to duty without
10 their consent pursuant to subsection (b), (c) or (e)(1), con-
11 sideration shall be given to—

12 “(1) the length and nature of previous service,
13 to assure such sharing of exposure to hazards as the
14 national security and military requirements will rea-
15 sonably allow;

16 “(2) the frequency of assignments during serv-
17 ice career;

18 “(3) family responsibilities; and

19 “(4) employment necessary to maintain the na-
20 tional health, safety, or interest.

21 “(j) DEFINITIONS.—In this section:

22 “(1) CAPTIVE STATUS.—The term ‘captive sta-
23 tus’ means the status of a member of the armed
24 forces who is in a missing status (as defined in sec-
25 tion 551(2) of title 37) which occurs as the result

1 of a hostile action and is related to the member's
2 military status.

3 “(2) INDIVIDUAL READY RESERVE MOBILIZA-
4 TION CATEGORY.—The term ‘Individual Ready Re-
5 serve mobilization category’ means, in the case of
6 any reserve component, the category of the Indi-
7 vidual Ready Reserve described in section 10144(b)
8 of this title.

9 “(3) WEAPONS OF MASS DESTRUCTION.—The
10 term ‘weapon of mass destruction’ has the meaning
11 given that term in section 1403 of the Defense
12 Against Weapons of Mass Destruction Act of 1996
13 (50 U.S.C. 2302).

14 **“§ 12352. Reserve component: required training**

15 “(a) PURPOSE.—Except as specifically provided in
16 regulations to be prescribed by the Secretary of Defense,
17 or by the Secretary of the Department in which the Coast
18 Guard is operating, each person who is enlisted, inducted,
19 or appointed in an armed force, and who becomes a mem-
20 ber of the Ready Reserve under any provision of law ex-
21 cept section 513 or 10145(b) of this title, shall be re-
22 quired, while in the Ready Reserve, to maintain readiness
23 as determined by the Secretary concerned by—

24 “(1) participating in at least 48 scheduled drills
25 or training periods during each year pursuant to

1 section 12343 of this title and serve on active duty
2 for training under section 12341 of this title for not
3 less than 14 days (exclusive of travel time) during
4 each year; or

5 “(2) serving on active duty for training under
6 section 12341 of this title for not more than 30 days
7 during each year.

8 “(b) EXCEPTION FOR CERTAIN MEMBERS.—A mem-
9 ber who has served on active duty for one year or longer
10 may not be required to perform a period of active duty
11 for training if the first day of that period falls during the
12 last 120 days of the member’s required membership in the
13 Ready Reserve.

14 **“§ 12353. Reserve component: optional duty**

15 “(a) ACTIVE DUTY.—

16 “(1) IN GENERAL.—At any time, an authority
17 designated by the Secretary concerned may order a
18 member of a reserve component under his jurisdic-
19 tion to active duty under section 12341 of this title,
20 or retain the member on active duty, with the con-
21 sent of that member for training, to provide oper-
22 ational support or perform other duty as determined
23 by the Secretary concerned.

24 “(2) PURPOSES.—Such duty includes service on
25 active duty for the purpose specified in section or

1 section 802(d), 1491, 3038, 5143, 5144, 8038,
2 10211, 10301 through 10305, 10502, 10505,
3 10506, 10507, 12402, or 12405 of this title.

4 “(3) ARMY NATIONAL GUARD OR AIR NATIONAL
5 GUARD.—However, a member of the Army National
6 Guard of the United States or the Air National
7 Guard of the United States may not be ordered to
8 active duty under this subsection without the con-
9 sent of the Governor or other appropriate authority
10 of the State concerned. The consent of a Governor
11 may not be withheld (in whole or in part) with re-
12 gard to active duty outside the United States, its
13 territories, and its possessions, because of any objec-
14 tion to the location, purpose, type, or schedule of
15 such active duty.

16 “(b) ACTIVE DUTY FOR HEALTH CARE.—

17 “(1) IN GENERAL.—When authorized by the
18 Secretary of Defense, the Secretary of a military de-
19 partment may, with the consent of the member,
20 order a member of a reserve component to active
21 duty under section 12341 of this title—

22 “(A) to receive authorized medical care;

23 “(B) to be medically evaluated for dis-
24 ability or other purposes; or

1 “(C) to complete a required Department of
2 Defense health care study, which may include
3 an associated medical evaluation of the member.

4 “(2) TREATMENT FOR OR RECOVERY FROM AN
5 INJURY, ILLNESS OR DISEASE.—A member of a uni-
6 formed service described in paragraph (1)(B) or
7 (2)(B) of section 1074a(a) of this title may be or-
8 dered to active duty under section 12341 of this
9 title, and a member of a uniformed service described
10 in paragraph (1)(A) or (2)(A) of section 1074a may
11 be continued on active duty under section 12341 of
12 this title, for a period of more than 30 days while
13 the member is being treated for (or recovering from)
14 an injury, illness, or disease incurred or aggravated
15 in the line of duty as described in any of such para-
16 graphs.

17 “(3) RETENTION ON ACTIVE DUTY.—A member
18 ordered to active duty under this subsection may,
19 with the member’s consent, be retained on active
20 duty, if the Secretary concerned considers it appro-
21 priate, for medical treatment for a condition associ-
22 ated with the study or evaluation, if that treatment
23 of the member is otherwise authorized by law.

24 “(4) ARMY NATIONAL GUARD OR AIR NATIONAL
25 GUARD.—However, a member of the Army National

1 Guard of the United States or the Air National
2 Guard of the United States may not be ordered to
3 active duty under this subsection without the con-
4 sent of the Governor or other appropriate authority
5 of the State concerned.

6 “(c) ORGANIZING, ADMINISTERING, ETC., RESERVE
7 COMPONENTS.—

8 “(1) IN GENERAL.—The Secretary concerned
9 may order a member of a reserve component under
10 the Secretary’s jurisdiction to active duty pursuant
11 to section 12341 of this title to perform Active
12 Guard and Reserve duty to organize, administer, re-
13 cruit, instruct, or train the reserve components.

14 “(2) RESERVE GRADE; ELIGIBILITY FOR PRO-
15 MOTION.—A Reserve ordered to active duty under
16 paragraph (1) shall be ordered in the Reserve’s re-
17 serve grade. While so serving, the Reserve continues
18 to be eligible for promotion as a Reserve, if other-
19 wise qualified.

20 “(3) ADDITIONAL DUTIES.—A Reserve on ac-
21 tive duty under this subsection may perform the fol-
22 lowing additional duties to the extent that the per-
23 formance of those duties does not interfere with the
24 performance of the Reserve’s primary Active Guard
25 and Reserve duties described in paragraph (1):

1 “(A) SUPPORTING RESERVE COMPO-
2 NENTS.—Supporting operations or missions as-
3 signed in whole or in part to the reserve compo-
4 nents.

5 “(B) SUPPORTING UNITS.—Supporting op-
6 erations or missions performed or to be per-
7 formed by—

8 “(i) a unit composed of elements from
9 more than one component of the same
10 armed force; or

11 “(ii) a joint forces unit that in-
12 cludes—

13 “(I) one or more reserve compo-
14 nent units; or

15 “(II) a member of a reserve com-
16 ponent whose reserve component as-
17 signment is in a position in an ele-
18 ment of the joint forces unit.

19 “(C) ADVISING.—Advising the Secretary of
20 Defense, the Secretaries of the military depart-
21 ments, the Joint Chiefs of Staff, and the com-
22 manders of the combatant commands regarding
23 reserve component matters.

24 “(D) INSTRUCTION OR TRAINING.—In-
25 structing or training in the United States, the

1 Commonwealth of Puerto Rico, or possessions
2 of the United States of—

3 “(i) active-duty members of the armed
4 forces;

5 “(ii) members of foreign military
6 forces (under the same authorities and re-
7 strictions applicable to active-duty mem-
8 bers providing such instruction or train-
9 ing);

10 “(iii) Department of Defense con-
11 tractor personnel; or

12 “(iv) Department of Defense civilian
13 employees.

14 “(4) OPERATIONS RELATING TO DEFENSE
15 AGAINST WEAPONS OF MASS DESTRUCTION AND
16 TERRORIST ATTACKS.—

17 “(A) IN GENERAL.—Notwithstanding para-
18 graph (3), a Reserve on active duty as de-
19 scribed in paragraph (1), or a Reserve who is
20 a member of the National Guard serving on
21 full-time National Guard duty under section
22 502(f) of title 32 in connection with functions
23 referred to in paragraph (1), may, subject to
24 subparagraph (C), perform duties in support of
25 emergency preparedness programs to prepare

1 for or to respond to any emergency involving
2 any of the following:

3 “(i) WEAPONS OF MASS DESTRUC-
4 TION.—The use or threatened use of a
5 weapon of mass destruction (as defined in
6 section 1403 of the Defense Against Weap-
7 ons of Mass Destruction Act of 1996 (50
8 U.S.C. 2302) in the United States.

9 “(ii) TERRORIST ATTACK OR THREAT-
10 ENED TERRORIST ATTACK.—A terrorist at-
11 tack or threatened terrorist attack in the
12 United States that results, or could result,
13 in catastrophic loss of life or property.

14 “(iii) RELEASE OF CERTAIN MATE-
15 RIALS.—The intentional or unintentional
16 release of nuclear, biological, radiological,
17 or toxic or poisonous chemical, materials in
18 the United States that results, or could re-
19 sult, in catastrophic loss of life or property.

20 “(iv) NATURAL OR MAN-MADE DIS-
21 ASTER.—A natural or manmade disaster in
22 the United States that results in, or could
23 result in, catastrophic loss of life or prop-
24 erty.

1 “(B) COSTS.—The costs of the pay, allow-
2 ances, clothing, subsistence, gratuities, travel,
3 and related expenses for a Reserve performing
4 duties under the authority of paragraph (1)
5 shall be paid from the appropriation that is
6 available to pay such costs for other members
7 of the reserve component of that Reserve who
8 are performing duties as described in paragraph
9 (1).

10 “(C) CIVIL SUPPORT TEAM.—A Reserve
11 may perform duty described in subparagraph
12 (A) only while assigned to a reserve component
13 weapons of mass destruction civil support team.

14 “(D) ANNUAL END STRENGTH AUTHOR-
15 IZATION AND JUSTIFICATION MATERIAL.—Re-
16 serves on active duty who are performing duties
17 described in subparagraph (A) shall be counted
18 against the annual end strength authorizations
19 required by sections 115(a)(1)(B) and
20 115(a)(2) of this title. The justification mate-
21 rial for the defense budget request for a fiscal
22 year shall identify the number and component
23 of the Reserves programmed to be performing
24 duties described in subparagraph (A) during
25 that fiscal year.

1 “(E) CERTIFICATION REQUIRED.—A re-
2 serve component weapons of mass destruction
3 civil support team, and any Reserve assigned to
4 such a team, may not be used to respond to an
5 emergency described in subparagraph (A) un-
6 less the Secretary of Defense has certified to
7 the Committee on Armed Services of the Senate
8 and the Committee on Armed Services of the
9 House of Representatives of that team, or that
10 Reserve, possesses the requisite skills, training,
11 and equipment to be proficient in all mission re-
12 quirements.

13 “(F) REQUEST FOR LEGISLATION.—If the
14 Secretary of Defense submits to Congress any
15 request for the enactment of legislation to mod-
16 ify the requirements of subparagraphs (A) and
17 (C), the Secretary shall provide with the re-
18 quest—

19 “(i) justification for each such re-
20 quested modification; and

21 “(ii) the Secretary’s plan for sus-
22 taining the qualifications of the personnel
23 and teams described in subparagraph (C).

24 “(G) DEFINITION OF UNITED STATES.—In
25 this subsection, the term ‘United States’ in-

1 cludes the Commonwealth of Puerto Rico,
2 Guam, and the United States Virgin Islands.

3 “(5) TRAINING.—A Reserve on active duty as
4 described in this subsection may be provided train-
5 ing consistent with training provided to other mem-
6 bers on active duty, as the Secretary concerned sees
7 fit.

8 “(d) INACTIVE DUTY.—

9 “(1) IN GENERAL.—At any time, an authority
10 designated by the Secretary concerned may require
11 a member of a reserve component under the Sec-
12 retary’s jurisdiction, with the consent of the mem-
13 ber, to perform inactive duty under section 12343 of
14 this title to provide readiness training, perform ad-
15 ministrative function to prepare for unit training,
16 perform funeral honors functions at the funeral of a
17 veteran as defined in section 1491 of this title (other
18 than for members of the Army National Guard of
19 the United States or the Air National Guard of the
20 United States who perform funeral honors duty
21 under section 502(g) of title 32), or perform other
22 inactive duty as determined by the Secretary con-
23 cerned.

1 “(2) PAY.—As directed by the Secretary con-
2 cerned, a member performing funeral honors func-
3 tions may be paid—

4 “(A) the allowance under section 495 of
5 title 37; or

6 “(B) compensation under section 206 of
7 title 37.

8 “(3) TRAVEL AND TRANSPORTATION EX-
9 PENSES.—A member who performs funeral honors
10 functions may be reimbursed for travel and trans-
11 portation expenses incurred in conjunction with such
12 duty as authorized under section 495 of title 37 if
13 such duty is performed at a location 50 miles or
14 more from the member’s residence.”.

1 **SEC. 524 [Log 61023]. TRAINING AND OTHER DUTY PER-**
2 **FORMED BY MEMBERS OF THE NATIONAL**
3 **GUARD.**

4 (a) CHAPTER HEADING.—The chapter heading for
5 chapter 5 of title 32, United States Code, is amended by
6 inserting “**AND OTHER DUTY**” after “**TRAIN-**
7 **ING**”;

8 (b) OTHER AMENDMENTS.—Section 502 of title 32,
9 United States Code, is amended—

10 (1) by striking the section heading and insert-
11 ing the following:

12 “**§ 502. Required training, field exercises, and other**
13 **duty**”;

14 (2) in subsection (a)—

15 (A) in paragraph (1)—

16 (i) by striking “drill” and inserting
17 “training”; and

18 (ii) by inserting “under subsection
19 (g)” before “at least”;

20 (B) in paragraph (2), by inserting “under
21 subsection (f)(1)” before “at least”;

22 (3) in subsection (b), by striking “drill” each
23 place the term appears and inserting “training”;

24 (4) in subsection (d)—

1 (A) in the matter preceding paragraph (1),
2 by striking “drill” and inserting “training”;
3 and

4 (B) in paragraph (2), by striking “one and
5 one-half hours” and inserting “two hours”;

6 (5) in subsection (e), by striking “drill” each
7 place the term appears and inserting “training”;

8 (6) in subsection (f)—

9 (A) in paragraph (1)—

10 (i) in the matter preceding subpara-
11 graph (A), by inserting “, which regula-
12 tions shall conform to regulations pre-
13 scribed by the Secretary of Defense for Re-
14 serve component members,” after “as the
15 case may be,”; and

16 (ii) in the matter following subpara-
17 graph (B), by inserting “to full-time Na-
18 tional Guard duty” after “be ordered”;
19 and

20 (B) in paragraph (2), by adding at the end
21 the following new subparagraph:

22 “(C) Support for funerals of veterans of
23 the armed forces pursuant to section 1491 of
24 title 10.”;

1 (C) by redesignating paragraph (3) as
2 paragraph (8); and

3 (D) by inserting after paragraph (2), as
4 amended by subparagraph (B), the following
5 new paragraphs:

6 “(3) FULL-TIME NATIONAL GUARD DUTY.—
7 Full-time National Guard duty shall not be per-
8 formed on land outside the United States, its terri-
9 tories or possessions.

10 “(4) PURPOSE OF CALL ORDER.—To account
11 for manpower utilization and expenditure of appro-
12 priations, each order to full-time National Guard
13 duty shall cite the purpose of the call or order as
14 provided in this section or section 112, 114, 316,
15 503, 504, 505, 509, or 904 of this title.

16 “(5) LIMITATIONS AND RESTRICTIONS.—A
17 member of the National Guard shall not be ordered
18 to full-time National Guard duty or retained on full-
19 time National Guard duty beyond the limitations
20 and restrictions specified in the purpose of the order
21 to full-time National Guard duty.

22 “(6) AMENDED ORDERS.—When the purpose
23 for the member to serve on full-time National Guard
24 duty changes, the order to full-time National Guard
25 duty shall be amended to cite the new purpose and

1 applicable funding code, but the member shall re-
2 main on the same order to full-time National Guard
3 duty.

4 “(7) CONTINUOUS FEDERAL SERVICE.—If a
5 member is released from full-time National Guard
6 duty and subsequently ordered to active duty with a
7 break in service of 24 hours or fewer, the period of
8 service shall be treated as continuous Federal service
9 for the purposes of pay and benefits unless otherwise
10 specified in law.”; and

11 (7) by adding at the end the following new sub-
12 section:

13 “(g) INACTIVE DUTY.—

14 “(1) IN GENERAL.—Under regulations to be
15 prescribed by the Secretary of the Army or the Sec-
16 retary of the Air Force, as the case may be, which
17 shall conform to regulations prescribed by the Sec-
18 retary of Defense for reserve component members, a
19 member of the National Guard may be required to
20 perform inactive duty, in addition to that prescribed
21 under subsection (a), to provide additional readiness
22 training, perform administrative function to prepare
23 for unit training, perform funeral honors functions
24 for veterans of the armed forces pursuant to section

1 1491 of title 10, or perform other inactive duty as
2 authorized by the Secretary concerned.

3 “(2) DOCUMENTATION.—To account for man-
4 power utilization and expenditure of appropriations,
5 the purpose for inactive duty and the associated
6 funding code shall be documented.

7 “(3) DESIGNATED HOSTILE FIRE OR IMMINENT
8 DANGER AREA.—Inactive duty shall not be per-
9 formed in designated hostile fire or imminent danger
10 area.

11 “(4) LAND OUTSIDE THE UNITED STATES, ITS
12 TERRITORIES OR POSSESSIONS.—Inactive duty shall
13 not be performed on land outside the United States,
14 its territories or possessions.

15 “(5) DURATION OF INACTIVE DUTY.—Each pe-
16 riod of inactive duty shall be for duration of at least
17 two hours.

18 “(6) DURATION OF COMPENSATION AND SERV-
19 ICE CREDIT.—Compensation under section 206 of
20 title 37 and service credit under section
21 12732(a)(2)(E) of title 10 shall not exceed two peri-
22 ods of inactive duty in a calendar day.

23 “(7) PAY FOR PERFORMING FUNERAL HON-
24 ORS.—As directed by the Secretary concerned, a

1 member performing funeral honors functions may be
2 paid—

3 “(A) the allowance under section 495 of
4 title 37; or

5 “(B) compensation under section 206 of
6 title 37.”.

1 **SEC. 525 [Log 61024]. CONFORMING AND CLERICAL AMEND-**
2 **MENTS.**

3 (a) CONFORMING AMENDMENTS TO TITLE 5,
4 UNITED STATES CODE.— (1) Paragraph (2) of section
5 5517(d) of title 5, United States Code, is amended by
6 striking “under section 10147” and inserting “as provided
7 under section 12352”.

8 (2) Section 6323 of title 5, United States Code, is
9 amended—

10 (A) in paragraph (1) of subsection (a)—

11 (i) by striking “inactive-duty training” and
12 inserting “inactive duty”; and

13 (ii) by striking “funeral honors duty (as
14 described in section 12503 of title 10 and sec-
15 tion 115 of title 32)” and inserting “funeral
16 honors functions (as described in section 12353
17 of title 10 and section 114 of title 32)”;

18 (B) in paragraph (1) subsection (d), by striking
19 “section 12301(b) or 12301(d)” and inserting “sec-
20 tion 12341 of title 10 for the purposes specified in
21 section 12351(d) or 12353(a)”.

22 (b) CONFORMING AMENDMENTS TO TITLE 7,
23 UNITED STATES CODE.—Paragraph (1) of section 332(a)
24 of the Consolidated Farm and Rural Development Act (7
25 U.S.C. 1982(a)) is amended by striking “12301(a),
26 12301(g), 12302, 12304, 12306, or 12406,” and inserting

1 “12341 for the purpose specified in section 12306, 12342,
2 12351(a)(1), 12351(b), 12351(e), or 12351(f), 12342 for
3 the purpose specified in section 12406,”.

4 (c) CONFORMING AMENDMENTS TO TITLE 10,
5 UNITED STATES CODE.— (1) Section 101 of title 10,
6 United States Code, is amended—

7 (A) in subparagraph (B) of subsection (a)(13),
8 by striking “section 688, 12301(a), 12302, 12304,
9 12304a, 12305, or 12406 of this title, chapter 15 of
10 this title” and inserting “section 688 or 12341 of
11 this title for the purpose specified in section 12304a,
12 12305, 12351(a)(1), 12351(b), 12351(e) of this
13 title, section 12342 of this title for the purpose spec-
14 ified in section 12406, chapter 15 of this title”;

15 (B) in paragraph (16) of subsection (b), by
16 striking “section 12301(d) of this title” and insert-
17 ing “section 12341 of this title for the purpose spec-
18 ified in section 12353(e) of this title”;

19 (C) in paragraph (5) of subsection (d)—

20 (i) by inserting “502(f) of title 32 for the
21 purpose specified in section” after “under sec-
22 tion”; and

23 (ii) by striking “505 of title 32” and in-
24 serting “505 of such title”;

25 (D) in paragraph (7) of subsection (d)—

1 (i) in the matter preceding subparagraph
2 (A), by striking “inactive-duty training” and in-
3 serting “inactive duty”;

4 (ii) in subparagraph (A), by striking “sec-
5 tion 206 of title 37” and inserting “section
6 12352(a)(1) of this title, section 502(a)(1) of
7 title 32,”; and

8 (iii) in subparagraph (B)—

9 (I) by inserting “under section
10 12353(d) of this title or section 502(g) of
11 title 32” after “special additional duties
12 authorized”; and

13 (II) by inserting “, or other activities
14 that a member may perform when author-
15 ized by the designated authority” before
16 the period.

17 (2) Section 115 of title 10, United States Code, is
18 amended—

19 (A) in subsection (b)(1)—

20 (i) in subparagraph (A), by striking “sec-
21 tion 12301(d)” and inserting “section 12341”;

22 (ii) in subparagraph (C), by striking “sec-
23 tion 12301(d)” and inserting “section 12341”;

24 (iii) in subparagraph (D)—

1 (I) by striking “section 12301(g)”
2 and inserting “section 12341”; and

3 (II) by inserting “as provided under
4 section 12351(f) of such title” before the
5 semicolon; and

6 (iv) in subparagraph (E)—

7 (I) by striking “12301(h) or 12322”
8 and inserting “section 12341”; and

9 (II) by inserting “as provided under
10 section 12353(b) of this title” before the
11 semicolon;

12 (B) in subsection (i)—

13 (i) in paragraph (1), by striking “section
14 12301(a) of this title” and inserting “section
15 12341 of this title for the purpose specified in
16 section 12351(a) of this title”;

17 (ii) in paragraph (2), by striking “section
18 12301(b) of this title” and inserting “section
19 12341 of this title for the purpose specified in
20 section 12351(d) of this title”;

21 (iii) in paragraph (3), by striking “section
22 12302 of this title” and inserting “section
23 12341 of this title for the purpose specified in
24 section 12351(b) of this title”;

1 (iv) in paragraph (4), by striking “section
2 12304 of this title” and inserting “section
3 12341 of this title for the purpose specified in
4 section 12351(c) of this title”;

5 (v) in paragraph (5), by inserting “section
6 12342 of this title for the purpose specified in”
7 after “Federal service under”;

8 (vi) in paragraph (6), by inserting “section
9 12342 of this title for the purpose specified in”
10 after “ Federal service under”; and

11 (vii) in paragraph (11), by inserting
12 “12341 for the purpose specified in section”
13 after “active duty under section”.

14 (3) Section 331 of title 10, United States Code, is
15 amended by inserting “under section 12342 of this title”
16 after “call into Federal service”.

17 (4) Section 332 of title 10, United States Code, is
18 amended by inserting “under section 12342 of this title”
19 after “call into Federal service”.

20 (5) Paragraph (3) of section 511(d) of title 10,
21 United States Code, is amended by striking “section
22 10147(a)(1)” and inserting “section 12352(a)(1)”.

23 (6) Subparagraph (B) of section 523(b)(1) of title 10,
24 United States Code, is amended by inserting “12341 of

1 this title for the purpose specified in section” after “on
2 active duty under section”.

3 (7) Subparagraph (B) of section 641(1) of title 10,
4 United States Code, is amended by inserting “section
5 12341 for the purpose described in” after “on active duty
6 under”.

7 (8) Section 802 of title 10, United States Code, is
8 amended in each of subsections (a)(3), (d)(2)(B), and
9 (d)(5)(B), by striking “inactive-duty training” and insert-
10 ing “inactive duty”.

11 (9) Subsection (d) of section 803 of title 10, United
12 States Code, is amended by striking “inactive-duty train-
13 ing” each place the term appears and inserting “inactive
14 duty”.

15 (10) The matter preceding paragraph (1) of sub-
16 section (a) and the matter preceding paragraph (1) of sub-
17 section (b) of section 936 of title 10, United States Code,
18 are each amended by striking “inactive-duty training” and
19 inserting “inactive duty”.

20 (11) Paragraph (1) of section 976(a) of title 10,
21 United States Code, is amended by striking “inactive-duty
22 training” and inserting “inactive duty”.

23 (12) Paragraphs (1) and (2) of section 1061(b) of
24 title 10, United States Code, are each amended by striking
25 “inactive-duty training” and inserting “inactive duty”.

1 (13) Subsection (a) of section 1074a of title 10,
2 United States Code, is amended in each of paragraphs
3 (1)(B), (2)(B), and (3) by striking “inactive-duty train-
4 ing” each place the term appears and inserting “inactive
5 duty”.

6 (14) Subsection (a) of section 1074a of title 10,
7 United States Code, is amended further—

8 (A) in paragraph (1)—

9 (i) in subparagraph (A), by inserting “or”
10 after the semicolon;

11 (ii) in subparagraph (B), by striking “; or”
12 and inserting a period; and

13 (iii) by striking subparagraph (C);

14 (B) in paragraph (2)—

15 (i) in subparagraph (A), by inserting “or”
16 after the semicolon;

17 (ii) in subparagraph (B), by striking “; or”
18 and inserting a period; and

19 (iii) by striking subparagraph (C); and

20 (C) by striking paragraph (4).

21 (15) Subsection (a) of section 1076 of title 10,
22 United States Code, is amended—

23 (A) in each paragraphs (2)(B)(i), (2)(B)(ii),
24 and (2)(C), by striking “inactive-duty training” each

1 place the term appears and inserting “inactive
2 duty”; and

3 (B) in paragraph (2), by striking subparagraph
4 (E).

5 (16) Clauses (i) and (ii) of section 1086(c)(2)(B) of
6 title 10, United States Code, are each amended by striking
7 “inactive duty training” and inserting “inactive duty”.

8 (17) Paragraph (2) of section 1175(e) of title 10,
9 United States Code, is amended by striking “inactive duty
10 training” and inserting “inactive duty”.

11 (18) Section 1175a(j) of title 10, United States Code,
12 is amended—

13 (A) in paragraph (2)—

14 (i) by inserting “under section 12341 of
15 this title for the purpose specified in section
16 12351(a)(1), 12351(b), 12351(c), 12351(d),
17 12351(e)(1), or 12351(f) of this title” after
18 “involuntarily recalled to active duty”; and

19 (ii) by striking “in accordance with section
20 12301(a), 12301(b), 12301(g), 12302, 12303,
21 or 12304 of this title or” and inserting
22 “under”; and

23 (B) in paragraph (3)—

24 (i) by striking “12301(d)” and inserting
25 “12353(a)”;

1 (ii) by striking “12319, or 12503” and in-
2 serting “12351(g)”; and

3 (iii) by striking “, 115,”.

4 (19) Paragraph (2) of section 1201(c) of title 10,
5 United States Code, is amended by striking “under section
6 10148(a)” and inserting “pursuant to section
7 12351(e)(2)”.

8 (20) Section 1204 of title 10, United States Code,
9 is amended—

10 (A) in the section heading, by striking “**INAC-**
11 **TIVE-DUTY TRAINING**” and inserting “**INACTIVE**
12 **DUTY**”; and

13 (B) in paragraph (2)—

14 (i) in each of subparagraphs (A)(i),
15 (A)(iii), (B)(i), and (B)(iii), by striking “inac-
16 tive-duty training” each place the term appears
17 and inserting “inactive duty”;

18 (ii) in clause (iii) of subparagraph (A), by
19 inserting “or” after the semicolon;

20 (iii) in clause (iii) of subparagraph (B), by
21 striking “; or” and inserting a period; and

22 (iv) by striking subparagraph (C).

23 (21) Section 1206 of title 10, United States Code,
24 is amended—

1 (A) in the section heading, by striking “**INAC-**
2 **TIVE-DUTY TRAINING**” and inserting “**INACTIVE**
3 **DUTY**”;

4 (B) by amending paragraph (2) to read as fol-
5 lows:

6 “(2) the disability is a result of an injury, ill-
7 ness, or disease incurred or aggravated in line of
8 duty while—

9 “(A) performing active duty or inactive
10 duty;

11 “(B) traveling directly to or from the place
12 at which such duty is performed; or

13 “(C) remaining overnight immediately be-
14 fore the commencement of inactive duty, or
15 while remaining overnight between successive
16 periods of inactive duty, at or in the vicinity of
17 the site of the inactive duty, if the site is out-
18 side reasonable commuting distance of the
19 member’s residence;” and

20 (C) in paragraph (5), by striking “inactive-duty
21 training” and inserting “inactive duty”;

22 (22) Subparagraph (B) of section 1448(f)(1) of title
23 10, United States Code, is amended by striking “inactive-
24 duty training” and inserting “inactive duty”.

1 (23) Clauses (ii) and (iii) of section 1471(b)(3)(A)
2 of title 10, United States Code, are each amended by strik-
3 ing “inactive duty for training” and inserting “inactive
4 duty”.

5 (24) Section 1475 of title 10, United States Code,
6 is amended—

7 (A) in the section heading, by striking “**INAC-**
8 **TIVE DUTY TRAINING**” and inserting “**INACTIVE**
9 **DUTY**”; and

10 (B) in each of paragraphs (2) and (3) of sub-
11 section (a), by striking “inactive duty training” each
12 place the term appears and inserting “inactive
13 duty”.

14 (25) Paragraphs (1)(B) and (2)(A) of section
15 1476(a) of title 10, United States Code, are each amended
16 by striking “inactive-duty training” and inserting “inac-
17 tive duty”.

18 (26) Paragraphs (3), (4), (8), and (9) of section
19 1478(a) of title 10, United States Code, are each amended
20 by striking “inactive duty training” each place the term
21 appears and inserting “inactive duty”.

22 (27) Section 1481(a)(2) of title 10, United States
23 Code, is amended—

1 (A) in each of subparagraphs (B), (C), (D), and
2 (F), by striking “inactive-duty training” each place
3 the term appears and inserting “inactive duty”; and

4 (B) in subparagraph (E), by striking “inactive
5 duty training” and inserting “inactive duty”.

6 (28) Paragraph (2) of section 1481(a) of title 10,
7 United States Code, is amended further—

8 (A) in subparagraph (E) (as amended by para-
9 graph (27)(B)), by inserting “or” after the semi-
10 colon;

11 (B) in subparagraph (F) (as amended by para-
12 graph (27)(A)), by striking “; or” and inserting a
13 period; and

14 (C) by striking subparagraph (G).

15 (29) Subsections (d)(2) and (e)(5) of section 2031
16 of title 10, United States Code, are each amended by strik-
17 ing “inactive duty training” and inserting “inactive duty”.

18 (30) Subparagraph (D) of section 2107(c)(5) of title
19 10, United States Code, is amended by striking “inactive
20 duty for training” and inserting “inactive duty”.

21 (31) Subparagraph (D) of section 2107a(c)(4) of title
22 10, United States Code, is amended by striking “inactive
23 duty for training” and inserting “inactive duty”.

24 (32) The matter preceding paragraph (1) of section
25 2601a(b) of title 10, United States Code, is amended by

1 striking “inactive-duty training” and inserting “inactive
2 duty”.

3 (33) Paragraph (3) of section 9446(a) of title 10,
4 United States Code, is amended by striking “inactive-duty
5 training” and inserting “inactive duty”.

6 (34) Subsection (a) of section 10142 of title 10,
7 United States Code, is amended by striking “as provided
8 in sections 12301 and 12302 of this title” and inserting
9 “under section 12341 of this title for the purposes speci-
10 fied in sections 12351(a) and 12351(b) of this title”.

11 (35) Subsection (a) of section 10143 of title 10,
12 United States Code, is amended by striking
13 “10147(a)(1)” and inserting “12352”.

14 (36) The matter preceding subparagraph (A) of sec-
15 tion 10144(b)(1) of title 10, United States Code, is
16 amended by striking “in accordance with section 12304”
17 and inserting “under section 12341 of this title for the
18 purpose specified in section 12351(c)”.

19 (37) Chapter 1005 of title 10, United States Code,
20 is amended—

21 (A) by repealing section 10147; and

22 (B) by repealing section 10148.

23 (38) Section 10151 of title 10, United States Code,
24 is amended by striking “sections 12301 and 12306” and
25 inserting “section 12351(a)”.

1 (39) Subsection (b) of section 10204 of title 10,
2 United States Code, is amended by striking “inactive duty
3 training” and inserting “inactive duty”.

4 (40) Subsection (a) of section 10215 of title 10,
5 United States Code, is amended—

6 (A) in subparagraph (A) of paragraph (1), by
7 striking “section 12301(d)” and inserting “section
8 12341 of this title as provided in section 12353(a)”;
9 and

10 (B) in subparagraph (A) of paragraph (2), by
11 striking “section 12301(d)” and inserting “section
12 12341 of this title as provided in section 12353(a)”.

13 (41) Paragraph (9) of section 10541(b) of title 10,
14 United States Code, is amended by striking “12304(b)”
15 and inserting “12351(c)(2)”.

16 (42) Paragraph (1) of section 12011(e) of title 10,
17 United States Code, is amended by striking “12310” and
18 inserting “12353(c)”.

19 (43) Subsection (a) of section 12012 of title 10,
20 United States Code, is amended by striking “section
21 10211 or 12310” and inserting “section 12341 of this title
22 for the purpose specified in section 10211 or 12353(c) of
23 this title”.

24 (44) Section 12305 of title 10, United States Code,
25 is amended—

1 (A) in subsection (a), by striking “section
2 12301, 12302, or 12304” and inserting “section
3 12341 of this title for the purpose specified in sec-
4 tion 12351(a), 12351(b), or 12351(c)”; and

5 (B) in subsection (b), by striking “section
6 12301, 12302, or 12304” and inserting “section
7 12341 of this title for the purpose specified in sec-
8 tion 12351(a), 12351(b), or 12351(c)”.

9 (45) Section 12306 of title 10, United States Code,
10 is amended—

11 (A) in subsection (a), by striking “section
12 12301” and inserting “section 12341 of this title for
13 the purpose specified in section 12351(a), 12351(d),
14 12351(f), 12353(a), or 12353(b)”; and

15 (B) in paragraph (1) of subsection (b)—

16 (i) by striking “section 12301(a)” and in-
17 serting “section 12341 of this title for the pur-
18 pose specified in section 12351(a)(1) of this
19 title”; and

20 (ii) in paragraph (2) of subsection (b), by
21 striking “12301(a)” and inserting “12351(a)”.

22 (46) Section 12307 of title 10, United States Code,
23 is amended by striking “12301(a)” and inserting
24 “12351(a)”.

1 (47) Section 12317 of title 10, United States Code,
2 is amended by striking “inactive duty training” and in-
3 serting “inactive duty”.

4 (48) Section 12318 of title 10, United States Code,
5 is amended—

6 (A) in subsection (a), by striking “section
7 12302 or 12304” and inserting “section 12341 of
8 this title for the purpose specified in section
9 12351(b) or 12351(c)”; and

10 (B) in subsection (b)—

11 (i) by striking “referred to section 12310”
12 and inserting “performing duty referred to in
13 section 12353(c)”; and

14 (ii) by striking “section 12302 or 12304”
15 and inserting “section 12351(b) or 12351(c)”.

16 (49) Section 12321 of title 10, United States Code,
17 is amended by striking “of organizing, administering, re-
18 cruiting, instructing, or training the reserve components”
19 and inserting “specified in section 12353(c) of this title”.

20 (50) Section 12408 of title 10, United States Code,
21 is amended by striking “section 12301(a), 12302, or
22 12304 of this title” and inserting “12341 of this title for
23 the purpose specified in section 12351(a)(1), 12351(b) or
24 12351(c) of this title”.

1 (51) Section 12503 of title 10, United States Code,
2 is repealed.

3 (52) Section 12552 of title 10, United States Code,
4 is repealed.

5 (53) Subsections (a)(3) and (b)(3) of section 12602
6 of title 10, United States Code, are each amended by strik-
7 ing “inactive-duty training” each place the term appears
8 and inserting “inactive duty”.

9 (54) Section 12603 of title 10, United States Code,
10 is amended—

11 (A) in the section heading, by striking “**INAC-**
12 **TIVE-DUTY TRAINING**” and inserting “**INACTIVE**
13 **DUTY**”; and

14 (B) in subsection (a), by striking “inactive duty
15 training” and inserting “inactive duty”.

16 (55) Section 12604 of title 10, United States Code,
17 is amended—

18 (A) in the section heading, by striking “**INAC-**
19 **TIVE-DUTY TRAINING**” and inserting “**INACTIVE**
20 **DUTY**”; and

21 (B) in subsection (a), by striking “inactive-duty
22 training” and inserting “inactive duty”.

23 (56) Subsection (b) of section 12686 of title 10,
24 United States Code, is amended by striking “section
25 12301” and inserting “section 12341 of this title for the

1 purpose specified in section 12351(a), 12351(d), 12351(f),
2 12353(a) or 12353(b)”.

3 (57) Subparagraph (B) of section 12731(f)(2) of title
4 10, United States Code, is amended—

5 (A) in clause (i)—

6 (i) by striking “under section 12301(d)”
7 and inserting “for the purpose specified in sec-
8 tion 12353(a)”;

9 (ii) by striking “under section 12310” and
10 inserting “for the purpose specified in
11 12353(c)”;

12 (B) in clause (iii), by striking “section
13 12301(h)(1)” and inserting “section 12341 of this
14 title for the purpose specified in section
15 12353(b)(1)”.

16 (58) Section 12732(a)(2) of title 10, United States
17 Code, is amended—

18 (A) in the matter following subparagraph (E),
19 by striking “clauses (A), (B), (C), (D) and (E)” and
20 inserting “subparagraphs (A), (B), (C) and (D)”;
21 and

22 (B) by striking subparagraph (E).

23 (59) Clause (i) of section 16131(c)(3)(B) of title 10,
24 United States Code, is amended by striking “section
25 12301(a), 12301(d), 12301(g), 12302, or 12304” and in-

1 serting “section 12341 of this title for the purpose speci-
2 fied in section 12351(a)(1), 12351(b), 12351(c), 12351(f),
3 or 12353(a)”.

4 (60) The matter preceding subparagraph (A) of sec-
5 tion 16133(b)(4) of title 10, United States Code, is
6 amended by striking “section 12301(a), 12301(d),
7 12301(g), 12302, or 12304” and inserting “section 12341
8 of this title for the purpose specified in section
9 12351(a)(1), 12351(b), 12351(c), 12351(f), or
10 12353(a)”.

11 (61) Clause (i) of section 16162(d)(2)(B) of title 10,
12 United States Code, is amended by striking “section
13 12301(a), 12301(d), 12301(g), 12302, or 12304 of this
14 title” and inserting “section 12341 of this title for the
15 purpose specified in section 12351(a)(1), 12351(b),
16 12351(c), 12351(f), or 12353(a) of this title”.

17 (62) Section 18505 of title 10, United States Code,
18 is amended—

19 (A) in the section heading, by striking “**INAC-**
20 **TIVE-DUTY TRAINING**” and inserting “**INACTIVE**
21 **DUTY**”; and

22 (B) in subsection (a), by striking “inactive-duty
23 training” each place the term appears and inserting
24 “inactive duty”.

1 (d) CONFORMING AMENDMENTS TO TITLE 14,
2 UNITED STATES CODE.— (1) Section 704 of title 14,
3 United States Code, is amended by striking “inactive-duty
4 training” and inserting “inactive duty”.

5 (2) Subsection (a) of section 705 of title 14, United
6 States Code, is amended by striking “inactive-duty train-
7 ing” and inserting “inactive duty”.

8 (3) Paragraph (1) of section 712(c) of title 14,
9 United States Code, is amended by striking “10147” and
10 inserting “12352”.

11 (e) CONFORMING AMENDMENTS TO TITLE 20,
12 UNITED STATES CODE.— (1) Subsection (c) of section
13 1404 of the Defense Dependents’ Education Act of 1978
14 (20 U.S.C. 923) is amended—

15 (A) in clause (i) of paragraph (2)(B), by strik-
16 ing “section 12301 or 12302” and inserting “section
17 12341 of title 10, United States Code, for a purpose
18 specified in section 12351(a), 12351(b), 12351(d),
19 12351(f), 12353(a) or 12353(b)”;

20 (B) in clause (i) of paragraph (2)(C), by strik-
21 ing “section 12301 or 12302” and inserting “section
22 12341 of title 10, United States Code, for a purpose
23 specified in section 12351(a), 12351(b), 12351(d),
24 12351(f), 12353(a) or 12353(b)”.

1 (2) Subparagraph (A) of section 481(d)(4) of the
2 Higher Education Act of 1965 (20 U.S.C. 1088(d)(4)) is
3 amended by striking “section 12301(a), 12301(g), 12302,
4 12304, or 12306” and inserting “section 12341 of title
5 10, United States Code, for a purpose specified in section
6 12306, 12351(a), 12351(b), 12351(c), or 12351(f)”.

7 (3) Subparagraph (C) of section 484C(e)(3) of the
8 Higher Education Act of 1965 (20 U.S.C. 1091c(e)) is
9 amended—

10 (A) in clause (i), by striking “, 12301(a),
11 12301(g), 12302, 12304, or 12305 of title 10,
12 United States Code,” and inserting “of title 10,
13 United States Code, under section 12341 of such
14 title for the purpose specified in section 12305,
15 12351(a), 12351(b), 12351(c), or 12351(f) of such
16 title,”; and

17 (B) in clause (iii), by striking “section 12304 of
18 title 10, United States Code” and inserting “section
19 12341 of title 10, United States Code, for the pur-
20 pose specified in section 12351(e) of such title”.

21 (4) Subparagraph (A) of section 5 of Higher Edu-
22 cation Relief Opportunities for Students Act of 2003 (20
23 U.S.C. 1098ee(5)) is amended by striking “section
24 12301(a), 12301(g), 12302, 12304, or 12306 of title 10,
25 United States Code,” and inserting “section 12341 of title

1 10, United States Code, for the purpose specified in sec-
2 tion 12306, 12351(a), 12351(b), 12351(c), or 12351(f) of
3 such title.”

4 (f) CONFORMING AMENDMENTS TO INTERNAL REV-
5 ENUE CODE.—Subsection (m) of section 206 of the Inter-
6 nal Revenue Code of 1986 (26 U.S.C. 3121) is amended—

7 (1) in each of paragraphs (1)(B) and (3), by
8 striking “inactive duty training” each place the term
9 appears and inserting “inactive duty”; and

10 (2) in the heading for paragraph (3), by strik-
11 ing “INACTIVE DUTY TRAINING” and inserting “IN-
12 ACTIVE DUTY”.

13 (g) CONFORMING AMENDMENTS TO TITLE 32,
14 UNITED STATES CODE.— (1) Paragraph (19) of section
15 101 of title 32, United States Code, is amended by strik-
16 ing “section 316, 502, 503, 504, or 505” and inserting
17 “section 502(f) of this title for the purpose specified under
18 section in section 112, 114, 316, 502, 503, 504, 505, 509,
19 or 904”.

20 (2) Section 114 of title 32, United States Code, is
21 amended by striking “may not be considered to be a period
22 of drill or training, but may be performed as funeral hon-
23 ors duty under section 115 of this title.” and inserting
24 “may be performed under section 502 of this title.”.

1 (3) Section 115 of title 32, United States Code, is
2 repealed.

3 (h) CONFORMING AMENDMENTS TO TITLE 37,
4 UNITED STATES CODE.— (1) The matter preceding sub-
5 paragraph (A) of section 101(22) of title 37, United
6 States Code, is amended by striking “inactive-duty train-
7 ing” and inserting “inactive duty”.

8 (2) Section 204 of title 37, United States Code, is
9 amended—

10 (A) in paragraph (1) of subsections (g)—

11 (i) in each of subparagraphs (B) and (D),
12 by striking “inactive-duty training” each place
13 the term appears and inserting “inactive duty”;

14 (ii) by striking subparagraph (E);

15 (iii) in subparagraph (C), by inserting “or”
16 after the semicolon; and

17 (iv) in subparagraph (D), by striking “;
18 or” and inserting a period; and

19 (B) in paragraph (1) of subsections (h)—

20 (i) in each of subparagraphs (B) and (D),
21 by striking “inactive-duty training” each place
22 the term appears and inserting “inactive duty”;

23 (ii) by striking subparagraph (E);

24 (iii) in subparagraph (C), by inserting “or”
25 after the semicolon; and

1 (iv) in subparagraph (D), by striking “;
2 or” and inserting a period.

3 (3) Subparagraph (A) of section 205(e)(2) of title 37,
4 United States Code, is amended by striking “inactive-duty
5 training” and inserting “inactive duty”.

6 (4) Section 206 of title 37, United States Code, is
7 amended—

8 (A) in the section heading, by striking “**INAC-**
9 **TIVE-DUTY TRAINING**” and inserting “**INACTIVE**
10 **DUTY**”; and

11 (B) in each of paragraphs (3)(A)(ii) and (3)(C)
12 of subsection (a), by striking “inactive-duty train-
13 ing” each place the term appears and inserting “in-
14 active duty”.

15 (5) Section 305b of title 37, United States Code, is
16 amended—

17 (A) in the heading for subsection (c), by strik-
18 ing “**INACTIVE DUTY TRAINING**” and inserting “**IN-**
19 **ACTIVE DUTY**”; and

20 (B) in subsection (e), by striking “12310(c)”
21 and inserting “12353(c)(4)”.

22 (6) Subsection (a) of section 308d of title 37, United
23 States Code, is amended by striking “inactive duty for
24 training” and inserting “inactive duty”.

1 (7) The heading for subsection (e) of section 320 of
2 title 37, United States Code, is amended by striking “IN-
3 ACTIVE DUTY TRAINING” and inserting “INACTIVE
4 DUTY”.

5 (8) Section 334 of title 37, United States Code, is
6 amended—

7 (A) in the heading for subsection (e), by strik-
8 ing “INACTIVE DUTY TRAINING” and inserting “IN-
9 ACTIVE DUTY”; and

10 (B) in subsection (e), by striking “for inactive-
11 duty training” and inserting “for inactive duty”.

12 (9) Section 352 of title 37, United States Code, is
13 amended—

14 (A) in the heading for subsection (d), by strik-
15 ing “INACTIVE DUTY TRAINING” and inserting “IN-
16 ACTIVE DUTY”; and

17 (B) in subsection (d), by striking “for inactive-
18 duty training” and inserting “for inactive duty”.

19 (10) Subparagraph (B) of section 353(c)(1) of title
20 37, United States Code, is amended by striking “inactive-
21 duty training” and inserting “inactive duty”.

22 (11) Section 415 of title 37, United States Code, is
23 amended—

1 (A) in paragraph (3) of subsection (a), by strik-
2 ing “inactive-duty training” and inserting “inactive
3 duty”; and

4 (B) in paragraph (1) of subsection (c), by strik-
5 ing “inactive duty training” and inserting “inactive
6 duty”.

7 (12) Section 433 of title 37, United States Code, is
8 amended—

9 (A) in subsection (a), by striking “12319” and
10 inserting “12351(g)”; and

11 (B) in subsection (d), by striking “inactive-duty
12 training” and inserting “inactive duty”.

13 (13) Subsection (a) of section 433a of title 37, United
14 States Code, is amended by striking “12319” and insert-
15 ing “12351(g)”.

16 (14) Paragraph (1) of section 474(i) of title 37,
17 United States Code, is amended by striking “inactive-duty
18 training” and inserting “inactive duty”.

19 (15) Section 478a of title 37, United States Code,
20 is amended—

21 (A) in the section heading, by striking “**INAC-**
22 **TIVE DUTY TRAINING**” and inserting “**INACTIVE**
23 **DUTY**”; and

1 (B) in subsection (a), by striking “inactive duty
2 training” each place the term appears and inserting
3 “inactive duty”.

4 (16) Paragraph (1) of section 495(a) of title 37,
5 United States Code, is amended by striking “funeral hon-
6 ors duty pursuant to section 12503 of title 10 or section
7 115 of title 32” and inserting “funeral honors functions
8 pursuant to section 12353(d)(2) of title 10 or section
9 502(g)(7) of title 32”.

10 (17) The matter preceding paragraph (1) of sub-
11 section (a), the matter following paragraph (2) of sub-
12 section (a), and subsection (d), of section 552 of title 37,
13 United States Code, are each amended by striking “inac-
14 tive-duty training” and inserting “inactive duty”.

15 (18) Subparagraph (B) of section 910(b)(2) of title
16 37, United States Code, is amended by striking “subpara-
17 graph (A) or (B) of section 12301(h)(1) of title 10” and
18 inserting “section 12341 of title 10 pursuant to subpara-
19 graph (A) or (B) of section 12353(b)(1) of such title”.

20 (i) CONFORMING AMENDMENTS TO TITLE 38,
21 UNITED STATES CODE.— (1) Section 101 of title 38,
22 United States Code, is amended—

23 (A) in subparagraph (C) of paragraph (22), by
24 striking “section 316, 502, 503, 504, or 505 of title
25 32” and inserting “section 502(f) of title 32”;

1 (B) in paragraph (23)—

2 (i) by striking “inactive duty training” and
3 inserting “inactive duty”; and

4 (ii) in the matter following paragraph (C),
5 by striking “sections 316, 502, 503, 504, or
6 505 of title 32” and inserting “section 502(g)
7 of title 32”; and

8 (C) in the matter preceding clause (i) of para-
9 graph (24)(C), by striking “inactive duty training”
10 and inserting “inactive duty”.

11 (2) Subparagraph (B) and the matter following sub-
12 paragraph (B) of section 106(d)(1) of title 38, United
13 States Code, are each amended by striking “inactive duty
14 training” and inserting “inactive duty”.

15 (3) Clause (ii) of section 1112(c)(3)(A) of title 38,
16 United States Code, is amended by striking “inactive duty
17 training” and inserting “inactive duty”.

18 (4) Paragraph (2) of section 1302(b) of title 38,
19 United States Code, is amended by striking “inactive duty
20 training” and inserting “inactive duty”.

21 (5) Subparagraph (A) of section 1312(a)(2) of title
22 38, United States Code, is amended by striking “inactive
23 duty training” and inserting “inactive duty”.

24 (6) Section 1965 of title 38, United States Code, is
25 amended—

1 (A) in subparagraph (D) of paragraph (2), by
2 striking “sections 316, 502, 503, 504, or 505 of title
3 32” and inserting “section 502(f) of title 32”;

4 (B) in paragraph (3)—

5 (i) in the matter preceding subparagraph
6 (A), by striking “inactive duty training” and in-
7 serting “inactive duty”; and

8 (ii) in subparagraph (B), by striking “sec-
9 tions 316, 502, 503, 504, or 505 of title 32”
10 and inserting “section 502(g) of title 32”;

11 (C) in paragraph (4), by striking “inactive duty
12 training” each place the term appears and inserting
13 “inactive duty”;

14 (D) in each of subparagraphs (A) and (B) of
15 paragraph (5), by striking “inactive duty training”
16 and inserting “inactive duty”; and

17 (E) in subparagraph (C) of paragraph (5), by
18 striking “a mobilization category in the Individual
19 Ready Reserve, as defined in section 12304(i)(1)”
20 and inserting “a mobilization category in the Indi-
21 vidual Ready Reserve, as defined in section
22 12351(i)(2)”.

23 (7) Section 1967 of title 38, United States Code, is
24 amended—

25 (A) in subsection (a)—

1 (i) in subparagraph (B) of paragraph (1),
2 by striking “inactive duty training” and insert-
3 ing “inactive duty”; and

4 (ii) in subparagraph (B) of paragraph (5),
5 by striking “inactive duty training” and insert-
6 ing “inactive duty”; and

7 (B) in subsection (b)—

8 (i) in each of paragraphs (1) and (2), by
9 striking “inactive duty training” and inserting
10 “inactive duty”; and

11 (ii) in the matter following paragraph (2),
12 by striking “inactive duty training” and insert-
13 ing “inactive duty”.

14 (8) Section 1968 of title 38, United States Code, is
15 amended—

16 (A) in subsection (a)—

17 (i) in the matter preceding paragraph (1),
18 by striking “inactive duty training” and insert-
19 ing “inactive duty”; and

20 (ii) in paragraph (3)—

21 (I) by striking “inactive duty train-
22 ing” and inserting “inactive duty”;

23 (II) by striking “scheduled training
24 period” and inserting “scheduled period of
25 duty”; and

1 (III) by striking “such training” each
2 place the term appears and inserting “such
3 duty”; and

4 (B) in paragraph (2) of subsection (b), by strik-
5 ing “inactive duty training” and inserting “inactive
6 duty”.

7 (9) Paragraph (3) of section 1969(a) of title 38,
8 United States Code, is amended by striking “inactive duty
9 training” and inserting “inactive duty”.

10 (10) Subsection (e) of section 1977 of title 38, United
11 States Code, is amended by striking “inactive duty train-
12 ing” and inserting “inactive duty”.

13 (11) Paragraph (2) of section 2402(a) of title 38,
14 United States Code, is amended by striking “inactive duty
15 training” and inserting “inactive duty”.

16 (12) Paragraph (3) of section 3011(d) of title 38,
17 United States Code, is amended by striking “which an in-
18 dividual in the Selected Reserve was ordered to perform
19 under section 12301, 12302, 12304, 12306, or 12307 of
20 title 10” and inserting “under section 12341 of title 10,
21 which an individual in the Selected Reserve was ordered
22 to perform duty for a purpose specified in section
23 12351(a), 12351(b), 12351(c), 12351(f), 12353(a), or
24 12353(b) of title 10”.

1 (13) Subparagraph (A) of section 3013(f)(2) of title
2 38, United States Code, is amended by striking “,
3 12301(a), 12301(d), 12301(g), 12302, or 12304 of title
4 10” and inserting “or 12341 of title 10 for a purpose spec-
5 ified in section 12351(a), 12351(b), 12351(c), 12351(f)
6 or 12353(a) of such title”.

7 (14) Subsection (f) of section 3103 of title 38, United
8 States Code, is amended by striking “, 12301(a),
9 12301(d), 12301(g), 12302, or 12304 of title 10” and in-
10 sserting “or 12341 of title 10 for a purpose specified in
11 section 12351(a), 12351(b), 12351(c), 12351(f) or
12 12353(a) of such title”.

13 (15) Paragraph (2) of section 3105(e) of title 38,
14 United States Code, is amended by striking “, 12301(a),
15 12301(d), 12301(g), 12302, or 12304 of title 10” and in-
16 sserting “or 12341 of title 10 for a purpose specified in
17 section 12351(a), 12351(b), 12351(c), 12351(f) or
18 12353(a) of such title”.

19 (16) Clause (i) of section 3231(a)(5)(B) of title 38,
20 United States Code, is amended by striking “, 12301(a),
21 12301(d), 12301(g), 12302, or 12304 of title 10” and in-
22 sserting “or 12341 of title 10 for a purpose specified in
23 section 12351(a), 12351(b), 12351(c), 12351(f) or
24 12353(a) of such title”.

1 (17) Subparagraph (B) of section 3301(1) of title 38,
2 United States Code, is amended by striking “, 12301(a),
3 12301(d), 12301(g), 12302, or 12304 of title 10 or” and
4 inserting “or 12341 of title 10 for a purpose specified in
5 section 12351(a), 12351(b), 12351(c), 12351(f) or
6 12353(a) of such title, or under”.

7 (18) Clause (i) of section 3312(c)(2)(A) of title 38,
8 United States Code, is amended by striking “, 12301(a),
9 12301(d), 12301(g), 12302, or 12304 of title 10” and in-
10 sserting “or 12341 of title 10 for a purpose specified in
11 section 12351(a), 12351(b), 12351(c), 12351(f) or
12 12353(a) of such title”.

13 (19) Clause (i) of section 3511(a)(2)(B) of title 38,
14 United States Code, is amended by striking “, 12301(a),
15 12301(d), 12301(g), 12302, or 12304 of title 10” and in-
16 sserting “or 12341 of title 10 for a purpose specified in
17 section 12351(a), 12351(b), 12351(c), 12351(f) or
18 12353(a) of such title”.

19 (20) Subsection (h) of section 3512 of title 38,
20 United States Code, is amended by striking “, 12301(a),
21 12301(d), 12301(g), 12302, or 12304 of title 10” and in-
22 sserting “or 12341 of title 10 for a purpose specified in
23 section 12351(a), 12351(b), 12351(c), 12351(f) or
24 12353(a) of such title”.

1 (21) Subparagraph (C) of section 4211(4) of title 38,
2 United States Code, is amended by striking “section
3 12301(a), (d), or (g), 12302, or 12304 of title 10” and
4 inserting “section 12341 of title 10 for a purpose specified
5 in section 12351(a), 12351(b), 12351(c), 12351(f) or
6 12353(a) of such title”.

7 (22) Section 4303 of title 38, United States Code,
8 is amended—

9 (A) in paragraph (13)—

10 (i) by striking “inactive duty training” and
11 inserting “inactive duty”; and

12 (ii) by striking “funeral honors duty as au-
13 thorized by section 12503 of title 10 or section
14 115 of title 32” and inserting “funeral honors
15 functions as provided under section 12353 of
16 title 10 or section 114 of title 32”; and

17 (B) in paragraphs (16), by striking “inactive
18 duty training” and inserting “inactive duty”.

19 (23) Subsection (c) of section 4312 of title 38, United
20 States Code, is amended—

21 (A) in paragraph (3), by striking “10147”; and
22 inserting “12352”;

23 (B) in subparagraph (A) of paragraph (4), by
24 striking “, 12301(a), 12301(g), 12302, 12304, or
25 12305 of title 10” and inserting “or 12341 of title

1 10 for a purpose specified in section 12351(a),
2 12351(b), 12351(c), 12351(f) or 12353(a) of such
3 title”;

4 (C) in paragraph (4)—

5 (i) in subparagraph (C), by striking
6 “12304 of title 10” and inserting “12341 of
7 title 10 for the purpose specified in section
8 12351(c) of such title”;

9 (ii) in subparagraph (E)—

10 (I) by inserting “under section 12342
11 of title 10” after “Federal service”; and

12 (II) by inserting “for a purpose speci-
13 fied” following “National Guard”; and

14 (iii) by striking “under” each place the
15 term appears and inserting “in”.

16 (24) Paragraph (1) of section 4316(e) of title 38,
17 United States Code, is amended by striking “funeral hon-
18 ors duty as authorized by section 12503 of title 10 or sec-
19 tion 115 of title 32” and inserting “funeral honors func-
20 tions as provided under section 12353 of title 10 or section
21 114 of title 32”.

22 (j) CONFORMING AMENDMENTS TO TITLE 42,
23 UNITED STATES CODE.— (1) Subparagraph (D) of sec-
24 tion 202(t)(4) of the Social Security Act (42 U.S.C.
25 402(t)(4)) is amended—

1 (A) by striking “or inactive duty training” each
2 place the term appears and inserting “or inactive
3 duty”; and

4 (B) by striking “on inactive duty training” and
5 inserting “performing inactive duty”.

6 (2) Subsection (l) of section 210 of the Social Secu-
7 rity Act (42 U.S.C. 410) is amended—

8 (A) in subparagraph (B) of paragraph (1), by
9 striking “on inactive duty training” and inserting
10 “performing inactive duty”; and

11 (B) in paragraph (3), by striking “inactive duty
12 training” each place the term appears and inserting
13 “inactive duty”.

14 (k) CONFORMING AMENDMENTS TO TITLE 50, AP-
15 PENDIX, UNITED STATES CODE.— (1) Section 6 of the
16 Military Selective Service Act (50 U.S.C. App. 456) is
17 amended—

18 (A) in the matter following subsection
19 (c)(2)(A)(iii), by striking “10147” and inserting
20 “12352”; and

21 (B) in paragraph (1) of subsection (d), by strik-
22 ing “under section 10147” and inserting “pursuant
23 to section 12352”.

1 (2) Paragraph (1) of section 703(a) of the
2 Servicemembers Civil Relief Act (50 U.S.C. App. 593(a))
3 is amended—

4 (A) by striking “sections 688, 12301(a),
5 12301(g), 12302, 12304, 12306, or 12307 of title
6 10, United States Code,” and inserting “section 688
7 or 12341 of title 10, United States Code, for a pur-
8 pose specified in section 12306, 12307, 12351(a),
9 12351(b), 12351(c), or 12351(f) of such title,”; and

10 (B) by striking “12301(d)” and inserting
11 “12341 for the purpose specified in section
12 12353(a)”.

13 (1) CLERICAL AMENDMENTS.— (1) The table of sec-
14 tions at the beginning of chapter 61 of title 10, United
15 States Code, is amended—

16 (A) by striking the item related to section
17 1204 and inserting the following:

“1204. Members on active duty for 30 days or less or on inactive duty: retire-
ment.”; and

18 (B) by striking the item relating to section
19 1206 and inserting the following:

“1206. Members on active duty for 30 days or less or on inactive duty: separa-
tion.”.

20 (2) The table of sections at the beginning of sub-
21 chapter II of chapter 75 of title 10, United States Code,
22 is amended by striking the item related to section 1475
23 and inserting the following:

“1475. Death gratuity: death of members on active duty or inactive duty and of certain other persons.”.

1 (3) The table of sections at the beginning of chapter
2 1005 of title 10, United States Code, is amended by strik-
3 ing the items relating to sections 10147 and 10148.

4 (4) The table of sections at the beginning of chapter
5 1209 of title 10, United States Code, is amended to read
6 as follows:

“SUBCHAPTER I—ADMINISTRATION OF RESERVE DUTY

“Sec.

“12304a. Army Reserve, Navy Reserve, Marine Corps Reserve, Air Force Reserve: order to active duty to provide assistance in response to a major disaster or emergency.

“12304b. Selected Reserve: order to active duty for preplanned missions in support of the combatant commands.

“12305. Authority of President to suspend certain laws relation to promotion, retirement, and separation.

“12306. Standby Reserve.

“12307. Retired Reserve.

“12308. Retention after becoming qualified for retired pay.

“12309. Reserve officers: use of in expansion of armed forces.

“12311. Active duty agreements.

“12312. Active duty agreements: release from duty.

“12313. Reserves: release from active duty.

“12314. Reserves: kinds of duty.

“12315. Reserves: duty with or without pay.

“12316. Payment of certain Reserves while on duty.

“12317. Reserves: theological students; limitations.

“12318. Reserves on active duty: duties; funding.

“12320. Reserve officers: grade in which ordered to active duty.

“12321. Reserve Officer Training Corps units: limitation on number of Reserves assigned.

“12323. Policies and procedures.

“SUBCHAPTER II—RESERVE DUTY AUTHORITIES

“Sec.

“12341. Active duty.

“12342. Call to Federal service.

“12343. Inactive duty.

“SUBCHAPTER III—PURPOSE OF RESERVE DUTY

“Sec.

“12351. Reserve component: required duty.

“12352. Reserve component: required training.

“12353. Reserve component: optional duty.”.

1 (5) The table of sections at the beginning of chapter
2 1213 of title 10, United States Code, is amended by strik-
3 ing the item relating to section 12503.

4 (6) The table of sections at the beginning of chapter
5 1215 of title 10, United States Code, is amended by strik-
6 ing the item relating to section 12552.

7 (7) The table of sections at the beginning of chapter
8 1217 of title 10, United States Code, is amended by strik-
9 ing the items related to sections 12603 and 12604 and
10 inserting the following:

“12603. Attendance at inactive duty assemblies: commercial travel at Federal
supply schedule rates.

“12604. Billeting in Department of Defense facilities: Reserves attending inac-
tive duty.”.

11 (8) The table of sections at the beginning of chapter
12 1805 of title 10, United States Code, is amended by strik-
13 ing the item related to section 18505 and inserting the
14 following:

“18505. Reserves traveling for inactive duty: space-required travel on military
aircraft.”.

15 (9) The table of chapters at the beginning of title
16 32, United States Code, is amended by striking the item
17 relating to chapter 5 and inserting the following new item:

“5. Training and Other Duty 501”.

18 (10) The table of sections at the beginning of chapter
19 1 of title 32, United States Code, is amended by striking
20 the item relating to section 115.

1 (11) The table of sections at the beginning of chapter
2 5 of title 32, United States Code, is amended by striking
3 the item relating to section 502 and inserting the fol-
4 lowing:

“502. Required training, field exercises, and other duty.”.

1 **SEC. 526 [Log 61025]. EFFECTIVE DATE AND IMPLEMENTA-**
2 **TION.**

3 (a) **EFFECTIVE DATE.**—The amendments made by
4 this subtitle shall take effect on October 1, 2017.

5 (b) **IMPLEMENTATION PLAN.**—Not later than March
6 1, 2016, the Secretary of Defense, and the Secretary of
7 Homeland Security with respect to the Coast Guard, shall
8 submit to the Committees on Armed Services of the Sen-
9 ate and the House of Representatives a report containing
10 a plan to implement the amendments made by this subtitle
11 when they take effect on the date specified in subsection
12 (a).

13 (c) **ADDITIONAL TECHNICAL AND CONFORMING**
14 **AMENDMENTS.**—The report required by subsection (b)
15 shall contain a draft of such legislation as may be nec-
16 essary to make any additional technical and conforming
17 changes to titles 10, 14, 32, and 37, United States Code,
18 and other provisions of law that are required or should
19 be made by reason of the amendments made by this sub-
20 title.

1 **Subtitle D—General Service**
2 **Authorities**

3 **SEC. 531 [Log 60702]. TEMPORARY AUTHORITY TO DEVELOP**
4 **AND PROVIDE ADDITIONAL RECRUITMENT**
5 **INCENTIVES.**

6 (a) **ADDITIONAL RECRUITMENT INCENTIVES AU-**
7 **THORIZED.**—The Secretary of a military department may
8 develop and provide incentives, not otherwise authorized
9 by law, to encourage individuals to accept an appointment
10 as a commissioned officer, to accept an appointment as
11 a warrant officer, or to enlist in an Armed Force under
12 the jurisdiction of the Secretary.

13 (b) **RELATION TO OTHER PERSONNEL AUTHORI-**
14 **TIES.**—A recruitment incentive developed under sub-
15 section (a) may be provided—

16 (1) without regard to the lack of specific au-
17 thority for the recruitment incentive under title 10
18 or 37, United States Code; and

19 (2) notwithstanding any provision of such titles,
20 or any rule or regulation prescribed under such pro-
21 vision, relating to methods of providing incentives to
22 individuals to accept appointments or enlistments in
23 the Armed Forces, including the provision of group
24 or individual bonuses, pay, or other incentives.

1 (c) NOTICE AND WAIT REQUIREMENT.—The Sec-
2 retary of a military department may not provide a recruit-
3 ment incentive developed under subsection (a) until—

4 (1) the Secretary submits to the congressional
5 defense committees a plan regarding provision of the
6 recruitment incentive, which includes—

7 (A) a description of the incentive, including
8 the purpose of the incentive and the potential
9 recruits to be addressed by the incentive;

10 (B) a description of the provisions of titles
11 10 and 37, United States Code, from which the
12 incentive would require a waiver and the ration-
13 ale to support the waiver;

14 (C) a statement of the anticipated out-
15 comes as a result of providing the incentive;
16 and

17 (D) a description of the method to be used
18 to evaluate the effectiveness of the incentive;
19 and

20 (2) the expiration of the 30-day period begin-
21 ning on the date on which the plan was received by
22 Congress.

23 (d) LIMITATION ON NUMBER OF INCENTIVES.—The
24 Secretary of a military department may not provide more

1 than three recruitment incentives under the authority of
2 this section.

3 (e) LIMITATION ON NUMBER OF INDIVIDUALS RE-
4 CEIVING INCENTIVES.—The number of individuals who re-
5 ceive one or more of the recruitment incentives provided
6 under subsection (a) by the Secretary of a military depart-
7 ment during a fiscal year for an Armed Force under the
8 jurisdiction of the Secretary may not exceed 20 percent
9 of the accession objective of that Armed Force for that
10 fiscal year.

11 (f) DURATION OF DEVELOPED INCENTIVE.—A re-
12 cruitment incentive developed under subsection (a) may be
13 provided for not longer than a three-year period beginning
14 on the date on which the incentive is first provided, except
15 that the Secretary of the military department concerned
16 may extend the period if the Secretary determines that
17 additional time is needed to fully evaluate the effectiveness
18 of the incentive.

19 (g) REPORTING REQUIREMENTS.—If the Secretary of
20 a military department provides an recruitment incentive
21 under subsection (a) for a fiscal year, the Secretary shall
22 submit to the congressional defense committees a report,
23 not later than 60 days after the end of the fiscal year,
24 containing—

1 (1) a description of each incentive provided
2 under subsection (a) during that fiscal year; and

3 (2) an assessment of the impact of the incen-
4 tives on the recruitment of individuals for an Armed
5 Force under the jurisdiction of the Secretary.

6 (h) TERMINATION OF AUTHORITY TO PROVIDE IN-
7 CENTIVES.—Notwithstanding subsection (f); the authority
8 to provide recruitment incentives under this section ex-
9 pires on December 31, 2020.

1 **SEC. 532 [Log 60011]. EXPANSION OF AUTHORITY TO CON-**
2 **DUCT PILOT PROGRAMS ON CAREER FLEXI-**
3 **BILITY TO ENHANCE RETENTION OF MEM-**
4 **BERS OF THE ARMED FORCES.**

5 (a) REPEAL OF LIMITATION ON ELIGIBLE PARTICI-
6 PANTS.—Subsection (b) of section 533 of the Duncan
7 Hunter National Defense Authorization Act for Fiscal
8 Year 2009 (Public Law 110–417; 10 U.S.C. prec. 701
9 note) is repealed.

10 (b) REPEAL OF LIMITATION ON NUMBER OF PAR-
11 TICIPANTS.—Subsection (c) of section 533 of the Duncan
12 Hunter National Defense Authorization Act for Fiscal
13 Year 2009 (Public Law 110–417; 10 U.S.C. prec. 701
14 note) is repealed.

15 (c) CONFORMING AMENDMENTS.—Section 533 of the
16 Duncan Hunter National Defense Authorization Act for
17 Fiscal Year 2009 (Public Law 110–417; 10 U.S.C. prec.
18 701 note) is further amended—

19 (1) by redesignating subsections (d) through
20 (m) as subsections (b) through (k), respectively; and

21 (2) in subsections (b)(1), (d), and (f)(3)(D) (as
22 so redesignated), by striking “subsection (e)” each
23 place it appears and inserting “subsection (c)”.

1 **Subtitle E—Military Justice, In-**
2 **cluding Sexual Assault and Do-**
3 **mestic Violence Prevention and**
4 **Response**

5 **SEC. 541 [Log 60758]. IMPROVEMENTS TO SPECIAL VICTIMS’**
6 **COUNSEL PROGRAM.**

7 (a) **QUALIFICATIONS AND DESIGNATION.**—Section
8 1044e(d) of title 10, United States Code, is amended—

9 (1) by inserting “(1)” before “An individual”;

10 (2) by designating existing paragraphs (1) and

11 (2) as subparagraphs (A) and (B), respectively; and

12 (3) by adding at the end the following new
13 paragraphs:

14 “(2) The Secretary of Defense shall direct the Sec-
15 retary of each military department to implement addi-
16 tional selection criteria requiring that judge advocates
17 have adequate criminal justice experience before they are
18 assigned as Special Victims’ Counsel.

19 “(3) The Secretary of Defense shall develop a policy
20 to standardize both the time frame within which Special
21 Victims’ Counsel receive training and the training that
22 each Special Victims’ Counsel receives.”.

23 (b) **ADMINISTRATIVE RESPONSIBILITY.**—Section
24 1044e(e) of title 10, United States Code, is amended by
25 adding at the end the following new paragraphs

1 “(3) The Secretary of Defense shall establish appro-
2 priate program performance measures and standards, in-
3 cluding evaluating, monitoring, and reporting on the Spe-
4 cial Victims’ Counsel programs, establishing guiding prin-
5 ciples for the military departments, and ensuring central-
6 ized, standardized assessment of program effectiveness
7 and client satisfaction.

8 “(4) The Secretary of Defense shall direct the Sec-
9 retary of each military department to perform regular
10 evaluations to ensure that Special Victims’ Counsel are as-
11 signed to locations that maximize the opportunity for face-
12 to-face interactions between counsel and clients and to de-
13 velop effective means by which a Special Victims’ Counsel
14 may communicate with a client when face-to-face commu-
15 nication is not feasible.”.

1 **SEC. 542 [Log 60757]. DEPARTMENT OF DEFENSE CIVILIAN**
2 **EMPLOYEE ACCESS TO SPECIAL VICTIMS'**
3 **COUNSEL.**

4 Section 1044e(a)(2) of title 10, United States Code,
5 is amended by adding the following new subparagraph:

6 “(C) A civilian employee of the Department of
7 Defense who is not eligible for military legal assist-
8 ance under section 1044(a)(7) of this title, but who
9 is the victim of an alleged sex-related offense, and
10 the Secretary of Defense or the Secretary of the
11 military department concerned waives the condition
12 in such section for the purposes of offering Special
13 Victims’ Counsel services to the employee.”.

1 **SEC. 543 [Log 60756]. STRATEGY TO PREVENT RETALIATION**
2 **AGAINST MEMBERS OF THE ARMED FORCES**
3 **WHO REPORT OR INTERVENE ON BEHALF OF**
4 **THE VICTIM IN INSTANCES OF SEXUAL AS-**
5 **SAULT.**

6 (a) STRATEGY REQUIRED.—The Secretary of De-
7 fense shall establish a comprehensive strategy to prevent
8 retaliation carried out by members of the Armed Forces
9 against other members who report or otherwise intervene
10 on behalf of the victim in instances of sexual assault.

11 (b) ELEMENTS.—The comprehensive strategy re-
12 quired by subsection (a) shall include, at a minimum, the
13 following:

14 (1) Bystander intervention programs empha-
15 sizing the importance of guarding against such retal-
16 iation.

17 (2) Department of Defense and military depart-
18 ment policies and requirements to ensure protection
19 from retaliation against victims of sexual assault
20 and members who intervene on behalf of a victim.

21 (3) Additional training for commanders on
22 methods and procedures to combat attitudes and be-
23 liefs that lead to retaliation acts by members.

24 (c) RETALIATION DESCRIBED.—For purposes of this
25 section, the term “retaliation” has the meaning given that
26 term in the regulations issued by the Secretary of Defense

1 pursuant to section 1709(b)(1) of the National Defense
2 Authorization Act for Fiscal Year 2014 (Public Law 113–
3 66; 10 U.S.C. 113 note) and shall include ostracism and
4 other acts of maltreatment designated by the Secretary
5 pursuant to subparagraph (B) of such section.

6 (d) BRIEFING.—Not later than 90 days after the date
7 of the enactment of this Act, the Secretary of Defense
8 shall brief the Committees on Armed Services of the Sen-
9 ate and House of Representatives on the comprehensive
10 strategy required by subsection (a).

1 **SEC. 544 [Log 60761]. IMPROVED DEPARTMENT OF DEFENSE**
2 **PREVENTION AND RESPONSE TO SEXUAL AS-**
3 **SAULTS IN WHICH THE VICTIM IS A MALE**
4 **MEMBER OF THE ARMED FORCES.**

5 (a) PLAN TO IMPROVE PREVENTION AND RE-
6 SPONSE.—The Secretary of Defense, in collaboration with
7 the Secretaries of the military departments, shall develop
8 a plan to improve Department of Defense prevention and
9 response to sexual assaults in which the victim is a male
10 member of the Armed Forces.

11 (b) ELEMENTS.—The plan required by subsection (a)
12 shall include the following:

13 (1) Sexual assault prevention and response
14 training to more comprehensively and directly ad-
15 dress the incidence of male members of the Armed
16 Forces who are sexually assaulted and how certain
17 behavior and activities, such as hazing, can con-
18 stitute a sexual assault.

19 (2) Methods to evaluate the extent to which dif-
20 ferences exist in the medical and mental health-care
21 needs of male and female sexual assault victims, and
22 the care regimen, if any, that will best meet those
23 needs.

24 (3) Data-driven decision making to improve
25 male-victim sexual assault prevention and response
26 program efforts.

1 (4) Goals with associated metrics to drive the
2 changes needed to address sexual assaults of male
3 members of the Armed Forces.

4 (5) Information about the sexual victimization
5 of males in communications to members that are
6 used to raise awareness of sexual assault and efforts
7 to prevent and respond to it.

8 (6) Guidance for the department's medical and
9 mental health providers, and other personnel as ap-
10 propriate, based on the results of the evaluation de-
11 scribed in paragraph (2), that delineates these gen-
12 der-specific distinctions and the care regimen that is
13 recommended to most effectively meet those needs.

1 **SEC. 545 [Log 60752]. SEXUAL ASSAULT PREVENTION AND**
2 **RESPONSE TRAINING FOR ADMINISTRATORS**
3 **AND INSTRUCTORS OF THE JUNIOR AND SEN-**
4 **IOR RESERVE OFFICERS' TRAINING CORPS.**

5 (a) TRAINING AND EDUCATION REQUIRED.—The
6 Secretary of a military department shall ensure that the
7 commander of each unit of the Junior Reserve Officers'
8 Training Corps or Senior Reserve Officers' Training
9 Corps and all Professors of Military Science, senior mili-
10 tary instructors, and civilian employees detailed, assigned,
11 or employed as administrators and instructors of the Re-
12 serve Officers' Training Corps receive regular sexual as-
13 sault prevention and response training and education.

14 (b) ADDITIONAL INFORMATION.—The Secretary of a
15 military department shall ensure that information regard-
16 ing the availability of legal assistance and the sexual as-
17 sault prevention and response program is made available
18 to the Reserve Officers' Training Corps personnel referred
19 to in subsection (a).

1 **Subtitle F—Member Education,**
2 **Training, and Transition**

3 **SEC. 561 [Log 60561]. AVAILABILITY OF PRESEPARATION**
4 **COUNSELING FOR MEMBERS OF THE ARMED**
5 **FORCES DISCHARGED OR RELEASED AFTER**
6 **LIMITED ACTIVE DUTY.**

7 Section 1142(a)(4) of title 10, United States Code,
8 is amended—

9 (1) in subparagraph (A), by striking “that
10 member’s first 180 days of active duty” and insert-
11 ing “the first 180 continuous days of active duty of
12 the member”; and

13 (2) by adding at the end the following new sub-
14 paragraph:

15 “(C) For purposes of calculating the days of active
16 duty of a member under subparagraph (A), the Secretary
17 concerned shall exclude any day on which—

18 “(i) the member performed full-time training
19 duty or annual training duty; and

20 “(ii) the member attended, while in the active
21 military service, a school designated as a service
22 school by law or by the Secretary concerned.”.

1 **SEC. 562 [Log 60746]. AVAILABILITY OF ADDITIONAL TRAIN-**
2 **ING OPPORTUNITIES UNDER TRANSITION AS-**
3 **SISTANCE PROGRAM.**

4 Section 1144 of title 10, United States Code, is
5 amended by adding at the end the following new sub-
6 section:

7 “(f) **ADDITIONAL TRAINING OPPORTUNITIES.—**(1)
8 As part of the program carried out under this section, the
9 Secretary of Defense and the Secretary of the Department
10 in which the Coast Guard is operating, when the Coast
11 Guard is not operating within the Department of the
12 Navy, shall permit a member of the armed forces eligible
13 for assistance under the program to elect to receive addi-
14 tional training in any of the following subjects:

15 “(A) Preparation for higher education or train-
16 ing.

17 “(B) Preparation for career or technical train-
18 ing.

19 “(C) Preparation for entrepreneurship.

20 “(D) Other training options determined by the
21 Secretary of Defense and the Secretary of the De-
22 partment in which the Coast Guard is operating,
23 when the Coast Guard is not operating within the
24 Department of the Navy.

25 “(2) The Secretary of Defense and the Secretary of
26 the Department in which the Coast Guard is operating,

1 when the Coast Guard is not operating within the Depart-
2 ment of the Navy, shall ensure that a member of the
3 armed forces who elects to receive additional training in
4 subjects available under paragraph (1) is able to receive
5 the training.”.

1 **SEC. 563 [Log 60764]. ENHANCEMENTS TO YELLOW RIBBON**
2 **REINTEGRATION PROGRAM.**

3 (a) SCOPE AND PURPOSE.—Section 582(a) of the
4 National Defense Authorization Act for Fiscal Year 2008
5 (Public Law 110–181; 10 U.S.C. 10101 note) is amended
6 by striking “combat veteran”.

7 (b) ELIGIBILITY.—

8 (1) DEFINITION.—Section 582 of the National
9 Defense Authorization Act for Fiscal Year 2008
10 (Public Law 110–181; 10 U.S.C. 10101 note) is
11 amended by adding at the end the following new
12 subsection:

13 “(1) ELIGIBLE INDIVIDUALS DEFINED.—For the
14 purposes of this section, the term ‘eligible individual’
15 means a member of a reserve component, a member of
16 their family, or a designated representative who the Sec-
17 retary of Defense determines to be eligible for the Yellow
18 Ribbon Reintegration Program.”.

19 (2) CONFORMING AMENDMENTS.—Section 582
20 of the National Defense Authorization Act for Fiscal
21 Year 2008 (Public Law 110–181; 10 U.S.C. 10101
22 note) is amended—

23 (A) in subsection (a), by striking “Na-
24 tional Guard and Reserve members and their
25 families” and inserting “eligible individuals”;

1 (B) in subsection (b), by striking “mem-
2 bers of the reserve components of the Armed
3 Forces, their families,” and inserting “eligible
4 individuals”;

5 (C) in subsection (d)(2)(C), by striking
6 “members of the Armed Forces and their fami-
7 lies” and inserting “eligible individuals”;

8 (D) in subsection (h), in the matter pre-
9 ceding paragraph (1)—

10 (i) by striking “members of the
11 Armed Forces and their family members”
12 and inserting “eligible individuals”; and

13 (ii) by striking “such members and
14 their family members” and inserting “such
15 eligible individuals”;

16 (E) in subsection (j), by striking “members
17 of the Armed Forces and their families” and in-
18 serting “eligible individuals”; and

19 (F) in subsection (k), by striking “indi-
20 vidual members of the Armed Forces and their
21 families” and inserting “eligible individuals”.

22 (c) OFFICE FOR REINTEGRATION PROGRAMS.—Sec-
23 tion 582(d) of the National Defense Authorization Act for
24 Fiscal Year 2008 (Public Law 110–181; 10 U.S.C. 10101
25 note) is amended—

1 (1) in subparagraph (1)(B), by striking “sub-
2 stance abuse and mental health treatment services”
3 and inserting “substance abuse, mental health treat-
4 ment, and other quality of life services”; and

5 (2) by adding at the end the following new
6 paragraph:

7 “(3) GRANTS.—The Office for Reintegration
8 Programs may make grants to conduct data collec-
9 tion, trend analysis, and curriculum development
10 and to prepare reports in support of activities under
11 this section.”.

12 (d) OPERATION OF PROGRAM.—

13 (1) ENHANCED FLEXIBILITY.—Subsection (g)
14 of section 582 of the National Defense Authorization
15 Act for Fiscal Year 2008 (Public Law 110–181; 10
16 U.S.C. 10101 note) is amended to read as follows:

17 “(g) OPERATION OF PROGRAM.—

18 “(1) IN GENERAL.—The Office for Reintegra-
19 tion Programs shall assist State National Guard and
20 Reserve organizations with the development and pro-
21 vision of information, events, and activities to sup-
22 port the health and well-being of eligible individuals
23 before, during, and after periods of activation, mobi-
24 lization, or deployment.

1 “(2) FOCUS OF INFORMATION, EVENTS, AND
2 ACTIVITIES.—

3 “(A) BEFORE ACTIVATION, MOBILIZATION,
4 OR DEPLOYMENT.—Before a period of activa-
5 tion, mobilization, or deployment, the informa-
6 tion, events, and activities described in para-
7 graph (1) should focus on preparing eligible in-
8 dividuals and affected communities for the rig-
9 ors of activation, mobilization, and deployment.

10 “(B) DURING ACTIVATION, MOBILIZATION,
11 OR DEPLOYMENT.—During such a period, the
12 information, events, and activities described in
13 paragraph (1) should focus on—

14 “(i) helping eligible individuals cope
15 with the challenges and stress associated
16 with such period;

17 “(ii) decreasing the isolation of eligi-
18 ble individuals during such period; and

19 “(iii) preparing eligible individuals for
20 the challenges associated with reintegra-
21 tion.

22 “(C) AFTER ACTIVATION, MOBILIZATION,
23 OR DEPLOYMENT.—After such a period, but no
24 earlier than 30 days after demobilization, the

1 information, events, and activities described in
2 paragraph (1) should focus on—

3 “(i) reconnecting the member with
4 their families, friends, and communities;

5 “(ii) providing information on employ-
6 ment opportunities;

7 “(iii) helping eligible individuals deal
8 with the challenges of reintegration;

9 “(iv) ensuring that eligible individuals
10 understand what benefits they are entitled
11 to and what resources are available to help
12 them overcome the challenges of reintegra-
13 tion; and

14 “(v) providing a forum for addressing
15 negative behaviors related to operational
16 stress and reintegration.

17 “(3) MEMBER PAY.—Members shall receive ap-
18 propriate pay for days spent attending such events
19 and activities.

20 “(4) MINIMUM NUMBER OF EVENTS AND AC-
21 TIVITIES.—The State National Guard and Reserve
22 Organizations shall provide to eligible individuals—

23 “(A) one event or activity before a period
24 of activation, mobilization, or deployment;

1 “(B) one event or activity during a period
2 of activation, mobilization, or deployment; and

3 “(C) two events or activities after a period
4 of activation, mobilization, or deployment.”.

5 (2) CONFORMING AMENDMENTS.—Section 582
6 of the National Defense Authorization Act for Fiscal
7 Year 2008 (Public Law 110–181; 10 U.S.C. 10101
8 note) is amended—

9 (A) in subsection (a), by striking
10 “throughout the entire deployment cycle”;

11 (B) in subsection (b)—

12 (i) by striking “well-being through the
13 4 phases” through the end of the sub-
14 section and inserting “well-being.”;

15 (ii) in the heading, by striking “; DE-
16 PLOYMENT CYCLE”;

17 (C) in subsection (d)(2)(C), by striking
18 “throughout the deployment cycle described in
19 subsection (g)”;

20 (D) in the heading of subsection (f), by
21 striking “STATE DEPLOYMENT CYCLE”.

22 (e) ADDITIONAL PERMITTED OUTREACH SERVICE.—
23 Section 582(h) of the National Defense Authorization Act
24 for Fiscal Year 2008 (Public Law 110–181; 10 U.S.C.

1 10101 note) is amended by adding at the end the following
2 new paragraph:

3 “(16) Stress management and positive coping
4 skills.”.

5 (f) SUPPORT OF DEPARTMENT-WIDE SUICIDE PRE-
6 VENTION EFFORTS.—Section 582 of the National Defense
7 Authorization Act for Fiscal Year 2008 (Public Law 110–
8 181; 10 U.S.C. 10101 note) is amended by inserting after
9 subsection (h) the following new subsection:

10 “(i) SUPPORT OF SUICIDE PREVENTION EFFORTS.—
11 The Office for Reintegration Programs shall assist the De-
12 fense Suicide Prevention Office and the Defense Centers
13 of Excellence for Psychological Health and Traumatic
14 Brain Injury to collect and analyze information, sugges-
15 tions, and best practices from State National Guard and
16 Reserve organizations with suicide prevention and commu-
17 nity response programs.”.

18 (g) NAME CHANGE.—Section 582(d)(1)(B) of the
19 National Defense Authorization Act for Fiscal Year 2008
20 (Public Law 110–181; 10 U.S.C. 10101 note) is amended
21 by striking “Substance Abuse and the Mental Health
22 Services Administration” and inserting “Substance Abuse
23 and Mental Health Services Administration”.

1 **SEC. 564 [Log 60699]. APPOINTMENTS TO MILITARY SERVICE**
2 **ACADEMIES FROM NOMINATIONS MADE BY**
3 **DELEGATES IN CONGRESS FROM THE VIRGIN**
4 **ISLANDS, GUAM, AMERICAN SAMOA, AND THE**
5 **COMMONWEALTH OF THE NORTHERN MAR-**
6 **IANA ISLANDS.**

7 (a) UNITED STATES MILITARY ACADEMY.—Section
8 4342(a) of title 10, United States Code, is amended—

9 (1) in paragraph (6), by striking “Three” and
10 inserting “Four”;

11 (2) in paragraph (8), by striking “Three” and
12 inserting “Four”;

13 (3) in paragraph (9), by striking “Two” and in-
14 serting “Three”; and

15 (4) in paragraph (10), by striking “Two” and
16 inserting “Three”.

17 (b) UNITED STATES NAVAL ACADEMY.—Section
18 6954(a) of title 10, United States Code, is amended—

19 (1) in paragraph (6), by striking “Three” and
20 inserting “Four”;

21 (2) in paragraph (8), by striking “Three” and
22 inserting “Four”;

23 (3) in paragraph (9), by striking “Two” and in-
24 serting “Three”; and

25 (4) in paragraph (10), by striking “Two” and
26 inserting “Three”.

1 (c) UNITED STATES AIR FORCE ACADEMY.—Section
2 9342(a) of title 10, United States Code, is amended—

3 (1) in paragraph (6), by striking “Three” and
4 inserting “Four”;

5 (2) in paragraph (8), by striking “Three” and
6 inserting “Four”;

7 (3) in paragraph (9), by striking “Two” and in-
8 serting “Three”; and

9 (4) in paragraph (10), by striking “Two” and
10 inserting “Three”.

11 (d) EFFECTIVE DATE.—The amendments made by
12 this section shall apply with respect to the nomination of
13 candidates for appointment to the United States Military
14 Academy, the United States Naval Academy, and the
15 United States Air Force Academy for classes entering
16 these military service academies after the date of the en-
17 actment of this Act.

1 **SEC. 565 [Log 60560]. RECOGNITION OF ADDITIONAL INVOL-**
2 **UNTARY MOBILIZATION DUTY AUTHORITIES**
3 **EXEMPT FROM FIVE-YEAR LIMIT ON REEM-**
4 **PLOYMENT RIGHTS OF PERSONS WHO SERVE**
5 **IN THE UNIFORMED SERVICES.**

6 Section 4312(c)(4)(A) of title 38, United States
7 Code, is amended by inserting after “12304,” the fol-
8 lowing: “12304a, 12304b,”.

1 **SEC. 566 [Log 60739]. JOB TRAINING AND POST-SERVICE**
2 **PLACEMENT EXECUTIVE COMMITTEE.**

3 Section 320 of title 38, United States Code, is
4 amended—

5 (1) in subsection (b)(2), by inserting “a subor-
6 dinate Job Training and Post-Service Placement Ex-
7 ecutive Committee,” before “and such other commit-
8 tees”;

9 (2) by adding at the end the following new sub-
10 section:

11 “(e) **JOB TRAINING AND POST-SERVICE PLACEMENT**
12 **EXECUTIVE COMMITTEE.**—The Job Training and Post-
13 Service Placement Executive Committee described in sub-
14 section (b)(2) shall—

15 “(1) review existing policies, procedures, and
16 practices of the Departments (including the military
17 departments) with respect to job training and post-
18 service placement programs; and

19 “(2) identify changes to such policies, proce-
20 dures, and practices to improve job training and
21 post-service placement.”; and

22 (3) in subsection (d)(2), by inserting “, includ-
23 ing with respect to job training and post-service
24 placement” before the period at the end.

1 **Subtitle G—Defense Dependents’**
2 **Education and Military Family**
3 **Readiness Matters**

4 **SEC. 571 [Log 60037]. CONTINUATION OF AUTHORITY TO AS-**
5 **SIST LOCAL EDUCATIONAL AGENCIES THAT**
6 **BENEFIT DEPENDENTS OF MEMBERS OF THE**
7 **ARMED FORCES AND DEPARTMENT OF DE-**
8 **FENSE CIVILIAN EMPLOYEES.**

9 (a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT
10 NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the
11 amount authorized to be appropriated for fiscal year 2016
12 by section 301 and available for operation and mainte-
13 nance for Defense-wide activities as specified in the fund-
14 ing table in section 4301, \$30,000,000 shall be available
15 only for the purpose of providing assistance to local edu-
16 cational agencies under subsection (a) of section 572 of
17 the National Defense Authorization Act for Fiscal Year
18 2006 (Public Law 109–163; 20 U.S.C. 7703b).

19 (b) LOCAL EDUCATIONAL AGENCY DEFINED.—In
20 this section, the term “local educational agency” has the
21 meaning given that term in section 8013(9) of the Ele-
22 mentary and Secondary Education Act of 1965 (20 U.S.C.
23 7713(9)).

1 **Subtitle H—Decorations and**
2 **Awards**

3 **SEC. 581 [Log 59683]. AUTHORIZATION FOR AWARD OF THE**
4 **DISTINGUISHED-SERVICE CROSS FOR ACTS**
5 **OF EXTRAORDINARY HEROISM DURING THE**
6 **KOREAN WAR.**

7 Notwithstanding the time limitations specified in sec-
8 tion 3744 of title 10, United States Code, or any other
9 time limitation with respect to the awarding of certain
10 medals to persons who served in the Armed Forces, the
11 Secretary of the Army may award the Distinguished-Serv-
12 ice Cross under section 3742 of such title to Edward
13 Halcomb who, while serving in Korea as a member of the
14 United States Army in the grade of Private First Class
15 in Company B, 1st Battalion, 29th Infantry Regiment,
16 24th Infantry Division, distinguished himself by acts of
17 extraordinary heroism from August 20, 1950, to October
18 19, 1950, during the Korean War.

1 **Subtitle I—Reports and Other**
2 **Matters**

3 **SEC. 591 [Log 60693]. AUTHORITY FOR UNITED STATES AIR**
4 **FORCE INSTITUTE OF TECHNOLOGY TO**
5 **CHARGE AND RETAIN TUITION FOR INSTRUC-**
6 **TION OF PERSONS OTHER THAN AIR FORCE**
7 **PERSONNEL DETAILED FOR INSTRUCTION AT**
8 **THE INSTITUTE.**

9 (a) INSTITUTE INSTRUCTION OF PERSONS OTHER
10 THAN AIR FORCE PERSONNEL.—Section 9314a of title
11 10, United States Code, is amended—

12 (1) by redesignating subsections (a), (c), (d),
13 (e), and (f) as subsections (d), (e), (f), (g), and (h),
14 respectively;

15 (2) by redesignating subsection (b) as para-
16 graph (4) of subsection (d), as so redesignated; and

17 (3) by inserting before subsection (d), as so re-
18 designated, the following new subsections:

19 “(a) MEMBERS OF THE ARMED FORCES OTHER
20 THAN THE AIR FORCE WHO ARE DETAILED TO THE IN-
21 STITUTE.—(1) The Department of the Army, the Depart-
22 ment of the Navy, and the Department of Homeland Secu-
23 rity shall bear the cost of the instruction at the Air Force
24 Institute of Technology that is received by members of the
25 armed forces detailed for that instruction by the Secre-

1 taries of the Army, Navy, and Homeland Security, respec-
2 tively.

3 “(2) Members of the Army, Navy, Marine Corps, and
4 Coast Guard may only be detailed for instruction at the
5 Institute on a space-available basis.

6 “(3) In the case of an enlisted member of the Army,
7 Navy, Marine Corps, or Coast Guard detailed to receive
8 instruction at the Institute, the Secretary of the Air Force
9 shall charge the Secretary concerned only for such costs
10 and fees as the Secretary considers appropriate (taking
11 into consideration the admission of enlisted members on
12 a space-available basis).

13 “(b) FEDERAL CIVILIAN EMPLOYEES OTHER THAN
14 AIR FORCE EMPLOYEES WHO ARE DETAILED TO THE IN-
15 STITUTE.—(1) The Institute shall charge tuition for the
16 cost of providing instruction at the Institute for any civil-
17 ian employee of a military department (other than a civil-
18 ian employee of the Department of the Air Force), of an-
19 other component of the Department of Defense, or of an-
20 other Federal agency who is detailed to receive instruction
21 at the Institute.

22 “(2) The cost of any tuition charged an individual
23 under this subsection shall be borne by the department,
24 agency, or component that details the individual for in-
25 struction at the Institute.

1 “(c) NON-DETAILED PERSONS.—(1) The Secretary
2 of the Air Force may permit persons described in para-
3 graph (2) to receive instruction at the United States Air
4 Force Institute of Technology on a space-available basis.

5 “(2) Paragraph (1) applies to any of the following
6 persons:

7 “(A) A member of the armed forces not detailed
8 for that instruction by the Secretary concerned.

9 “(B) A civilian employee of a military depart-
10 ment, of another component of the Department of
11 Defense, of another Federal agency, or of a State’s
12 National Guard not detailed for that instruction by
13 the Secretary concerned or head of the other De-
14 partment of Defense component, other Federal agen-
15 cy, or the National Guard.

16 “(C) A United States citizen who is the recipi-
17 ent of a competitively selected Federal or Depart-
18 ment of Defense sponsored scholarship or fellowship
19 with a defense focus in areas of study related to the
20 academic disciplines offered by the Air Force Insti-
21 tute of Technology and which requires a service
22 commitment to the Federal government in exchange
23 for educational financial assistance.

24 “(3) If a scholarship or fellowship described in para-
25 graph (2)(C) includes a stipend, the Institute may accept

1 the stipend payment from the scholarship or fellowship
2 sponsor and make a direct payment to the individual.”.

3 (b) CONFORMING AMENDMENTS RELATED TO RE-
4 DESIGNATION AND OTHER CONFORMING AMEND-
5 MENTS.—Section 9314a of title 10, United States Code,
6 is amended—

7 (1) in subsection (d), as redesignated by sub-
8 section (a)(1)—

9 (A) by striking “ADMISSION AUTHORIZED”
10 and inserting “DEFENSE INDUSTRY EMPLOY-
11 EES”;

12 (B) in paragraph (1), by striking “sub-
13 section (b)” and inserting “paragraph (4)”; and

14 (C) in paragraph (4), as redesignated by
15 subsection (a)(2), by striking “ELIGIBLE DE-
16 FENSE INDUSTRY EMPLOYEES.—”;

17 (2) in subsection (f)(1), as redesignated by sub-
18 section (a)(1), by striking “subsection (a)(1)” and
19 inserting “subsection (d)(1)”;

20 (3) in subsection (g)(1), as redesignated by sub-
21 section (a)(1)—

22 (A) by striking “under this section” and
23 inserting “under subsections (c) and (d)”; and

24 (B) by inserting before the period at the
25 end the following: “who are detailed to receive

1 instruction at the Institute under subsection
2 (b)”; and

3 (4) in subsection (h), as redesignated by sub-
4 section (a)(1), by striking “defense industry employ-
5 ees enrolled under this section” and inserting “per-
6 sons enrolled under this section who are not mem-
7 bers of the armed forces or Government civilian em-
8 ployees”.

9 (c) CONDITIONS ON ADMISSION OF DEFENSE INDUS-
10 TRY CIVILIANS.—Subsection (e)(1) of section 9314a of
11 title 10, United States Code, as redesignated by subsection
12 (a)(1), is amended by striking “will be done on a space-
13 available basis and not require an increase in the size of
14 the faculty” and inserting “will not require an increase
15 in the permanently authorized size of the faculty”.

16 (d) STATUTORY REORGANIZATION.—Chapter 901 of
17 title 10, United States Code, is amended—

18 (1) by transferring subsections (d) and (f) of
19 section 9314 to the end of section 9314b and redesi-
20 gnating those subsections as subsections (e) and
21 (d), respectively; and

22 (2) by striking subsection (e) of section 9314.

23 (e) CLERICAL AMENDMENTS.—

1 (1) SECTION HEADINGS.—(A) The heading of
2 section 9314 of title 10, United States Code, is
3 amended to read as follows:

4 “**§ 9314. United States Air Force Institute of Tech-**
5 **nology: degree granting authority**”.

6 (B) The heading of section 9314a of such title
7 is amended to read as follows:

8 “**§ 9314a. United States Air Force Institute of Tech-**
9 **nology: reimbursement and tuition; in-**
10 **struction of persons other than Air Force**
11 **personnel**”.

12 (2) TABLE OF SECTIONS.—The table of sections
13 at the beginning of chapter 901 of such title is
14 amended by striking the items relating to sections
15 9314 and 9314a and inserting the following new
16 items:

“9314. United States Air Force Institute of Technology: degree granting author-
ity.

“9314a. United States Air Force Institute of Technology: reimbursement and
tuition; instruction of persons other than Air Force per-
sonnel.”.

1 **SEC. 592 [Log 60863]. HONORING CERTAIN MEMBERS OF**
2 **THE RESERVE COMPONENTS AS VETERANS.**

3 (a) VETERAN STATUS.—

4 (1) IN GENERAL.—Chapter 1 of title 38, United
5 States Code, is amended by inserting after section
6 107 the following new section:

7 **“§ 107A. Honoring as veterans certain persons who**
8 **performed service in the reserve compo-**
9 **nents**

10 “Any person who is entitled under chapter 1223 of
11 title 10 to retired pay for nonregular service or, but for
12 age, would be entitled under such chapter to retired pay
13 for nonregular service shall be honored as a veteran but
14 shall not be entitled to any benefit by reason of this sec-
15 tion.”.

16 (2) CLERICAL AMENDMENT.—The table of sec-
17 tions at the beginning of such chapter is amended
18 by inserting after the item relating to section 107
19 the following new item:

“107A. Honoring as veterans certain persons who performed service in the re-
serve components”.

20 (b) CLARIFICATION REGARDING BENEFITS.—No
21 person may receive any benefit under the laws adminis-
22 tered by the Secretary of Veterans Affairs solely by reason
23 of section 107A of title 38, United States Code, as added
24 by subsection (a).

1 **SEC. 593 [Log 60851]. SUPPORT FOR DESIGNATION OF 2015**
2 **AS THE YEAR OF THE MILITARY DIVER.**

3 (a) FINDINGS.—Congress finds the following:

4 (1) Military divers are serving and have served
5 in the noble and self-sacrificing profession of mili-
6 tary diving in the Armed Forces.

7 (2) Military divers were created at the turn of
8 the twentieth century, the trademark of diving is the
9 Mark Five Dive Helmet created in 1915.

10 (3) Military divers perform a dangerous and
11 selfless task often without recognition, risking their
12 lives on behalf of the United States.

13 (4) The United States will forever be in debt to
14 personnel in the profession of military diving for
15 their bravery and sacrifice in times of peace and
16 war.

17 (4) People in the United States should express
18 their recognition and gratitude for military divers
19 and the diving profession.

20 (5) In 1939, when the submarine U.S.S.
21 Squalus sank, Navy divers used an experimental rig
22 to rescue all 33 sailors aboard the vessel who sur-
23 vived the initial sinking, and the divers were award-
24 ed the Medal of Honor for their role in the rescue.

25 (6) In 1941, after the attack on Pearl Harbor,
26 Navy divers raised every battleship that was sunk at

1 Pearl Harbor, to the surface (with the exception of
2 the U.S.S. Arizona, U.S.S. Utah, and the U.S.S.
3 Oklahoma).

4 (7) The raised ships were repaired and sent
5 back out to fight the Imperial Japanese Navy.

6 (8) In 1986, when Space Shuttle Challenger ex-
7 ploded, Navy divers recovered the remains and de-
8bris.

9 (9) When TWA Flight 800, Swissair Flight
10 111, and EgyptAir Flight 990 crashed, among oth-
11ers, Navy divers recovered the remains and debris.

12 (10) In 1999, when John F. Kennedy Jr.,
13 Carolyn Bessette, and Lauren Bessette died in a
14 plane crash, Navy divers recovered their remains
15 and debris.

16 (11) In 2003, during the Quecreek Mine Rescue
17 in Somerset County, Pennsylvania, Navy divers
18 treated the recovered miners in Fly Away Re-
19compression Chambers.

20 (12) 2015 would be an appropriate year to
21 highlight the achievements of the military diver.

22 (b) SENSE OF CONGRESS.—In light of the findings
23 under subsection (a), Congress—

24 (1) reaffirms its support for the sacrifices made
25 by military divers during the past 100 years;

1 (2) recognizes the sacrifices of those who have
2 volunteered as military divers for their bravery; and
3 (3) encourages and supports the Department of
4 Defense to designate 2015 as the Year of the Mili-
5 tary Diver to honor those who are serving and have
6 served in the noble and self-sacrificing profession of
7 military diving in the Armed Forces.

1 **Subtitle A—Pay and Allowances**

2 **SEC. 601 [Log 59673]. EXTENSION OF AUTHORITY TO PRO-**
3 **VIDE TEMPORARY INCREASE IN RATES OF**
4 **BASIC ALLOWANCE FOR HOUSING UNDER**
5 **CERTAIN CIRCUMSTANCES.**

6 Section 403(b)(7)(E) of title 37, United States Code,
7 is amended by striking “December 31, 2015” and insert-
8 ing “December 31, 2016”.

1 **Subtitle B—Bonuses and Special**
2 **and Incentive Pays**

3 **SEC. 611 [Log 59674]. ONE-YEAR EXTENSION OF CERTAIN**
4 **BONUS AND SPECIAL PAY AUTHORITIES FOR**
5 **RESERVE FORCES.**

6 The following sections of title 37, United States
7 Code, are amended by striking “December 31, 2015” and
8 inserting “December 31, 2016”:

9 (1) Section 308b(g), relating to Selected Re-
10 serve reenlistment bonus.

11 (2) Section 308c(i), relating to Selected Reserve
12 affiliation or enlistment bonus.

13 (3) Section 308d(c), relating to special pay for
14 enlisted members assigned to certain high-priority
15 units.

16 (4) Section 308g(f)(2), relating to Ready Re-
17 serve enlistment bonus for persons without prior
18 service.

19 (5) Section 308h(e), relating to Ready Reserve
20 enlistment and reenlistment bonus for persons with
21 prior service.

22 (6) Section 308i(f), relating to Selected Reserve
23 enlistment and reenlistment bonus for persons with
24 prior service.

1 (7) Section 478a(e), relating to reimbursement
2 of travel expenses for inactive-duty training outside
3 of normal commuting distance.

4 (8) Section 910(g), relating to income replace-
5 ment payments for reserve component members ex-
6 periencing extended and frequent mobilization for
7 active duty service.

1 **SEC. 612 [Log 59675]. ONE-YEAR EXTENSION OF CERTAIN**
2 **BONUS AND SPECIAL PAY AUTHORITIES FOR**
3 **HEALTH CARE PROFESSIONALS.**

4 (a) TITLE 10 AUTHORITIES.—The following sections
5 of title 10, United States Code, are amended by striking
6 “December 31, 2015” and inserting “December 31,
7 2016”:

8 (1) Section 2130a(a)(1), relating to nurse offi-
9 cer candidate accession program.

10 (2) Section 16302(d), relating to repayment of
11 education loans for certain health professionals who
12 serve in the Selected Reserve.

13 (b) TITLE 37 AUTHORITIES.—The following sections
14 of title 37, United States Code, are amended by striking
15 “December 31, 2015” and inserting “December 31,
16 2016”:

17 (1) Section 302e–1(f), relating to accession and
18 retention bonuses for psychologists.

19 (2) Section 302d(a)(1), relating to accession
20 bonus for registered nurses.

21 (3) Section 302e(a)(1), relating to incentive
22 special pay for nurse anesthetists.

23 (4) Section 302g(e), relating to special pay for
24 Selected Reserve health professionals in critically
25 short wartime specialties.

1 (5) Section 302h(a)(1), relating to accession
2 bonus for dental officers.

3 (6) Section 302j(a), relating to accession bonus
4 for pharmacy officers.

5 (7) Section 302k(f), relating to accession bonus
6 for medical officers in critically short wartime spe-
7 cialties.

8 (8) Section 302l(g), relating to accession bonus
9 for dental specialist officers in critically short war-
10 time specialties.

1 **SEC. 613 [Log 59676]. ONE-YEAR EXTENSION OF SPECIAL**
2 **PAY AND BONUS AUTHORITIES FOR NUCLEAR**
3 **OFFICERS.**

4 The following sections of title 37, United States
5 Code, are amended by striking “December 31, 2015” and
6 inserting “December 31, 2016”:

7 (1) Section 312(f), relating to special pay for
8 nuclear-qualified officers extending period of active
9 service.

10 (2) Section 312b(c), relating to nuclear career
11 accession bonus.

12 (3) Section 312c(d), relating to nuclear career
13 annual incentive bonus.

1 **SEC. 614 [Log 59677]. ONE-YEAR EXTENSION OF AUTHORI-**
2 **TIES RELATING TO TITLE 37 CONSOLIDATED**
3 **SPECIAL PAY, INCENTIVE PAY, AND BONUS**
4 **AUTHORITIES.**

5 The following sections of title 37, United States
6 Code, are amended by striking “December 31, 2015” and
7 inserting “December 31, 2016”:

8 (1) Section 331(h), relating to general bonus
9 authority for enlisted members.

10 (2) Section 332(g), relating to general bonus
11 authority for officers.

12 (3) Section 333(i), relating to special bonus and
13 incentive pay authorities for nuclear officers.

14 (4) Section 334(i), relating to special aviation
15 incentive pay and bonus authorities for officers.

16 (5) Section 335(k), relating to special bonus
17 and incentive pay authorities for officers in health
18 professions.

19 (6) Section 336(g), relating to contracting
20 bonus for cadets and midshipmen enrolled in the
21 Senior Reserve Officers’ Training Corps.

22 (7) Section 351(h), relating to hazardous duty
23 pay.

24 (8) Section 352(g), relating to assignment pay
25 or special duty pay.

1 (9) Section 353(i), relating to skill incentive
2 pay or proficiency bonus.

3 (10) Section 355(h), relating to retention incen-
4 tives for members qualified in critical military skills
5 or assigned to high priority units.

1 **SEC. 615 [Log 59678]. ONE-YEAR EXTENSION OF AUTHORI-**
2 **TIES RELATING TO PAYMENT OF OTHER**
3 **TITLE 37 BONUSES AND SPECIAL PAYS.**

4 The following sections of title 37, United States
5 Code, are amended by striking “December 31, 2015” and
6 inserting “December 31, 2016”:

7 (1) Section 301b(a), relating to aviation officer
8 retention bonus.

9 (2) Section 307a(g), relating to assignment in-
10 centive pay.

11 (3) Section 308(g), relating to reenlistment
12 bonus for active members.

13 (4) Section 309(e), relating to enlistment
14 bonus.

15 (5) Section 316a(g), relating to incentive pay
16 for members of precommissioning programs pur-
17 suing foreign language proficiency.

18 (6) Section 324(g), relating to accession bonus
19 for new officers in critical skills.

20 (7) Section 326(g), relating to incentive bonus
21 for conversion to military occupational specialty to
22 ease personnel shortage.

23 (8) Section 327(h), relating to incentive bonus
24 for transfer between branches of the Armed Forces.

25 (9) Section 330(f), relating to accession bonus
26 for officer candidates.

1 **SEC. 616 [Log 60852]. INCREASE IN MAXIMUM ANNUAL**
2 **AMOUNT OF NUCLEAR OFFICER BONUS PAY.**

3 Section 333(d)(1)(A) of title 37, United States Code,
4 is amended by striking “\$35,000” and inserting
5 “\$50,000”.

1 **SEC. 617 [Log 60853]. MODIFICATION TO SPECIAL AVIATION**
2 **INCENTIVE PAY AND BONUS AUTHORITIES**
3 **FOR OFFICERS.**

4 (a) CLARIFICATION OF SECRETARIAL AUTHORITY TO
5 SET REQUIREMENTS FOR AVIATION INCENTIVE PAY ELI-
6 GIBILITY.—Section 334(a) of title 37, United States Code,
7 is amended—

8 (1) by striking “The Secretary” and inserting
9 the following:

10 “(1) INCENTIVE PAY AUTHORIZED; ELIGI-
11 BILITY.—The Secretary”;

12 (2) by designating existing paragraphs (1), (2),
13 (3), (4), and (5) as subparagraphs (A), (B), (C),
14 (D), and (E), respectively, and moving the margin of
15 such subparagraphs, as so designated, 2 ems to the
16 right; and

17 (3) by adding at the end the following new
18 paragraph:

19 “(2) OFFICERS NOT CURRENTLY ENGAGED IN
20 FLYING DUTY.—The Secretary concerned may pay
21 aviation incentive pay under this section to an offi-
22 cer who is otherwise qualified for such pay but who
23 is not currently engaged in the performance of oper-
24 ational flying duty or proficiency flying duty if the
25 Secretary determines, under regulations prescribed
26 under section 374 of this title, that payment of avia-

1 tion incentive pay to that officer is in the best inter-
2 ests of the service.”.

3 (b) RESTORATION OF AUTHORITY TO PAY AVIATION
4 INCENTIVE PAY TO MEDICAL OFFICERS PERFORMING
5 FLIGHT SURGEON DUTIES.—Section 334(h)(1) of title
6 37, United States Code, is amended by striking “(except
7 a flight surgeon or other medical officer)”.

8 (c) INCREASE IN MAXIMUM AMOUNT OF AVIATION
9 SPECIAL PAYS.—Section 334(e)(1) of title 37, United
10 States Code, is amended—

11 (1) in subparagraph (A), by striking “\$850”
12 and inserting “\$1,000”.

13 (2) in subparagraph (B), is amended by strik-
14 ing “\$25,000” and inserting “\$35,000”.

15 (d) AUTHORITY TO PAY AVIATION BONUS AND SKILL
16 INCENTIVE PAY SIMULTANEOUSLY TO OFFICERS.—Sec-
17 tion 334(f) of title 37, United States Code, is amended—

18 (1) in paragraph (1), by striking “353” and in-
19 serting “353(a)”; and

20 (2) in paragraph (2)—

21 (A) by striking “a payment” and inserting
22 “a bonus payment”; and

23 (B) by striking “353” and inserting
24 “353(b)”.

1 **SEC. 618 [Log 60696]. REPEAL OF OBSOLETE SPECIAL TRAV-**
2 **EL AND TRANSPORTATION ALLOWANCE FOR**
3 **SURVIVORS OF DECEASED MEMBERS OF THE**
4 **ARMED FORCES FROM THE VIETNAM CON-**
5 **FLICT.**

6 (a) REPEAL AND REDESIGNATION.—Section 481f of
7 title 37, United States Code, is amended—

8 (1) by striking subsection (d); and

9 (2) by redesignating subsections (e), (f), (g),
10 and (h) as subsections (d), (e), (f), and (g).

11 (b) CONFORMING AMENDMENT TO CROSS REF-
12ERENCE.—Section 2493(a)(4)(B)(ii) of title 10, United
13 States Code, is amended by striking “section 481f(e)” and
14 inserting “section 481f(d)”.

1 **Subtitle C—Modernization of**
2 **Military Retirement System**

3 **SEC. 631 [Log 60705]. FULL PARTICIPATION FOR MEMBERS**
4 **OF THE UNIFORMED SERVICES IN THRIFT**
5 **SAVINGS PLAN.**

6 (a) MODERNIZED RETIREMENT SYSTEM.—

7 (1) DEFINITIONS.—Section 8440e(a) of title 5,
8 United States Code, is amended by striking para-
9 graphs (1) and (2) and inserting the following new
10 paragraphs:

11 “(1) the term ‘basic pay’ means basic pay pay-
12 able under section 204 of title 37;

13 “(2) the term ‘full TSP member’ means a mem-
14 ber described in subsection (e)(1);

15 “(3) the term ‘member’ has the meaning given
16 the term in section 211 of title 37; and

17 “(4) the term ‘Secretary concerned’ has the
18 meaning given the term in section 101 of title 37.”.

19 (2) TSP MATCHING CONTRIBUTIONS.—Sub-
20 section (e) of section 8440e of title 5, United States
21 Code, is amended to read as follows:

22 “(e) MODERNIZED RETIREMENT SYSTEM.—

23 “(1) TSP MATCHING CONTRIBUTIONS.—Not-
24 withstanding any other provision of law, the Sec-
25 retary concerned shall make contributions to the

1 Thrift Savings Fund, in accordance with section
2 8432 of this title (except to the extent the require-
3 ments under such section are modified by this sub-
4 section), for the benefit of a member—

5 “(A) who first enters a uniformed service
6 on or after October 1, 2017; or

7 “(B) who entered a uniformed service be-
8 fore that date, but who makes the election de-
9 scribed in section 1409(b)(4) of title 10 to re-
10 ceive Thrift Savings Plan matching contribu-
11 tions under this subsection in exchange for the
12 reduced multipliers described in section
13 1409(b)(4)(B) of title 10 for purposes of calcu-
14 lating the retired pay of the member.

15 “(2) MATCHING AMOUNT.—The amount con-
16 tributed under this subsection by the Secretary con-
17 cerned with respect to any contribution made by a
18 full TSP member for any pay period shall be equal
19 to such portion of the total amount of the member’s
20 contribution as does not exceed 5 percent of the
21 member’s basic pay for the pay period. Such amount
22 contributed under this subsection is instead of, and
23 not in addition to, amounts contributed under sec-
24 tion 8432(c)(2) of this title.

1 “(3) TIMING AND DURATION OF MATCHING
2 CONTRIBUTIONS.—The Secretary concerned shall
3 make a contribution under this subsection on behalf
4 of a full TSP member for any pay period for the
5 member that—

6 “(A) begins on or after December 1, 2017;
7 and

8 “(B) covers any period of service by the
9 member after the member completes two years
10 of service.

11 “(4) PROTECTIONS FOR SPOUSES AND FORMER
12 SPOUSES.—Section 8435 of this title shall apply to
13 a full TSP member in the same manner as such sec-
14 tion is applied to an employee or Member under
15 such section.”.

16 (b) AUTOMATIC ENROLLMENT IN THRIFT SAVINGS
17 PLAN.—Section 8432(b)(2) of title 5, United States Code,
18 is amended—

19 (1) in subparagraph (D)(ii), by striking “Mem-
20 bers” and inserting “(ii) Except in the case of a full
21 TSP member (as defined in section 8440e(a) of this
22 title), members”;

23 (2) in subparagraph (E), by striking
24 “8440e(a)(1)” and inserting “8440e(b)(1)”; and

1 (3) by adding at the end the following new sub-
2 paragraph:

3 “(F) Notwithstanding any other provision of this
4 paragraph, if a full TSP member (as defined in section
5 8440e(a) of this title) has declined automatic enrollment
6 into the Thrift Savings Plan for a year, the full TSP mem-
7 ber shall be automatically reenrolled on January 1 of the
8 succeeding year, with contributions under subsection (a)
9 at the default percentage of basic pay.”.

10 (c) VESTING.—

11 (1) TWO-YEARS OF SERVICE.—Section
12 8432(g)(2) of title 5, United States Code, is amend-
13 ed—

14 (A) in subparagraph (A)(iii), by striking
15 “or” after the semicolon;

16 (B) in subparagraph (B), by striking the
17 period at the end and inserting “; or”; and

18 (C) by adding at the end the following:

19 “(C) 2 years of service in the case of a member
20 of the uniformed services.”.

21 (2) SEPARATION.—Section 8432(g) of title 5,
22 United States Code, is amended by adding at the
23 end the following new paragraph:

24 “(6) For purposes of this subsection, a member of
25 the uniformed services shall be considered to have sepa-

1 rated from Government employment if the member is dis-
2 charged or released from service in the uniformed serv-
3 ices.”.

4 (d) THRIFT SAVINGS PLAN DEFAULT INVESTMENT
5 FUND.—Section 8438(c)(2) of title 5, United States Code,
6 is amended—

7 (1) in subparagraph (A), by striking “(A) Con-
8 sistent with the requirements of subparagraph (B),
9 if an” and inserting “If an”; and

10 (2) by striking subparagraph (B).

11 (e) REPEAL OF SEPARATE CONTRIBUTION AGREE-
12 MENT AUTHORITY.—

13 (1) REPEAL.—Section 211 of title 37, United
14 States Code, is amended—

15 (A) by striking subsection (d); and

16 (B) by redesignating subsection (e) as sub-
17 section (d).

18 (2) CONFORMING AMENDMENT.—Section
19 8432b(c)(2)(B) of title 5, United States Code, is
20 amended by striking “(including pursuant to an
21 agreement under section 211(d) of title 37)”.

1 **SEC. 632 [Log 60976]. MODERNIZED RETIREMENT SYSTEM**
2 **FOR MEMBERS OF THE UNIFORMED SERV-**
3 **ICES.**

4 (a) **REGULAR SERVICE.**—Section 1409(b) of title 10,
5 United States Code, is amended by adding at the end the
6 following new paragraph:

7 “(4) **MODERNIZED RETIREMENT SYSTEM.**—

8 “(A) **REDUCED MULTIPLIER FOR FULL**
9 **TSP MEMBERS.**—Notwithstanding paragraphs
10 (1), (2), and (3), in the case of a member who
11 first becomes a member of the uniformed serv-
12 ices on or after October 1, 2017, or a member
13 who makes the election described in subpara-
14 graph (B) (referred to as a ‘full TSP mem-
15 ber’)—

16 “(i) paragraph (1)(A) shall be applied
17 by substituting ‘2’ for ‘2¹/₂’;

18 “(ii) clause (i) of paragraph (3)(B)
19 shall be applied by substituting ‘60 per-
20 cent’ for ‘75 percent’; and

21 “(iii) clause (ii)(I) of such paragraph
22 shall be applied by substituting ‘2’ for
23 ‘2¹/₂’.

24 “(B) **ELECTION TO PARTICIPATE IN MOD-**
25 **ERNIZED RETIREMENT SYSTEM.**—Pursuant to
26 subparagraph (C), a member of a uniformed

1 service serving on September 30, 2017, may
2 elect, in exchange for the reduced multipliers
3 described in subparagraph (A) for purposes of
4 calculating the retired pay of the member, to
5 receive Thrift Savings Plan matching contribu-
6 tions pursuant to section 8440e(e) of title 5.

7 “(C) ELECTION PERIOD.—

8 “(i) IN GENERAL.—Except as pro-
9 vided in clauses (ii) and (iii), a member of
10 a uniformed service may make the election
11 authorized by subparagraph (B) only dur-
12 ing the period that begins on January 1,
13 2018, and ends on December 31, 2018.

14 “(ii) HARDSHIP EXTENSION.—The
15 Secretary concerned may extend the elec-
16 tion period described in clause (i) for a
17 member who experiences a hardship as de-
18 termined by the Secretary concerned.

19 “(iii) EFFECT OF BREAK IN SERV-
20 ICE.—A member of a uniformed service
21 who returns to service after a break in
22 service that occurs during the election pe-
23 riod specified in clause (i) shall make the
24 election described in subparagraph (B)

1 within 30 days after the date of the re-
2 entry into service of the member.

3 “(D) REGULATIONS.—The Secretary con-
4 cerned shall prescribe regulations to implement
5 this paragraph.”.

6 (b) NON-REGULAR SERVICE.—Section 12739 of title
7 10, United States Code, is amended by adding at the end
8 the following new subsection:

9 “(f) MODERNIZED RETIREMENT SYSTEM.—

10 “(1) REDUCED MULTIPLIER FOR FULL TSP
11 MEMBERS.—In the case of a person who first per-
12 forms reserve component service on or after October
13 1, 2017, after not having performed regular or re-
14 serve component service on or before that date—

15 “(A) subsection (a)(2) shall be applied by
16 substituting ‘2 percent’ for ‘2½ percent’;

17 “(B) subparagraph (A) of subsection (c)(2)
18 shall be applied by substituting ‘60 percent’ for
19 ‘75 percent’; and

20 “(C) subparagraph (B)(ii) of such sub-
21 section shall be applied by substituting ‘2 per-
22 cent’ for ‘2½ percent’.

23 “(2) REGULATIONS.—The Secretary concerned
24 shall prescribe regulations to implement this sub-
25 section.”.

1 (c) COORDINATING AMENDMENTS TO OTHER RE-
2 TIREMENT AUTHORITIES.—

3 (1) DISABILITY, WARRANT OFFICERS, AND
4 DOPMA RETIRED PAY.—

5 (A) COMPUTATION OF RETIRED PAY.—The
6 table in section 1401(a) of title 10, United
7 States Code, is amended—

8 (i) in paragraph (1) in column 2 of
9 formula number 1, by striking “2½% of
10 years of service credited to him under sec-
11 tion 1208” and inserting “the retired pay
12 multiplier determined for the member
13 under section 1409 of this title”; and

14 (ii) in paragraph (1) in column 2 of
15 formula number 2, by striking “2½% of
16 years of service credited to him under sec-
17 tion 1208” and inserting “the retired pay
18 multiplier determined for the member
19 under section 1409 of this title”; and

20 (iii) in column 2 of each of formula
21 number 4 and formula number 5, by strik-
22 ing “section 1409(a)” and inserting “sec-
23 tion 1409”.

1 (B) CLARIFICATION REGARDING MODERN-
2 IZED RETIREMENT SYSTEM.—Section 1401a(b)
3 of title 10, United States Code, is amended—

4 (i) by redesignating paragraph (5) as
5 paragraph (6); and

6 (ii) by inserting after paragraph (4)
7 the following new paragraph (5):

8 “(5) ADJUSTMENTS FOR PARTICIPANTS IN
9 MODERNIZED RETIREMENT SYSTEM.—Notwith-
10 standing paragraph (3), if a member or former
11 member makes the election described in section
12 1409(b)(4) of this title, the Secretary shall increase
13 the retired pay of such member in accordance with
14 paragraph (2).”.

15 (2) 15-YEAR CAREER STATUS BONUS.—Section
16 354 of title 37, United States Code, is amended—

17 (A) in subsection (f)—

18 (i) by striking “If a” and inserting
19 “(1) If a”; and

20 (ii) by adding at the end the following
21 new paragraph:

22 “(2) If a person who is paid a bonus under this sec-
23 tion subsequently makes an election described in section
24 1409(b)(4) of title 10, the person shall repay any bonus
25 payments received under this section in the same manner

1 as repayments are made under section 373 of this title.”;

2 and

3 (B) by adding at the end the following new
4 subsection:

5 “(g) SUNSET AND CONTINUATION OF PAYMENTS.—

6 (1) A Secretary concerned may not pay a new bonus under
7 this section after September 30, 2017.

8 “(2) Subject to subsection (f)(2), the Secretary con-
9 cerned may continue to make payments for bonuses that
10 were awarded under this section on or before the date
11 specified in paragraph (1).”.

12 (3) APPLICATION TO NATIONAL OCEANIC AND
13 ATMOSPHERIC ADMINISTRATION COMMISSIONED
14 CORPS.—Paragraph (2) of section 245(a) of the Na-
15 tional Oceanic and Atmospheric Administration
16 Commissioned Officer Corps Act of 2002 (33 U.S.C.
17 3045(a)) is amended to read as follows:

18 “(2) the retired pay multiplier determined
19 under section 1409 of such title for the number of
20 years of service that may be credited to the officer
21 under section 1405 of such title as if the officer’s
22 service were service as a member of the Armed
23 Forces.”.

1 (4) APPLICATION TO PUBLIC HEALTH SERV-
2 ICE.—Section 211(a)(4) of the Public Health Service
3 Act (42 U.S.C. 212(a)(4)) is amended—

4 (A) in the matter preceding subparagraph
5 (A), by striking “at the rate of 2 ½ per centum
6 of the basic pay of the highest grade held by
7 him as such officer” and inserting “calculated
8 by multiplying the retired pay base determined
9 under section 1406 of title 10, United States
10 Code, by the retired pay multiplier determined
11 under section 1409 of such title for the num-
12 bers of years of service credited to the officer
13 under this paragraph”; and

14 (B) in the matter following subparagraph
15 (B)(iii)—

16 (i) in subparagraph (C), by striking
17 “such pay, and” and inserting “such
18 pay,”; and

19 (ii) in subparagraph (D), by striking
20 “such basic pay.” and inserting “such
21 basic pay, and (E) in the case of any offi-
22 cer who makes the election described in
23 section 1409(b)(4) of title 10, United
24 States Code, subparagraph (C) shall be ap-
25 plied by substituting ‘40 per centum’ for

1 ‘50 per centum’ each place the term ap-
2 pears.”.

3 (d) CONFORMING DELAY IN COST-OF-LIVING
4 AMENDMENTS.—

5 (1) DELAY.—The amendments made by section
6 403(a) of the Bipartisan Budget Act of 2013 (Public
7 Law 113–67; 127 Stat. 1186), as amended by sec-
8 tion 10001 of the Department of Defense Appro-
9 priations Act, 2014 (division C of Public Law 113–
10 76; 128 Stat. 151) and section 2 of Public Law
11 113–82 (128 Stat. 1009), shall take effect on Octo-
12 ber 1, 2017, rather than December 1, 2015.

13 (2) COVERED MEMBERS.—Subparagraph (G) of
14 section 1401a(b)(4) of title 10, United States Code,
15 which shall take effect October 1, 2017, pursuant
16 paragraph (1) and section 403(a) of the Bipartisan
17 Budget Act of 2013 (Public Law 113–67; 127 Stat.
18 1186), section 10001 of the Department of Defense
19 Appropriations Act, 2014 (division C of Public Law
20 113–76; 128 Stat. 151) and section 2 of Public Law
21 113–82 (128 Stat. 1009), is amended by striking
22 “January 1, 2014” and inserting “October 1,
23 2017”.

24 (3) CONFORMING REPEAL.—Effective on the
25 date of the enactment of this Act, section 623 of the

1 National Defense Authorization Act for Fiscal Year
2 2015 (Public Law 113–291; 128 Stat. 3403) is re-
3 pealed.

1 **SEC. 633 [Log 60977]. CONTINUATION PAY FOR FULL TSP**
2 **MEMBERS WITH 12 YEARS OF SERVICE.**

3 (a) CONTINUATION PAY.—Subchapter II of chapter
4 5 of title 37, United States Code, is amended by adding
5 at the end the following new section:

6 **“§ 356. Continuation pay: full TSP members with 12**
7 **years of service**

8 “(a) CONTINUATION PAY.—The Secretary concerned
9 shall make a payment of continuation pay to each full TSP
10 member (as defined in section 8440e(a) of title 5) of the
11 uniformed services under the jurisdiction of the Secretary
12 who—

13 “(1) completes 12 years of service; and

14 “(2) enters into an agreement with the Sec-
15 retary to serve for an additional 4 years of obligated
16 service.

17 “(b) AMOUNT.—The amount of continuation pay
18 payable to a full TSP member under subsection (a) shall
19 be the amount that is equal to—

20 “(1) in the case of a member of a regular com-
21 ponent—

22 “(A) the monthly basic pay of the member
23 at 12 years of service multiplied by 2.5; plus

24 “(B) at the discretion of the Secretary con-
25 cerned, the monthly basic pay of the member at
26 12 years of service multiplied by such number

1 of months (not to exceed 13 months) as the
2 Secretary concerned shall specify in the agree-
3 ment of the member under subsection (a); and
4 “(2) in the case of a member of a reserve com-
5 ponent—

6 “(A) the amount of monthly basic pay to
7 which the member would be entitled at 12 years
8 of service if the member were a member of a
9 regular component multiplied by 0.5; plus

10 “(B) at the discretion of the Secretary con-
11 cerned, the amount of monthly basic pay de-
12 scribed in subparagraph (A) multiplied by such
13 number of months (not to exceed 6 months) as
14 the Secretary concerned shall specify in the
15 agreement of the member under subsection (a).

16 “(c) ADDITIONAL DISCRETIONARY AUTHORITY.—In
17 addition to the continuation pay required under subsection
18 (a), the Secretary concerned may provide pay continuation
19 pay under this subsection to a full TSP member described
20 in subsection (a), and subject to the service agreement re-
21 ferred to in paragraph (2) of such subsection, in an
22 amount determined by the Secretary concerned.

23 “(d) TIMING OF PAYMENT.—The Secretary con-
24 cerned shall pay continuation pay under subsection (a) to
25 a full TSP member when the member completes 12 years

1 of service. If the Secretary concerned also provides con-
2 tinuation pay under subsection (c) to the member, that
3 continuation pay shall be provided when the member com-
4 pletes 12 years of service.

5 “(e) LUMP SUM OR INSTALLMENTS.—A full TSP
6 member may elect to receive continuation pay provided
7 under subsection (a) or (c) in a lump sum or in a series
8 of not more than four payments.

9 “(f) RELATIONSHIP TO OTHER PAY AND ALLOW-
10 ANCES.—Continuation pay under this section is in addi-
11 tion to any other pay or allowance to which the full TSP
12 member is entitled.

13 “(g) REPAYMENT.—A full TSP member who receives
14 continuation pay under this section (a) and fails to com-
15 plete the obligated service required under such subsection
16 shall be subject to the repayment provisions of section 373
17 of this title.

18 “(h) REGULATIONS.—Each Secretary concerned shall
19 prescribe regulations to carry out this section.”.

20 (b) CLERICAL AMENDMENT.—The table of sections
21 at the beginning of chapter 5 of title 37, United States
22 Code, is amended by adding at the end the following new
23 item:

“356. Continuation pay: full TSP members with 12 years of service.”.

1 **SEC. 634 [Log 60978]. EFFECTIVE DATE AND IMPLEMENTA-**
2 **TION.**

3 (a) EFFECTIVE DATE.—Except as provided in sec-
4 tion 632(d)(3), the amendments made by this subtitle
5 shall take effect on October 1, 2017.

6 (b) IMPLEMENTATION PLAN.—Not later than March
7 1, 2016, the Secretaries concerned shall submit to the ap-
8 propriate committees of Congress a report containing a
9 plan to ensure the full and effective commencement of the
10 implementation of the amendments made by this section
11 on the date specified in subsection (a). The Secretaries
12 concerned, the Director of the Office of Personnel Man-
13 agement, and the Federal Retirement Thrift Investment
14 Board shall take appropriate actions to ensure the full and
15 effective implementation of the amendments.

16 (c) ADDITIONAL TECHNICAL AND CONFORMING
17 AMENDMENTS.—The report required by subsection (b)
18 shall contain a draft of such legislation as may be nec-
19 essary to make any additional technical and conforming
20 changes to titles 10 and 37, United States Code, and other
21 provisions of law that are required or should be made by
22 reason of the amendments made by this subtitle.

23 (d) DEFINITIONS.—In this section:

24 (1) The term “appropriate committees of Con-
25 gress” means—

1 (A) the Committee on Armed Services, the
2 Committee on Energy and Commerce, the Com-
3 mittee on Natural Resources, and the Com-
4 mittee on Transportation and Infrastructure of
5 the House of Representatives; and

6 (B) the Committee on Armed Services, the
7 Committee on Commerce, Science, and Trans-
8 portation, the Committee on Energy and Nat-
9 ural Resources, and the Committee on Health,
10 Education, Labor, and Pensions of the Senate.

11 (2) The term “Secretary concerned” has the
12 meaning given that term in section 101 of title 37,
13 United States Code.

1 **Subtitle D—Other Matters**

2 **SEC. 651 [Log 60697]. IMPROVEMENT OF FINANCIAL LIT-**
3 **ERACY AND PREPAREDNESS OF MEMBERS OF**
4 **THE ARMED FORCES.**

5 (a) SENSE OF CONGRESS ON FINANCIAL LITERACY
6 AND PREPAREDNESS OF MEMBERS.—It is the sense of
7 Congress that—

8 (1) the Secretary of Defense should strengthen
9 arrangements with other departments and agencies
10 of the Federal Government and nonprofit organiza-
11 tions in order to improve the financial literacy and
12 preparedness of members of the Armed Forces; and

13 (2) the Chairman of the Joint Chiefs of Staff,
14 the Chief of Staff of the Army, the Chief of Naval
15 Operations, the Chief of Staff of the Air Force, and
16 the Commandant of the Marine Corps should pro-
17 vide support for the financial literacy and prepared-
18 ness training carried out under section 992 of title
19 10, United States Code, as amended by subsections
20 (b), (c), and (d).

21 (b) PROVISION OF FINANCIAL LITERACY AND PRE-
22 PAREDNESS TRAINING.—Subsection (a) of section 992 of
23 title 10, United States Code, is amended—

1 (1) in the subsection heading, by striking
2 “CONSUMER EDUCATION” and inserting “FINAN-
3 CIAL LITERACY TRAINING”;

4 (2) in paragraph (1), by striking “education” in
5 the matter preceding subparagraph (A) and insert-
6 ing “financial literacy training”;

7 (3) by striking paragraph (2) and inserting the
8 following new paragraph:

9 “(2) Training under this subsection shall be provided
10 to a member of the armed forces—

11 “(A) as a component of the initial entry train-
12 ing of the member;

13 “(B) upon arrival at the first duty station of
14 the member;

15 “(C) upon arrival at each subsequent duty sta-
16 tion, in the case of a member in pay grade E-4 or
17 below or in pay grade O-3 or below;

18 “(D) on the date of promotion of the member,
19 in the case of a member in pay grade E-5 or below
20 or in pay grade O-4 or below;

21 “(E) when the member vests in the Thrift Sav-
22 ings Plan (TSP) under section 8432(g)(2)(C) of title
23 5;

24 “(F) at each major life event during the service
25 of the member, such as—

1 “(i) marriage;

2 “(ii) divorce;

3 “(iii) birth of first child; or

4 “(iv) disabling sickness or condition;

5 “(G) during leadership training;

6 “(H) during pre-deployment training and dur-
7 ing post-deployment training;

8 “(I) at transition points in the service of the
9 member, such as—

10 “(i) transition from a regular component
11 to a reserve component;

12 “(ii) separation from service; or

13 “(iii) retirement; and

14 “(J) as a component of periodically recurring
15 required training that is provided to the member at
16 a military installation.”;

17 (4) in paragraph (3), by striking “paragraph
18 (2)(B)” and inserting “paragraph (2)(J)”; and

19 (5) by adding at the end the following new
20 paragraph:

21 “(4) The Secretary concerned shall prescribe regula-
22 tions setting forth any other events and circumstances (in
23 addition to the events and circumstances described in
24 paragraph (2)) upon which the training required by this
25 subsection will be provided.”.

1 (c) SURVEY OF MEMBERS' FINANCIAL LITERACY
2 AND PREPAREDNESS.—Section 992 of title 10, United
3 States Code, is further amended—

4 (1) by redesignating subsection (d) as sub-
5 section (e); and

6 (2) by inserting after subsection (c) the fol-
7 lowing new subsection (d):

8 “(d) FINANCIAL LITERACY AND PREPAREDNESS
9 SURVEY.—(1) The Director of the Defense Manpower
10 Data Center shall annually include in the status of forces
11 survey a survey of the status of the financial literacy and
12 preparedness of members of the armed forces.

13 “(2) The results of the annual financial literacy and
14 preparedness survey—

15 “(A) shall be used by each of the Secretaries
16 concerned as a benchmark to evaluate and update
17 training provided under this section; and

18 “(B) shall be submitted to the Committees on
19 Armed Services of the Senate and the House of Rep-
20 resentatives.”.

21 (d) FINANCIAL SERVICES DEFINED.—Subsection (e)
22 of section 992 of title 10, United States Code, as redesi-
23 gnated by subsection (c)(1) of this section, is amended by
24 adding at the end the following new paragraph:

1 “(4) Health insurance, budget management,
2 Thrift Savings Plan (TSP), retirement lump sum
3 payments (including rollover options and tax con-
4 sequences), and Survivor Benefit Plan (SBP) .”.

5 (e) CLERICAL AMENDMENTS.—

6 (1) SECTION HEADING.—The heading of section
7 992 of title 10, United States Code, is amended to
8 read as follows:

9 **“§ 992. Financial literacy training: financial services”.**

10 (2) TABLE OF SECTIONS.—The table of sections
11 at the beginning of chapter 50 of such title is
12 amended by striking the item related to section 992
13 and inserting the following new item:

“992. Financial literacy training: financial services.”.

14 (f) IMPLEMENTATION.—Not later than six months
15 after the date of the enactment of this Act, the Secretary
16 of the military department concerned and the Secretary
17 of the Department in which the Coast Guard is operating
18 shall commence providing financial literacy training under
19 section 992 of title 10, United States Code, as amended
20 by subsections (b), (c), and (d) of this section, to members
21 of the Armed Forces.

1 **Subtitle A—TRICARE and Other**
2 **Health Care Benefits**

3 **SEC. 701.[Log 60856] JOINT UNIFORM FORMULARY FOR**
4 **TRANSITION OF CARE.**

5 (a) JOINT FORMULARY.—Not later than June 1,
6 2016, the Secretary of Defense and the Secretary of Vet-
7 erans Affairs shall jointly establish a joint uniform for-
8 mulary for the Department of Veterans Affairs and the
9 Department of Defense with respect to pharmaceutical
10 agents that are critical for the transition of an individual
11 from receiving treatment furnished by the Secretary of
12 Defense to treatment furnished by the Secretary of Vet-
13 erans Affairs.

14 (b) SELECTION.—The Secretaries shall select for in-
15 clusion on the joint uniform formulary established under
16 subsection (a) pharmaceutical agents relating to—

17 (1) the control of pain, sleep disorders, and psy-
18 chiatric conditions, including post-traumatic stress
19 disorder; and

20 (2) any other conditions determined appropriate
21 by the Secretaries.

22 (c) REPORT.—Not later than July 1, 2016, the Secre-
23 taries shall jointly submit to the appropriate congressional
24 committees a report on the joint uniform formulary estab-

1 lished under subsection (a), including a list of the pharma-
2 ceutical agents selected for inclusion on the formulary.

3 (d) DEFINITIONS.—In this section:

4 (1) The term “appropriate congressional com-
5 mittees” means—

6 (A) the congressional defense committees;

7 and

8 (B) the Committees on Veterans’ Affairs of
9 the House of Representatives and the Senate.

10 (2) The term “pharmaceutical agent” has the
11 meaning given that term in section 1074g(g) of title
12 10, United States Code.

13 (e) CONFORMING AMENDMENT.—Section
14 1074g(a)(2)(A) of title 10, United States Code, is amend-
15 ed by adding at the end the following new sentence: “With
16 respect to members of the uniformed services, such uni-
17 form formulary shall include pharmaceutical agents on the
18 joint uniform formulary established under section 701 of
19 the National Defense Authorization Act for Fiscal Year
20 2016.”.

1 **SEC. 702.[Log 60925] PILOT PROGRAM FOR OPERATION OF**
2 **NETWORK OF RETAIL PHARMACIES UNDER**
3 **TRICARE PHARMACY BENEFITS PROGRAM.**

4 (a) **AUTHORITY TO ESTABLISH PILOT PROGRAM.—**
5 The Secretary of Defense may conduct a pilot program
6 to evaluate whether, in carrying out the TRICARE phar-
7 macy benefits program under section 1074g of title 10,
8 United States Code, operating a network of preferred re-
9 tail pharmacies will generate cost savings for the Depart-
10 ment of Defense.

11 (b) **ELEMENTS OF PILOT PROGRAM.—**In conducting
12 the pilot program under subsection (a), the Secretary
13 shall—

14 (1) incorporate best practices from non-
15 TRICARE health plans that are using a preferred
16 retail network of pharmacies along with the mail-
17 order pharmacy program of the plans;

18 (2) allow beneficiaries to obtain prescription
19 medication that is available through the TRICARE
20 pharmacy benefits program, including maintenance
21 medication, through the network of preferred retail
22 pharmacies and the national mail-order pharmacy
23 program under section 1074g(a)(2)(E)(iii) of title
24 10, United States Code;

25 (3) allow retail pharmacies participating in the
26 network of preferred retail pharmacies to purchase

1 prescription medication for beneficiaries at rates
2 available to the Federal government pursuant to sec-
3 tion 1074g(f) of title 10, United States Code;

4 (4) study the potential, viability, cost efficiency,
5 and health care effectiveness of the TRICARE phar-
6 macy benefits program administering prescription
7 medication through a network of preferred retail
8 pharmacies in addition to the methods available pur-
9 suant to section 1074g(a)(2)(E) of title 10, United
10 States Code; and

11 (5) determine the opportunities for and barriers
12 to coordinating and leveraging the use of a network
13 of preferred retail pharmacies in addition to such
14 methods available pursuant to such section
15 1074g(a)(2)(E).

16 (c) SELECTION OF RETAIL PHARMACIES.—The Sec-
17 retary shall select the retail pharmacies to participate in
18 the preferred network of preferred retail pharmacies pur-
19 suant to subsection (a). In making such selection, the Sec-
20 retary may—

21 (1) require that retail pharmacies opt-in to the
22 network and agree to the reimbursement rates paid
23 by the Secretary;

1 (2) determine specific criteria for each retail
2 pharmacy to meet or that a certain number of retail
3 pharmacies must meet; and

4 (3) use a competitive process.

5 (d) SELECTION OF MILITARY COMMUNITIES.—In
6 carrying out the pilot program under subsection (a), the
7 Secretary shall select at least one region in which to carry
8 out the pilot program. The Secretary shall ensure that any
9 region selected meets the following criteria:

10 (1) The region has a certain number or per-
11 centage, as determined by the Secretary, of—

12 (A) members of the Armed Forces serving
13 on active duty;

14 (B) members of the Armed Forces serving
15 in a reserve component; and

16 (C) retired members of the Armed Forces.

17 (2) The number of beneficiaries under para-
18 graph (1) is sufficient to produce statistically signifi-
19 cant results.

20 (3) The region has at least one retail pharmacy
21 that operates at least 10 pharmacy locations in the
22 region.

23 (4) The region has at least one military instal-
24 lation that has a military medical treatment facility
25 with a pharmacy.

1 (e) CONSULTATION.—The Secretary shall develop the
2 pilot program under subsection (a) in consultation with—

3 (1) the Secretaries of the military departments;

4 (2) representatives from the military installa-
5 tions within the region selected under subsection (d);

6 (3) the TRICARE-managed pharmacy con-
7 tractor with responsibility for the national pharmacy
8 mail-order program.

9 (f) DURATION OF PILOT PROGRAM.—If the Secretary
10 of Defense carries out the pilot program under subsection
11 (a), the Secretary shall commence such pilot program by
12 not later than May 1, 2016, and shall terminate such pro-
13 gram on September 30, 2018.

14 (g) REPORTS.—If the Secretary of Defense carries
15 out the pilot program under subsection (a), the Secretary
16 of Defense shall submit to the congressional defense com-
17 mittees reports on the pilot program as follows:

18 (1) Not later than 90 days after the date of the
19 enactment of this Act, a report containing an imple-
20 mentation plan for the pilot program.

21 (2) Not later than 90 days after the date on
22 which the pilot program commences, and semiannu-
23 ally thereafter during the period in which the pilot
24 program is carried out, an interim report on the
25 pilot program.

1 (3) Not later than 90 days after the date on
2 which the pilot program terminates, a final report
3 describing the results of the pilot program, including
4 any recommendations of the Secretary to expand
5 such program.

1 **Subtitle B—Health Care**
2 **Administration**

3 **SEC. 711.[Log 60736] UNIFIED MEDICAL COMMAND.**

4 (a) UNIFIED COMBATANT COMMAND.—

5 (1) IN GENERAL.—Chapter 6 of title 10, United
6 States Code, is amended by inserting after section
7 167a the following new section:

8 **“§ 167b. Unified combatant command for medical op-**
9 **erations**

10 “(a) ESTABLISHMENT.—With the advice and assist-
11 ance of the Chairman of the Joint Chiefs of Staff, the
12 President, through the Secretary of Defense, shall estab-
13 lish under section 161 of this title a unified command for
14 medical operations (in this section referred to as the ‘uni-
15 fied medical command’). The principal function of the
16 command is to provide medical services to the armed
17 forces and other health care beneficiaries of the Depart-
18 ment of Defense as defined in chapter 55 of this title.

19 “(b) ASSIGNMENT OF FORCES.—In establishing the
20 unified medical command under subsection (a), all active
21 military medical treatment facilities, training organiza-
22 tions, and research entities of the armed forces shall be
23 assigned to such unified command, unless otherwise di-
24 rected by the Secretary of Defense.

1 “(c) GRADE OF COMMANDER.—The commander of
2 the unified medical command shall hold the grade of gen-
3 eral or, in the case of an officer of the Navy, admiral while
4 serving in that position, without vacating his permanent
5 grade. The commander of such command shall be ap-
6 pointed to that grade by the President, by and with the
7 advice and consent of the Senate, for service in that posi-
8 tion. The commander of such command shall be a member
9 of a health profession described in paragraph (1), (2), (3),
10 (4), (5), or (6) of section 335(j) of title 37. During the
11 five-year period beginning on the date on which the Sec-
12 retary establishes the command under subsection (a), the
13 commander of such command shall be exempt from the
14 requirements of section 164(a)(1) of this title.

15 “(d) SUBORDINATE COMMANDS.—(1) The unified
16 medical command shall have the following subordinate
17 commands:

18 “(A) A command that includes all fixed military
19 medical treatment facilities, including elements of
20 the Department of Defense that are combined, oper-
21 ated jointly, or otherwise operated in such a manner
22 that a medical facility of the Department of Defense
23 is operating in or with a medical facility of another
24 department or agency of the United States.

1 “(B) A command that includes all medical
2 training, education, and research and development
3 activities that have previously been unified or com-
4 bined, including organizations that have been des-
5 igned as a Department of Defense executive agent.

6 “(C) The Defense Health Agency.

7 “(2) The commander of a subordinate command of
8 the unified medical command shall hold the grade of lieu-
9 tenant general or, in the case of an officer of the Navy,
10 vice admiral while serving in that position, without
11 vacating his permanent grade. The commander of such a
12 subordinate command shall be appointed to that grade by
13 the President, by and with the advice and consent of the
14 Senate, for service in that position. The commander of
15 such a subordinate command shall also be required to be
16 a surgeon general of one of the military departments.

17 “(e) AUTHORITY OF COMBATANT COMMANDER.—(1)
18 In addition to the authority prescribed in section 164(c)
19 of this title, the commander of the unified medical com-
20 mand shall be responsible for, and shall have the authority
21 to conduct, all affairs of such command relating to medical
22 operations activities.

23 “(2) The commander of such command shall be re-
24 sponsible for, and shall have the authority to conduct, the

1 following functions relating to medical operations activities
2 (whether or not relating to the unified medical command):

3 “(A) Developing programs and doctrine.

4 “(B) Preparing and submitting to the Secretary
5 of Defense program recommendations and budget
6 proposals for the forces described in subsection (b)
7 and for other forces assigned to the unified medical
8 command.

9 “(C) Exercising authority, direction, and con-
10 trol over the expenditure of funds—

11 “(i) for forces assigned to the unified med-
12 ical command;

13 “(ii) for the forces described in subsection
14 (b) assigned to unified combatant commands
15 other than the unified medical command to the
16 extent directed by the Secretary of Defense;
17 and

18 “(iii) for military construction funds of the
19 Defense Health Program.

20 “(D) Training assigned forces.

21 “(E) Conducting specialized courses of instruc-
22 tion for commissioned and noncommissioned officers.

23 “(F) Validating requirements.

24 “(G) Establishing priorities for requirements.

1 “(H) Ensuring the interoperability of equip-
2 ment and forces.

3 “(I) Monitoring the promotions, assignments,
4 retention, training, and professional military edu-
5 cation of medical officers described in paragraph (1),
6 (2), (3), (4), (5), or (6) of section 335(j) of title 37.

7 “(3) The commander of such command shall be re-
8 sponsible for the Defense Health Program, including the
9 Defense Health Program Account established under sec-
10 tion 1100 of this title.

11 “(g) REGULATIONS.—In establishing the unified
12 medical command under subsection (a), the Secretary of
13 Defense shall prescribe regulations for the activities of the
14 unified medical command.”.

15 (2) CLERICAL AMENDMENT.—The table of sec-
16 tions at the beginning of such chapter is amended
17 by inserting after the item relating to section 167a
18 the following new item:

“167b. Unified combatant command for medical operations.”.

19 (b) PLAN, NOTIFICATION, AND REPORT.—

20 (1) PLAN.—Not later than July 1, 2016, the
21 Secretary of Defense shall submit to the congres-
22 sional defense committees a comprehensive plan to
23 establish the unified medical command authorized
24 under section 167b of title 10, United States Code,
25 as added by subsection (a), including any legislative

1 actions the Secretary considers necessary to imple-
2 ment the plan.

3 (2) NOTIFICATION.—The Secretary shall sub-
4 mit to the congressional defense committees written
5 notification of the time line of the Secretary to es-
6 tablish the unified medical command under such sec-
7 tion 167b by not later than the date that is 30 days
8 before establishing such command.

9 (3) REPORT.—Not later than 180 days after
10 submitting the notification under paragraph (2), the
11 Secretary shall submit to the congressional defense
12 committees a report on the establishment of the uni-
13 fied medical command.

1 **SEC. 712.[Log 60865] REPORTS ON PROPOSED REALIGN-**
2 **MENTS OF MILITARY MEDICAL TREATMENT**
3 **FACILITIES.**

4 (a) LIMITATION ON REALIGNMENT.—Chapter 55 of
5 title 10, United States Code, is amended by inserting after
6 section 1073b the following new section:

7 **“§ 1073c. Reports on proposed realignments of mili-**
8 **tary medical treatment facilities**

9 “(a) LIMITATION.—The Secretary of Defense may
10 not restructure or realign a military medical treatment fa-
11 cility until—

12 “(1) the Secretary submits to the congressional
13 defense committees a report on such proposed re-
14 structuring or realignment; and

15 “(2) a period of 90 days has elapsed following
16 the date of such submission.

17 “(b) ELEMENTS.—Each report under subsection
18 (a)(1) shall include, with respect to the military medical
19 treatment facility covered by the report, the following:

20 “(1) The average daily inpatient census.

21 “(2) The average inpatient capacity.

22 “(3) The top five inpatient admission diagnoses.

23 “(4) Each medical specialty available.

24 “(5) The average daily percent of staffing avail-
25 able for each medical specialty.

1 “(6) The beneficiary population within the
2 catchment area.

3 “(7) The budgeted funding level.

4 “(8) Whether the facility has a helipad capable
5 of receiving medical evacuation airlift patients arriv-
6 ing on the primary evacuation aircraft platform for
7 the military installation served.

8 “(9) A determination of whether the civilian
9 hospital system in which the facility resides, if any,
10 is a Federally-designated underserved medical com-
11 munity and the effect on such community from any
12 reduction in staff or functions or downgrade of the
13 facility.

14 “(10) If the facility serves a training center—

15 “(A) a determination of the risk with re-
16 spect to high-tempo, live-fire military oper-
17 ations, treating battlefield-like injuries, and the
18 potential for a mass casualty event if the facil-
19 ity is downgraded to a clinic or reduced in per-
20 sonnel or capabilities; and

21 “(B) a description of the extent to which
22 the Secretary, in making such determination,
23 consulted with the appropriate training direc-
24 torate, training and doctrine command, and
25 forces command of each military department.

1 “(11) A site assessment by the TRICARE pro-
2 gram to assess the network capabilities of
3 TRICARE providers in the local area.

4 “(12) The inpatient mental health availability.

5 “(13) The average annual inpatient care di-
6 rected to civilian medical facilities.

7 “(14) The civilian capacity by medical specialty
8 in each catchment area.

9 “(15) The distance in miles to the nearest civil-
10 ian emergency care department.

11 “(16) The distance in miles to the closest civil-
12 ian inpatient hospital, listed by level of care and
13 whether the facility is designated a sole community
14 hospital.

15 “(17) The availability of ambulance service on
16 the military installation and the distance in miles to
17 the nearest civilian ambulance service, including the
18 average response time to the military installation.

19 “(18) An estimate of the cost to restructure or
20 realign the military medical treatment facility, in-
21 cluding with respect to bed closures and civilian per-
22 sonnel reductions.

23 “(19) If the military medical treatment facility
24 is restructured or realigned, an estimate of—

1 “(A) the number of civilian personnel re-
2 ductions, listed by series;

3 “(B) the number of local support contracts
4 terminated; and

5 “(C) the increased cost of purchased care.

6 “(20) An assessment of the effect of the elimi-
7 nation of health care services at the military medical
8 treatment facility on civilians employed at such facil-
9 ity.”.

10 (b) CLERICAL AMENDMENT.—The table of sections
11 at the beginning of such chapter is amended by inserting
12 after the item relating to section 1073b the following new
13 item:

 “1073c. Reports on proposed realignments of military medical treatment facilities.”.

1 **Subtitle C—Reports and Other**
2 **Matters**

3 **SEC. 721.[Log 60747] EXTENSION OF AUTHORITY FOR DOD-**
4 **VA HEALTH CARE SHARING INCENTIVE**
5 **FUND.**

6 Section 8111(d)(3) of title 38, United States Code,
7 is amended by striking “September 30, 2015” and insert-
8 ing “September 30, 2020”.

1 **SEC. 722.[Log 60748] EXTENSION OF AUTHORITY FOR JOINT**
2 **DEPARTMENT OF DEFENSE-DEPARTMENT OF**
3 **VETERANS AFFAIRS MEDICAL FACILITY DEM-**
4 **ONSTRATION FUND.**

5 Section 1704(e) of the National Defense Authoriza-
6 tion Act for Fiscal Year 2010 (Public Law 111–84; 123
7 Stat. 2573), as amended by section 722 of the National
8 Defense Authorization Act for Fiscal Year 2015 (Public
9 Law 113–291;128 Stat. 3417), is amended by striking
10 “September 30, 2016” and inserting “September 30,
11 2017”.

1 **Subtitle G—Repeal or Revision of**
2 **National Defense Reporting Re-**
3 **quirements**

4 **SEC. 1071 [Log 60661]. REPEAL OR REVISION OF REPORTING**
5 **REQUIREMENTS RELATED TO MILITARY PER-**
6 **SONNEL ISSUES.**

7 (a) **REPORTS ON HEALTH PROTECTION QUALITY**
8 **AND HEALTH ASSESSMENT DATA.—**

9 (1) **REPEAL.—**Section 1073b of title 10, United
10 States Code, is repealed.

11 (2) **CLERICAL AMENDMENT.—**The table of sec-
12 tions at the beginning of chapter 55 of title 10,
13 United States Code, is amended by striking the item
14 relating to section 1073b.

15 (b) **REPORT ON VOTING ASSISTANCE PROGRAMS EF-**
16 **FECTIVENESS AND COMPLIANCE.—**Section 1566(c) of title
17 10, United States Code, is amended—

18 (1) by striking “(1)” after the subsection head-
19 ing; and

20 (2) by striking paragraphs (2) and (3).

21 (c) **REPORT ON AVIATION OFFICER RETENTION BO-**
22 **NUSES.—**Section 301b(i) of title 37, United States Code,
23 is amended—

24 (1) by striking “(1)” after the subsection head-
25 ing; and

1 (2) by striking paragraph (2).

2 (d) REPORT ON FOREIGN LANGUAGE PROFICIENCY
3 INCENTIVE PAY.—Section 316a of title 37, United States
4 Code, as amended by section 615(5) of this Act, is amend-
5 ed—

6 (1) by striking subsection (f); and

7 (2) by redesignating subsection (g) as sub-
8 section (f).

9 (e) REPORT ON USE OF WAIVER AUTHORITY FOR
10 MILITARY SERVICE ACADEMY APPOINTMENTS.—Section
11 553 of the National Defense Authorization Act for Fiscal
12 Year 2012 (Public Law 112–81; 10 U.S.C. 4346 note) is
13 amended—

14 (1) by striking subsection (e); and

15 (2) by redesignating subsection (f) as sub-
16 section (e).

17 (f) REPORT ON INCREASE IN JUNIOR RESERVE OF-
18 FICERS' TRAINING CORPS UNITS.—Subsection (e) of sec-
19 tion 548 of the Duncan Hunter National Defense Author-
20 ization Act for Fiscal Year 2009 (Public Law 110–417;
21 122 Stat. 4466) is repealed.

22 (g) REPORT ON IMPLEMENTATION OF YELLOW RIB-
23 BON REINTEGRATION PROGRAM.—

24 (1) REPORTING REQUIREMENT.—Section
25 582(e) of the National Defense Authorization Act

1 for Fiscal Year 2008 (Public Law 110–181; 10
2 U.S.C. 10101 note) is amended by striking para-
3 graph (4).

4 (2) CONFORMING REPEAL.—Section 597 of the
5 National Defense Authorization Act for Fiscal Year
6 2010 (Public Law 111–84; 10 U.S.C. 10101 note)
7 is repealed.

8 (h) REPORT ON STANDARDS OF FACILITIES.—Sec-
9 tion 1648 of the Wounded Warrior Act (title XVI of Pub-
10 lic Law 110–181; 10 U.S.C. 1071 note) is amended by
11 striking subsection (f).

12 (i) REPORT ON INSPECTIONS OF FACILITIES.—Sec-
13 tion 1662 of the Wounded Warrior Act (title XVI of Pub-
14 lic Law 110–181; 10 U.S.C. 1071 note) is amended—

15 (1) by striking “(a) REQUIRED INSPECTIONS
16 OF FACILITIES.—”; and

17 (2) by striking subsection (b).

18 (j) REPORT ON INSPECTIONS OF OTHER FACILI-
19 TIES.—Section 3307 of the U.S. Troop Readiness, Vet-
20 erans’ Care, Katrina Recovery, and Iraq Accountability
21 Appropriations Act, 2007 (Public Law 110–28; 10 U.S.C.
22 1073 note) is amended—

23 (1) by striking subsection (d); and

24 (2) by redesignating subsection (e) as sub-
25 section (d).

1 (k) REPORT ON LOCAL EDUCATIONAL AGENCY AS-
2 SISTANCE RELATED TO DOD ACTIVITIES.—Section 574
3 of the John Warner National Defense Authorization Act
4 for Fiscal Year 2007 (Public Law 109–364; 20 U.S.C.
5 7703b note) is amended—

6 (1) by striking subsection (e); and

7 (2) by redesignating subsections (d) and (e) as
8 subsections (c) and (d), respectively.

1 **Subtitle D—Other Matters**

2 **SEC. 1431 [Log 60056]. AUTHORITY FOR TRANSFER OF**
3 **FUNDS TO JOINT DEPARTMENT OF DEFENSE-**
4 **DEPARTMENT OF VETERANS AFFAIRS MED-**
5 **ICAL FACILITY DEMONSTRATION FUND FOR**
6 **CAPTAIN JAMES A. LOVELL HEALTH CARE**
7 **CENTER, ILLINOIS.**

8 (a) **AUTHORITY FOR TRANSFER OF FUNDS.**—Of the
9 funds authorized to be appropriated for **[section 506]** and
10 available for the Defense Health Program for operation
11 and maintenance, \$120,387,000 may be transferred by the
12 Secretary of Defense to the Joint Department of Defense—
13 Department of Veterans Affairs Medical Facility Dem-
14 onstration Fund established by subsection (a)(1) of sec-
15 tion 1704 of the National Defense Authorization Act for
16 Fiscal Year 2010 (Public Law 111-84; 123 Stat. 2571).
17 For purposes of subsection (a)(2) of such section 1704,
18 any funds so transferred shall be treated as amounts au-
19 thorized and appropriated specifically for the purpose of
20 such a transfer.

21 (b) **USE OF TRANSFERRED FUNDS.**—For the pur-
22 poses of subsection (b) of such section 1704, facility oper-
23 ations for which funds transferred under subsection (a)
24 may be used are operations of the Captain James A.
25 Lovell Federal Health Care Center, consisting of the

1 North Chicago Veterans Affairs Medical Center, the Navy
2 Ambulatory Care Center, and supporting facilities des-
3 igned as a combined Federal medical facility under an
4 operational agreement covered by section 706 of the Dun-
5 can Hunter National Defense Authorization Act for Fiscal
6 Year 2009 (Public Law 110-417; 122 Stat. 4500).

1 **SEC. 1432 [Log 60057]. AUTHORIZATION OF APPROPRIA-**
2 **TIONS FOR ARMED FORCES RETIREMENT**
3 **HOME.**

4 There is hereby authorized to be appropriated for fis-
5 cal year 2016 from the Armed Forces Retirement Home
6 Trust Fund the sum of \$64,300,000 for the operation of
7 the Armed Forces Retirement Home.

DIRECTIVE REPORT LANGUAGE

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DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE V—MILITARY PERSONNEL POLICY

ITEMS OF SPECIAL INTEREST

Air Force Remotely Piloted Aircraft Manning Issues

The committee is concerned about the Air Force's management of critical shortfalls in training remotely piloted aircraft (RPA) pilots and system operators. Demand for combat air patrols continues to increase, resulting in an unsustainable operation tempo and exodus from the service of trained RPA pilots and operators. Therefore, the committee directs the Secretary of the Air Force to provide a briefing to the House Committee on Armed Services by January 1, 2016, with a complete human capital plan detailing the measures taken to mitigate the shortfalls in manning of RPA weapon systems. Specifically, the briefing shall address: (1) strategies and actual programs in place to increase manning in training, increase retention of RPA operations personnel, increase crew ratios, and maintain a sustainable recruiting and retention program; and (2) a projected date by which the

Air Force believes it will have mitigated the manning shortfall challenges that reside in the RPA community today.

Report on Prisoner of War and Missing in Action Declassification Procedures

The committee is encouraged by the progress the new Defense POW/MIA Accounting Agency (DPAA) has made in integrating the former accounting agencies, the Joint Prisoner of War/Missing in Action Accounting Command and the Defense Prisoner of War/Missing Personnel Office. In its effort to streamline the personnel accounting community and provide more transparency to the families of those missing, the committee urges the Secretary of Defense to pay particular attention to how DPAA communicates and shares information with family members, regardless of whether the family member is a part of a formal organization, and the declassification procedures for documents more than 25 years old that have a reasonable expectation of aiding in the location of persons missing in action.

Therefore, the committee directs the Secretary of Defense, as part of the reorganization of the Defense POW/MIA Accounting Agency, to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by March 1, 2016, identifying specific inefficiencies with regard to the process for the declassification of documents that if addressed, could better guide recovery efforts.

The report shall include the identification of challenges in current declassification procedures; recommendations to expedite procedures for interagency declassification; recommendations for procedures to declassify redacted portions of previously released documents; recommendations of safeguards to prevent the declassification of documents where such declassification may be harmful to national security; recommendations for an expedited procedure for private citizens to request an explanation of documents that will remain classified; and recommendations for procedures to facilitate communication with foreign agencies responsible for the recovery of persons missing in action.

Rulemaking Under the Military Lending Act

The committee recognizes the progress that Department of Defense has made since consumer protections for service members and their dependents against predatory lending were enacted in the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364) and codified in section 987 of title 10, United States Code, better known as The Military Lending Act (MLA). The committee also recognizes that although the law has been largely effective in curbing predatory lending to covered borrowers, some predatory lenders have modified their products to avoid coverage by the Department's rules implementing

section 987. The committee commends the Secretary of Defense for maintaining vigilance in a continuing effort to eliminate predatory lending practices that target service members and their families.

The committee acknowledges the Department's efforts as outlined in the April 2014 Department of Defense Report, Enhancement of Protections on Consumer Credit for Members of the Armed Forces and their Dependents, which was requested in the conference report (H. Rept. 112-705) accompanying the National Defense Authorization Act for Fiscal Year 2013. However, the committee is concerned with the current rule-making the Department is undertaking under the MLA. Therefore, the committee directs the Secretary of Defense to provide a report by March 1, 2016, to the Committees on Armed Services of the Senate and the House of Representatives, concerning any rule-making with regard to the MLA, section 987 of title 10, United States Code, and the implementing regulation, part 232 of title 32, Code of Federal Regulations. The report shall include:

(1) A summary of the comments and an analysis of the disposition of the comments submitted to the Federal Register concerning part 232 of title 32, Code of Federal Regulations, during the rule-making comment period for the document entitled "Limitations on Terms of Consumer Credit Extended to Service Members and Dependents; Proposed Rule."

(2) The impact to military readiness, if any, objectively outlining the impact that has resulted from service member access to or use of various financial products including payday loans, vehicle title loans, bank deposit advances, pawn shop, and/or installment loans since the implementation of the MLA.

(3) The adequacy of current staffing levels of the Defense Manpower Data Center, future projections for increased staffing levels, current and future funding requirements, and what steps are being taken to ensure data security to maintain and increase the accuracy, reliability and integrity of the Center's database systems.

Additionally, the committee directs the Secretary of Defense not to implement any final rule-making related to the MLA, or its implementing regulation, and no final rule may take effect until 60 days after the date on which the report is transmitted to the Committees on Armed Services of the Senate and the House of Representatives.

Tracking for Non-Disability Mental Conditions

The committee is encouraged by the progress the Department of Defense (DOD) has made in accounting for non-disability mental conditions but is still concerned that these conditions are not properly documented as a service member transitions from service. The committee believes that the Department of Defense needs to improve the identification of service members separated for non-disability mental conditions, and to provide reasonable assurance that service members, including Reserve Component members, separated for non-disability mental conditions are separated appropriately and in accordance with standard DOD

procedures and documentation requirements. Therefore, the committee directs that the Secretary of Defense shall:

(1) Develop methods to uniformly track separations due to non-disability mental conditions in an easily retrievable manner and conduct a comprehensive review of separation program designator codes, as well as any information shown on the Department of Defense Form 214.

(2) Take steps to ensure there is an appropriately staffed process to identify administratively separated enlisted National Guard members who are unable to function effectively in the National Guard because of a non-disability mental condition.

(3) Direct the military services to update their administrative separation policies to be consistent with DOD regulations for those service members separated for all non-disability mental conditions.

(4) Ensure the military services implement processes to oversee separations for non-disability mental conditions, such as reinstating the requirement of annual compliance reporting of a sample of administrative separations, using current DOD policy requirements as review criteria for service members of all military services and their Reserve Components.

(5) Ensure that the military services planned oversight of separations for non-disability mental conditions is implemented and incorporates Reserve and National Guard members separated for such conditions, or that the services implement other processes to oversee such administrative separations using current DOD policy requirements as review criteria for all service members, including Reserve and National Guard members.

(6) Direct the Under Secretary of Defense for Personnel and Readiness to review any processes used by the military services to oversee such administrative separations to ensure compliance with DOD policy requirements.

Transfer of Post-9/11 GI Bill Education Benefits

The committee is aware that the Post-9/11 GI Bill benefits under certain conditions can be transferred by an eligible service member to a spouse or children. The committee understands that such transfer can be made after a service member serves 6 years and commits to an additional 4 years of service. The committee is concerned that, for a variety of reasons, a service member who has elected to transfer all or part of their education benefit may retire or leave the service before serving the additional 4 years as required. In such cases, the service member is no longer eligible to transfer the benefit and may be subject to recoupment of funds leading to a hardship for the service member and their family. Therefore, the committee directs the Secretaries of the military departments to provide information to service members during pre-separation and pre-retirement counseling, as well as during the Transition Assistance Program to ensure service members who transfer GI Bill benefits to dependents, and then transition from the

military without completion of the required service, receive information on the effect of the separation on their transfer benefit.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

ITEMS OF SPECIAL INTEREST

Military Allotment Prohibition Briefing to Congress

The committee understands that an amendment to the Department of Defense Financial Management Regulation, effective January 1, 2015, now prohibits Active Duty service members from establishing new allotments for certain purposes, such as the purchase, lease, or rental of personal property. The committee is concerned with the method by which the decision to prohibit certain allotments by military members was reached. Therefore, the committee directs the Secretary of Defense to provide a briefing to the House Committee on Armed Services by January 1, 2016, on the process and justification associated with the amendment to the Department of Defense Financial Management Regulation. The briefing shall include, but not be limited to, the timing and format of the public notice and comment period prior to issuance of the amendment; a summary of public comments submitted for the record; a summary of hearings and workshops held; a list of stakeholders consulted and the timing, manner, and results of such consultation; a summary of all comments and views expressed by stakeholders and how those comments and views were addressed; the justification for the amendment with supporting documentation; an analysis, with case studies, of the nexus between predatory lending and the allotment system; and all studies, data, methodologies, analyses, and other information relied on by the Department.

TITLE VII—HEALTH CARE PROVISIONS

ITEMS OF SPECIAL INTEREST

Comptroller General Report on Army Warrior Transition Units

The committee is concerned about allegations of mistreatment over the past year in some Army Warrior Transition Units (WTUs). The committee is also concerned about how the Army will maintain the robust capability it has created since 2008 as the number of soldiers requiring the use of WTUs continues to decrease.

Therefore, the committee directs the Comptroller General of the United States to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by March 1, 2016, evaluating whether there are

systemic mistreatment issues in the Army WTUs, as well as the Army's plan to maintain the Warrior Transition Units capability with fewer soldiers and resources. The evaluation shall include but is not limited to:

- (1) The current system to respond to and address complaints by wounded warriors in Warrior Transition Units and whether the system is effective and fair;
- (2) The process for selecting commanders and cadre assigned to the Warrior Transition Units and how involved the Surgeon General of the Army and the installation commanders are in the process;
- (3) The effectiveness of the Triad of Care;
- (4) The Army's plan, if any, to consolidate WTUs based on the projected number of service members that could be assigned to the WTUs in the future; and
- (5) Any proposed changes to criteria for assigning a wounded warrior to a WTU and whether the criteria is consistent between the Active Component and the Reserve Component.

Dietary Guidelines for Military Nutrition Programs

The committee supports efforts by the Secretary of Defense to implement nutritional standards based upon the best available and most scientifically sound nutrition evidence to enhance the physical and cognitive health and performance of military and civilian personnel, while maximizing their readiness and warfighting capabilities. As such, the committee is concerned about recommendations contained in the Scientific Report of the 2015 Dietary Guidelines Advisory Committee that focus on issues outside of nutritional health, such as those to incorporate sustainability, climate change, and other environmental factors and agricultural production practices into the criteria for establishing the final 2015 Dietary Guidelines for Americans (DGA). Therefore, should the Secretary of Defense utilize the DGA recommendations, the committee directs the Secretary of Defense to include in military nutrition programs only those DGA recommendations that fall within the scope of health and wellness.

Direct Hire Authority for Critical Health Care Occupational Shortages

The committee is concerned that the Secretary of Defense has not taken action to fully maximize military treatment facilities, particularly through the use of the direct hiring authority provided under section 1599c of title 10, United States Code. The authority provided to the Secretary allows great flexibility in order to access and maintain necessary medical skills within the military health care system. The committee understands that the Department of Defense has yet to implement the authority provided, which has had an adverse impact on the services' ability to recruit civilian health care professionals. Civilian medical professionals, like other Department of Defense civilians, have experienced several years of pay freezes as well as a furlough, which has resulted in numbers of health care professionals leaving the military health care system. The Army alone saw

thousands of health care professionals leave during this time and seek employment with other Federal agencies that were not affected by the furlough. Yet the direct hiring authority available to the Secretary has not been utilized to help the services appropriately staff their facilities.

Maximizing care at military treatment facilities reduces cost to the military health care system and, ultimately, to the Department's budget. The committee urges the Secretary to work with the Secretaries of the military departments to ensure that the authorities provided under section 1599c of title 10, United States Code, are effective in meeting the health care hiring requirements of the services. The committee directs the Secretary of Defense to brief the House Committee on Armed Services by September 1, 2015, on how the Department plans to implement the authorities under section 1599c of title 10, United States Code, in order to support the services' efforts to recruit and hire critical health care professionals.

Military Doctors of Podiatric Medicine

The committee understands that the role of podiatrists in the military has evolved as the profession itself has grown in size and training. The committee is aware that because of this, the clinical role of the podiatric surgeon may not fit within the Medical Service Corps, and that being in the Medical Service Corps may limit career progression and opportunities for leadership positions for podiatrists within the military services. Further, it is the committee's understanding that deployments have offered limited opportunities for podiatrists to serve in leadership positions that would otherwise be restricted to members of the Medical Corps. To better understand the role and responsibilities of military podiatrists, the committee directs the Secretary of Defense to brief the House Committee on Armed Services by July 1, 2016, on the utilization of podiatrists within the Military Health System.

Transport Telemedicine

The committee is aware that the Department of Defense is exploring telemedicine solutions successfully used in a deployed environment to better enhance medical care provided to soldiers deployed or operating at home station. Telemedicine can increase efficiency and reduce health care cost by projecting medical care to multiple locations, thus avoiding transportation delays.

The committee is concerned that the Department of Defense currently lacks a technical solution that captures and communicates patient care/condition information beginning at the point of injury and continuing until arrival at a medical facility. The committee believes the lack of an effective telemedicine architecture represents a critical capability gap for the Department of Defense medical care. Therefore, the committee encourages the Department to support and expand the development and deployment of telemedicine across the Military Health System.

The committee also notes that the Army has successfully demonstrated the airborne portion of its telemedicine concept and is currently writing its telemedicine Concepts Development Document. The committee encourages the Army to consider the most expeditious method to further develop the requirements for telemedicine techniques, capabilities and processes, including a Limited User Evaluation and the exploration of commercial off-the-shelf technologies that may exist today and would effectively work with existing radios and patient care devices.

Therefore, the committee directs the Secretary of the Army to brief the House Committee on Armed Services by January 1, 2016, on the plan for pursuing technical telemedicine capabilities.