

**AMENDMENT TO H.R. 2810**  
**OFFERED BY MR. HUNTER OF CALIFORNIA**

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

1 **SEC. 5** . **LIMITATIONS ON AUTHORITY TO REVOKE CER-**  
2 **TAIN MILITARY DECORATIONS AWARDED TO**  
3 **MEMBERS OF THE ARMED FORCES.**

4 (a) **ARMY.**—

5 (1) **LIMITATIONS.**—Chapter 357 of title 10,  
6 United States Code, is amended by adding at the  
7 end the following new section:

8 **“§ 3757. Military decorations: limitations on revoca-**  
9 **tion**

10 “(a) **LIMITATIONS.**—Except as provided in sub-  
11 section (b), the President or the Secretary of the Army  
12 may not authorize the revocation of a military decoration  
13 after the actual award of the military decoration to a  
14 member of the armed forces under the jurisdiction of the  
15 Secretary.

16 “(b) **EXCEPTIONS.**—(1) Subsection (a) does not  
17 apply to the revocation of a military decoration if the rev-  
18 ocation is ordered on account of —

1           “(A) the acquisition of new or additional infor-  
2           mation that calls into question the service for which  
3           the member was awarded the military decoration; or

4           “(B) the conviction of the member for a serious  
5           violent felony.

6           “(2) In applying the exception described in paragraph  
7 (1)(B), the President and the Secretary of the Army shall  
8 take into account, as an extenuating factor, whether the  
9 member has been diagnosed with Traumatic Brain Injury  
10 (TBI) or Post-Traumatic Stress Disorder (PTSD).

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

12           “(1) The term ‘military decoration’ means the  
13           distinguished-service cross, distinguished-service  
14           medal, silver star, distinguished flying cross, or Sol-  
15           dier’s Medal. The term does not include the medal  
16           of honor.

17           “(2) The term ‘serious violent felony’ has the  
18           meaning given that term in section 3559(c)(2)(F) of  
19           title 18.”.

20           (2) CLERICAL AMENDMENT.—The table of sec-  
21           tions at the beginning of such chapter is amended  
22           by adding at the end the following new item:

          “3757. Military decorations: limitations on revocation.”.

23           (b) NAVY AND MARINE CORPS.—

1           (1) LIMITATIONS.—Chapter 567 of title 10,  
2           United States Code, is amended by adding at the  
3           end the following new section:

4   **“§ 6259. Military decorations: limitations on revoca-**  
5                                   **tion**

6           “(a) LIMITATIONS.—Except as provided in sub-  
7           section (b), the President or the Secretary of the Navy  
8           may not authorize the revocation of a military decoration  
9           after the actual award of the military decoration to a  
10          member of the armed forces under the jurisdiction of the  
11          Secretary.

12          “(b) EXCEPTIONS.—(1) Subsection (a) does not  
13          apply to the revocation of a military decoration if the rev-  
14          ocation is ordered on account of —

15                 “(A) the acquisition of new or additional infor-  
16          mation that calls into question the service for which  
17          the member was awarded the military decoration; or

18                 “(B) the conviction of the member for a serious  
19          violent felony.

20          “(2) In applying the exception described in paragraph  
21          (1)(B), the President and the Secretary of the Navy shall  
22          take into account, as an extenuating factor, whether the  
23          member has been diagnosed with Traumatic Brain Injury  
24          (TBI) or Post-Traumatic Stress Disorder (PTSD).

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

1           “(1) The term ‘military decoration’ means the  
2           Navy cross, distinguished-service medal, silver star  
3           medal, distinguished flying cross, or Navy and Ma-  
4           rine Corps Medal. The term does not include the  
5           medal of honor.

6           “(2) The term ‘serious violent felony’ has the  
7           meaning given that term in section 3559(c)(2)(F) of  
8           title 18.”.

9           (2) CLERICAL AMENDMENT.—The table of sec-  
10          tions at the beginning of such chapter is amended  
11          by adding at the end the following new item:

“6259. Military decorations: limitations on revocation.”.

12          (c) AIR FORCE.—

13           (1) LIMITATIONS.—Chapter 857 of title 10,  
14          United States Code, is amended by adding at the  
15          end the following new section:

16          **“§ 8757. Military decorations: limitations on revoca-  
17                  tion**

18           “(a) LIMITATIONS.—Except as provided in sub-  
19          section (b), the President or the Secretary of the Air Force  
20          may not authorize the revocation of a military decoration  
21          after the actual award of the military decoration to a  
22          member of the armed forces under the jurisdiction of the  
23          Secretary.

1       “(b) EXCEPTIONS.—(1) Subsection (a) does not  
2 apply to the revocation of a military decoration if the rev-  
3 ocation is ordered on account of —

4               “(A) the acquisition of new or additional infor-  
5 mation that calls into question the service for which  
6 the member was awarded the military decoration; or

7               “(B) the conviction of the member for a serious  
8 violent felony.

9       “(2) In applying the exception described in paragraph  
10 (1)(B), the President and the Secretary of the Air Force  
11 shall take into account, as an extenuating factor, whether  
12 the member has been diagnosed with Traumatic Brain In-  
13 jury (TBI) or Post-Traumatic Stress Disorder (PTSD).

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

15               “(1) The term ‘military decoration’ means the  
16 Air Force cross, distinguished-service medal, silver  
17 star, distinguished flying cross, or Airman’s Medal.  
18 The term does not include the medal of honor.

19               “(2) The term ‘serious violent felony’ has the  
20 meaning given that term in section 3559(c)(2)(F) of  
21 title 18.”.

22       (2) CLERICAL AMENDMENT.—The table of sec-  
23 tions at the beginning of such chapter is amended  
24 by adding at the end the following new item:

“8757. Military decorations: limitations on revocation.”.

