## En Bloc Amendments to H.R. 2500

### Subcommittee on Military Personnel

#### En Bloc # 5

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AMENDMENT TO H.R. 2500
OFFERED BY MR. TURNER OF OHIO

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

SEC. 5. TIMELY DISPOSITION OF NONPROSECUTABLE SEX-RELATED OFFENSES.

(a) POLICY REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall develop and implement a policy to ensure the timely disposition of nonprosecutable sex-related offenses in accordance with subsection (b).

(b) ELEMENTS.—The policy developed under subsection (a) shall require the following:

(1) Not later than seven days after the date on which a court-martial convening authority declines to refer a nonprosecutable sex-related offense for trial by general or special court-martial under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), the convening authority will forward the investigation to the commander of the accused.
(2) Not later than 90 days after the date on which the commander of the accused receives the investigation under paragraph (1)—

(A) the commander will determine whether or not to take other judicial, nonjudicial, or administrative action in connection with the conduct covered by the investigation, including any lesser included offenses, as authorized under section 815 of title 10, United States Code (article 15 of the Uniform Code of Military Justice); and

(B) in a case in which the commander of the accused decides to take additional action under subparagraph (A), the commander take such actions as appropriate.

(c) NONPROSECUTABLE SEX-RELATED OFFENSE DEFINED.—In this section, the term "nonprosecutable sex-related offense" means an alleged sex-related offense (as that term is defined in section 1044e(g) of title 10, United States Code) that a court-martial convening authority has declined to refer for trial by a general or special court-martial under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice) due
to a determination that there is insufficient evidence to support prosecution of the sex-related offense.
AMENDMENT TO H.R. 2500
OFFERED BY MRS. DAVIS OF CALIFORNIA

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

SEC. 5. AUTHORIZING MEMBERS TO TAKE LEAVE FOR A BIRTH OR ADOPTION IN MORE THAN ONE INCREMENT.

Section 701(i) of title 10, United States Code, is amended by striking paragraph (5).
AMENDMENT TO H.R. 2500
OFFERED BY MR. LARSEN OF WASHINGTON

At the appropriate place in title VII, add the following new section:

SEC. 7. PILOT PROGRAM ON CRYOPRESERVATION AND STORAGE.

(a) PILOT PROGRAM.—The Secretary of Defense shall establish a pilot program to provide not more than 1,000 members of the Armed Forces serving on active duty with the opportunity to cryopreserve and store their gametes prior to deployment to a combat zone.

(b) PERIOD.—

(1) IN GENERAL.—The Secretary shall provide for the cryopreservation and storage of gametes of a participating member of the Armed Forces under subsection (a), at no cost to the member, in a facility of the Department of Defense or at a private entity pursuant to a contract under subsection (d) until the date that is one year after the retirement, separation, or release of the member from the Armed Forces.

(2) CONTINUED CRYOPRESERVATION AND STORAGE.—At the end of the one-year period speci-
fied in paragraph (1), the Secretary shall authorize an individual whose gametes were cryopreserved and stored in a facility of the Department as described in that paragraph to select, including pursuant to an advance medical directive or military testamentary instrument completed under subsection (c), one of the following options:

(A) To continue such cryopreservation and storage in such facility with the cost of such cryopreservation and storage borne by the individual.

(B) To transfer the gametes to a private cryopreservation and storage facility selected by the individual.

(C) To authorize the Secretary to dispose of the gametes of the individual not earlier than the date that is 90 days after the end of the one-year period specified in paragraph (1) with respect to the individual.

(c) ADVANCE MEDICAL DIRECTIVE AND MILITARY TESTAMENTARY INSTRUMENT.—A member of the Armed Forces who elects to cryopreserve and store their gametes under this section shall complete an advance medical directive described in section 1044c(b) of title 10, United States Code, and a military testamentary instrument de-
scribed in section 1044d(b) of such title, that explicitly specifies the use of their cryopreserved and stored gametes if such member dies or otherwise loses the capacity to consent to the use of their cryopreserved and stored gametes.

(d) AGREEMENTS.—To carry out this section, the Secretary may enter into agreements with private entities that provide cryopreservation and storage services for gametes.
AMENDMENT TO H.R. 2500
OFFERED BY MS. STEFANIK OF NEW YORK

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

SEC. 5. TRAINING FOR SEXUAL ASSAULT INITIAL DISPOSITION AUTHORITIES ON EXERCISE OF DISPOSITION AUTHORITY FOR SEXUAL ASSAULT AND COLLATERAL OFFENSES.

(a) IN GENERAL.—The training for sexual assault initial Disposition authorities on the exercise of disposition authority under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), with respect to cases for which disposition authority is withheld to such authorities by the April 20, 2012, memorandum of the Secretary of Defense, or any successor memorandum, shall include comprehensive training on the exercise by such authorities of such authority with respect to such cases in order to enhance the capabilities of such Authorities in the exercise of such authority and thereby promote confidence and trust in the military justice process with respect to such cases.

(b) MEMORANDUM OF SECRETARY OF DEFENSE.—The April 20, 2012, memorandum of the Secretary of De-
fense referred to in subsection (a) is the memorandum of the Secretary of Defense entitled “Withholding Initial Disposition Authority Under the Uniform Code of Military Justice in Certain Sexual Assault Cases” and dated April 20, 2012.
AMENDMENT TO H.R. 2500
OFFERED BY MR. NORCROSS OF NEW JERSEY

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

SEC. 5. TRANSPORTATION OF REMAINS OF CASUALTIES; TRAVEL EXPENSES FOR NEXT OF KIN.


(1) in the heading, by striking "DYING IN A THEATER OF COMBAT OPERATIONS"; and

(2) in subsection (a), by striking "in a combat theater of operations" and inserting "outside of the United States".

(b) TRANSPORTATION FOR FAMILY.—The Secretary of Defense shall revise Department of Defense Instruction 1300.18 to extend travel privileges via Invitational Travel Authorization to family members of members of the Armed Forces who die outside of the United States and
whose remains are returned to the United States through the mortuary facility at Dover Air Force Base, Delaware.
AMENDMENT TO H.R. 2500
OFFERED BY MR. COURTNEY OF CONNECTICUT

Add at the end of section 556(d) the following new paragraph:

(4) The United States Coast Guard Academy.
Amendment to H.R. 2500
National Defense Authorization Act for Fiscal Year 2020

Offered by: Ms. Houlahan of Pennsylvania

In the appropriate place in the report to accompany H.R. 2500, insert the following new Directive Report Language:

Report on the Armed Services Vocational Aptitude Battery

The committee notes that according to the Department of Defense 71 percent of Americans ages 17 to 24 are not eligible for military service. Approximately 24 percent of this same population who take the Armed Services Vocational Aptitude Battery (ASVAB) do not receive a score that qualifies them for enlistment in the Armed Forces without a waiver. The committee believes the Department of Defense's data on the ASVAB could be useful in identifying the kinds of test takers who struggle to meet the minimum educational standards for enlistment and identifying the educational needs of local education agencies. Therefore, the committee directs the Secretary of Defense to provide the Committees on Armed Services of the Senate and the House of Representatives, not later than March 1, 2020, a report on those deemed ineligible for service due to inadequate test scores on the ASVAB and the impact this population has on recruitment and military readiness. The report shall include:

1) Detailed information on the most recent 10 years of data available for all candidates who took the ASVAB by mean and median Armed Forces Qualification Test (AFQT) score, including a breakdown by section of the test and category the test takers' overall scores falls into, for:
   a) ethnicity;
   b) race;
   c) gender;
   d) age at time of test;
   e) state of residency at time of test;
   f) county of residency at time of test;
   g) zip code at time of test;
   h) highest level of education attained at time of test; and
i) if available:
   (a) type of secondary educational institution attended;
   (b) school and/or school district enrolled in at time of test;
   (c) percentage of students in school district attended qualifying for free and reduced-priced lunch at time of test,
   (d) National Center for Education Statistics school identification number for secondary educational institution;
   (e) free and reduced-price lunch status at time of test;
   (f) Individual Education Plan or 504 Plan status; and
   (g) English Language Learner status;
2) Correlation metrics between ASVAB scores and demographic indicators;
3) A list of the counties and school districts scoring in the bottom five percent on the ASVAB nationally over the past 10 years;
4) Number of test takers deemed ineligible for service based on their Category V ASVAB score each year over the past 10 years;
5) Number of test takers who were granted a waiver for enlistment who received a Category IV score each year over the past 10 years; and
6) The feasibility of sharing the information required in the report with the Secretary of Education to assist in improving the education of young American.
Amendment to H.R. 2500
National Defense Authorization Act for Fiscal Year 2020

Offered by Mr. Keating of Massachusetts

In the appropriate place in the report to accompany H.R. 2500, insert the following new Directive Report Language:

Implementation of the Women, Peace and Security Act of 2017

"The committee directs the Secretary of Defense, through implementation of the Women, Peace, and Security Act of 2017 (Public Law 115-68), to ensure gender advisor support, building partner capacity activities, and research on gender considerations across the conflict spectrum is addressed in professional military education."
AMENDMENT TO H.R. 2500
OFFERED BY MR. BERGMAN OF MICHIGAN

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

SEC. 5. GRADE OF CERTAIN CHIEFS OF RESERVE COMPONENTS.

(a) IN GENERAL.—

(1) CHIEF OF ARMY RESERVE.—Section 7038(b)(1) of title 10, United States Code, is amended by striking “general officers of the Army Reserve” and inserting “officers of the Army Reserve in the grade of lieutenant general and”.

(2) CHIEF OF NAVY RESERVE.—Section 8083(b)(1) of such title is amended by striking “flag officers of the Navy (as defined in section 8001(1))” and inserting “officers of the Navy Reserve in the grade of vice admiral and”.

(3) COMMANDER, MARINE FORCES RESERVE.—Section 8084(b)(1) of such title is amended by striking “general officers of the Marine Corps (as defined in section 8001(2))” and inserting “officers of the Marine Corps Reserve in the grade of lieutenant general and”.

(4) CHIEF OF AIR FORCE RESERVE.—Section 9038(b)(1) of such title is amended by striking “general officers of the Air Force Reserve” and inserting “officers of the Air Force Reserve in the grade of lieutenant general and”.

(b) EFFECTIVE DATE.—The amendments made under subsection (a) shall take effect on the date that is one year after the date of the enactment of this Act and shall apply to appointments made after such date.
AMENDMENT TO H.R. 2500
OFFERED BY MS. GABBARD OF HAWAI'I

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

1 SEC. 3. SENSE OF CONGRESS REGARDING INNOVATIVE READINESS TRAINING PROGRAM.

2 It is the sense of Congress that—

3 (1) the Innovative Readiness Training program is an effective training program for members of the Armed Forces and is highly beneficial to civilian-military relationships with local American communities;

4 (2) due to the geographic complexities and realities of non-contiguous States and territories, Innovative Readiness Training has lent greater benefit to such States and territories while providing unique and realistic training opportunities and deployment readiness for members of the Armed Forces;

5 (3) the Department of Defense should pursue continued Innovative Readiness Training opportunities, and, where applicable, strongly encourage the use of Innovative Readiness Training in non-contiguous States and territories; and
(4) in considering whether to recommend a project, the Secretary should consider the benefits of the project to the economy of a region damaged by natural disasters.
AMENDMENT TO H.R. 2500
OFFERED BY MR. ABRAHAM OF LOUISIANA

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

1 SEC. 5. GRADE OF CHIEF OF THE VETERINARY CORPS
2 OF THE ARMY.
3 Section 7084 of title 10, United States Code, is amended by adding at the end the following: “An officer appointed to that position who holds a lower grade shall be appointed in the grade of brigadier general.”

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