

SUBCOMMITTEE ON MILITARY PERSONNEL EN BLOC #2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
7	0	Slotkin, Elissa	MLP	Requiring DoD to report to Congress on supplies it deems critical to for a future public health crisis, what percentage of those items are domestically sourced, and whether DoD has access to sufficient production capacity for future needs.	EB 2
140	0	Kelly, Trent	MLP	Would require the Secretary of Defense to establish a COVID-19 Military Health System Review panel.	EB 2
541	2	Kelly, Trent	MLP	Global War on Pandemics	EB 2
83	0	Turner, Michael	MLP	Duties of Secretary Under Uniformed and Overseas Citizens Absentee Voting Act	EB 2
404	0	Davis, Susan	MLP	Ensures election officials track and confirm the receipt of military and overseas absentee ballots.	EB 2
130	0	Turner, Michael	MLP	Temporary Exemption from Authorized Daily Average of Members in Pay Grades E-8 and E-9	EB 2
416	3	Brown, Anthony G.	MLP	Implements Recommendation 8 from the Military Leadership Diversity Commission and establishes requirements for a mentoring and career development program.	EB 2
31	0	Rogers, Mike	MLP	Pilot Program to Expand Eligibility for Enrollment at Domestic Dependent Elementary and Secondary Schools	EB 2
202	1	Gabbard, Tulsi	MLP	This amendment would expand STARBASE funding to Guam and the Northern Mariana Islands.	EB 2
281	1	Cisneros, Jr., Gilbert Ray	MLP	The amendment improves how the Department of Defense tracks and responds to incidents of child abuse and neglect occurring on military installations or involving military dependents.	EB 2
29	0	Gallagher, Mike	MLP	Directs the Secretary of Defense to issue a report on the relationship between the diet and nutrition of service members and their health, performance, and combat effectiveness.	EB 2
40	0	Gallagher, Mike	MLP	Directs a briefing on innovative TBI preventative devices.	EB 2
75	0	Horn, Kendra S.	MLP	Supports the use of creative art therapies to treat service members with traumatic brain injuries and psychological health conditions and requires the DHA Secretary to report on funding for these therapies and the options to expand their use.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
102	1	Gabbard, Tulse	MLP	This is a report on the potential benefits of allowing military retirees to contribute to Health Savings Accounts.	EB 2
139	0	Kelly, Trent	MLP	Requires a medical study regarding toxic exposure at Karshi-Khanabad Air Base, Uzbekistan.	EB 2
147	0	Haaland, Debra A.	MLP	Directs the DOD IG to perform an audit of the medical conditions of eligible individuals and the association between adverse exposures of such individuals in unsafe or unhealthy housing units and the health of such individuals.	EB 2
174	0	Waltz, Michael	MLP	Leverages the collective research assets of the U.S. and Israel to develop best-practices in research, diagnosing, and treating PTSD by establishing a grant program for American universities and private non-profit institutions that team-up with an Israeli counterpart	EB 2
180	0	Davis, Susan	MLP	Report on Improving Health Care Choices for Severely Injured Service Members	EB 2
196	1	Abraham, Ralph Lee	MLP	To amend the Joint Trauma System, and Education and Training directorate from the FY17 NDAA to include military working dogs	EB 2
197	0	Gabbard, Tulse	MLP	This bill requires the Department of Defense (DOD) to report on the implementation and application of the Integrated Disability Evaluation System (a joint DOD and Department of Veterans Affairs process to determine disability benefits for servicemembers).	EB 2
208	0	Larsen, Rick	MLP	To create a pilot program to give participating servicemembers the option of cryopreserving their gametes before depolying to a combat zone.	EB 2
214	0	Speier, Jackie	MLP	Status of Implementation of Guidance for Ensuring Access to Contraception for Service Members	EB 2
247	0	Hartzler, Vicky	MLP	Amends the section "Behavioral Health Requirements of the Department of Defense," to add a strategy for the use of Chaplain programs, a strategy for the use of nonprofit post-traumatic growth programs, and an analysis of DOD's utilization of EMDR.	EB 2
267	1	Bacon, Don	MLP	Would affirm the need for military medical surge capacity partnerships as authorized by Sec 740 of the FY20 NDAA and encourage the Department to move expeditiously to include its resources requirements in it's FY22 budget request	EB 2
301	0	Carbajal, Salud O.	MLP	Clarify USU's authority to partner in sole source fashion with HJF or other non-profit organizations to facilitate and implement medical research efficiently and effectively.	EB 2
344	0	Houlahan, Chrissy	MLP	Adds permanent coverage for DBT Mammography to TRICARE	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
476	0	Moulton, Seth	MLP	Requires the Department of Defense to establish a standard phrase that service members may use to initiate a confidential, mandatory mental health evaluation referral.	EB 2
595	0	Bishop, Rob	MLP	Cardiac Arterial Disease Diagnostic Improvements	EB 2
4	0	Brown, Anthony G.	MLP	Requires a Federally Funded Research and Development Center (FFRDC) to conduct a study on certain elements of the armed forces (SOF/pilots) regarding the barriers to minority participation.	EB 2
181	0	Davis, Susan	MLP	Additions to a report on gender integration at Marine Corps recruit depots.	EB 2
286	1	Speier, Jackie	MLP	Plans to Increase Female and Minority Representation in the Armed Forces	EB 2
336	0	Escobar, Veronica	MLP	Mental Health Accessions and Waiver Data Reporting DRL	EB 2
364	0	Speier, Jackie	MLP	GAO Review of Suicide Prevention at Remote DoD Installations	EB 2
382	1	Houlahan, Chrissy	MLP	This amendment directs the Department to brief HASC on Reserve Component parental leave policies and the feasibility of creating a policy that allows for flexibility in drill schedule to allow Reservists to take up to twelve weeks of parental leave if they have access to it.	EB 2
390	2	Luria, Elaine G.	MLP	Would require the Secretary of the Navy to review the records of participants in the Seaman to Admiral program during FY10-14 as it relates to service credits.	EB 2
419	0	Brown, Anthony G.	MLP	Implements Recommendation 19 from the Military Leadership Diversity Commission and establishes a Diversity and Inclusion counterpart to the Defense Advisory Committee on Women in the Services (DACOWITS).	EB 2
460	0	Carbajal, Salud O.	MLP	Sense of Congress that the Recruiting Commands should give all due consideration to local broadcasting and traditional news publishers when advertising.	EB 2
498	0	Trahan, Lori	MLP	This would direct the SecDef to establish a multidisciplinary board for obtaining the data necessary to make comprehensive Department of Defense Suicide Event Report submissions.	EB 2
520	0	Bergman, Jack	MLP	Request for a report on Reserve Component General and Flag Officer development and career progression.	EB 2

LOG ID	REV	MEMBER	MARKUP LOC	DESCRIPTION	MARKUP ACT
534	0	Speier, Jackie	MLP	Redaction of Personally Identifiable Information from Records Furnished to a Promotion Board	EB 2
325	0	Haaland, Debra A.	MLP	PFAS Health Assessment and Blood Testing	EB 2
359	0	Houlahan, Chrissy	MLP	In FY19, HASC authorized the maximum transfer of \$10M from DOD to CDC to study PFOS/PFOA contamination in drinking water. This amendment changes the authorization level to \$15 million, a \$5 million increase.	EB 2
194	1	Kelly, Trent	MLP	Space National Guard	EB 2
454	0	Brindisi, Anthony	MLP	Requires Transition Assistance Program (TAP) classes to contain information on care provided by VA for survivors of sexual assault, sexual or gender harassment, and intimate partner violence.	EB 2
170	0	Gallego, Ruben	MLP	Reenlistment waiver authority for one misdemeanor cannabis offense.	EB 2

Amendment to H.R. 6395

National Defense Authorization Act for Fiscal Year 2021

Offered by: Representative Elissa Slotkin

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

Supply Chain Resilience and Critical Supplies Stockpile

The Department of Defense has significant experience and expertise managing complex, expeditionary, and global logistics operations and emergency rapid acquisitions and contract support. This expertise has been central to the whole of government response to COVID-19, and we commend the Department for its support. It will be critical to learn lessons from the experience of COVID-19 and build readiness and preparedness for a next global health crisis, whenever and wherever it may strike. This includes having effective processes in place, stocks on hand, as well as being able to anticipate requirements for even the most extreme scenarios. The Department of Defense is adept at planning for two simultaneous wars in two theaters; working within the Whole of Government framework it must be able to do the same when it comes to global health crises or natural disasters -- events we may not be able to prevent from occurring simultaneously. The committee directs the Secretary of Defense to report to the House Armed Services Committee within 120 days of enactment, based on lessons learned from COVID-19 response:

- What medical /health supplies do you now deem critical to have in DoD and National Stockpiles?
- In what amounts should these supplies be maintained?
- What is the process for determining requirements for those items?
- What percentage of the production of each of those items is domestic vs foreign based on today's industrial base?
- What is the current surge ramp capacity for each of those items? If it is not currently sufficient, what should it be?
- What is needed to ensure there is sufficient capability within the surge ramp capacity for the items on the critical list?

- Provide recommendations as to whether certain industrial activities should be funded for warm base surge capability.
- Are any of these items capable of being additively manufactured? If so, what impact does that have on recommendations for possible industrial activities?
- What scenarios do you plan against to ensure preparedness?
- In FY2019 and FY2020, with what frequency do you convene DoD components or other agencies for exercises to prepare for global health crises?
- Would DoD be capable of sustaining medical/health supplies deemed critical for National stockpiles, in addition to DoD stockpiles? Would DoD be capable of managing stockpiles for a Whole of Government response to a national emergency?
- Should DoD have prescribed missions or capabilities to sustain and provide critical items for the Whole of Government response in a national emergency?

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

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

1 **SEC. 7** **COVID-19 MILITARY HEALTH SYSTEM REVIEW**

2 **PANEL.**

3 (a) **ESTABLISHMENT.**—The Secretary of Defense
4 shall establish a panel to be known as the “COVID-19
5 Military Health System Review Panel” (in this section re-
6 ferred to as the “panel”).

7 (b) **COMPOSITION.**—

8 (1) **MEMBERS.**—The panel shall be composed of
9 the following members:

10 (A) The President of the Uniformed Serv-
11 ices University of the Health Sciences.

12 (B) The Director of the Defense Health
13 Agency.

14 (C) The Surgeon General of the Army.

15 (D) The Surgeon General of the Navy.

16 (E) The Surgeon General of the Air Force.

17 (F) The Joint Staff Surgeon.

1 (G) The Deputy Assistant Secretary of De-
2 fense for Health Readiness Policy and Over-
3 sight.

4 (H) The Deputy Assistant Secretary of
5 Defense for Health Resources Management and
6 Policy.

7 (2) CHAIRPERSON.—The chairperson of the
8 panel shall be the President of the Uniformed Serv-
9 ices University of the Health Sciences.

10 (3) TERMS.—Each member shall be appointed
11 for the life of the panel.

12 (c) DUTIES.—

13 (1) IN GENERAL.—The panel shall—

14 (A) review the response of the military
15 health system to the coronavirus disease 2019
16 (COVID–19) and the effects of COVID–19 on
17 such system, including by analyzing any
18 strengths or weaknesses of such system identi-
19 fied as a result COVID–19; and

20 (B) using information from the review,
21 make such recommendations as the panel con-
22 siders appropriate with respect to any policy,
23 practice, organization, manning level, funding
24 level, or legislative authority relating to the
25 military health system.

1 (2) ELEMENTS OF REVIEW.—In conducting the
2 review under paragraph (1), each member of the
3 panel shall lead a review of at least one of the fol-
4 lowing elements, with respect to the military health
5 system:

6 (A) Policy, including any policy relating to
7 force health protection or medical standards for
8 the appointment, enlistment, or induction of in-
9 dividuals into the Armed Forces.

10 (B) Public health activities, including any
11 activity relating to risk communication, surveil-
12 lance, or contact tracing.

13 (C) Research, diagnostics, and thera-
14 peutics.

15 (D) Logistics and technology.

16 (E) Force structure and manning.

17 (F) Governance and organization.

18 (G) Operational capabilities and oper-
19 ational support.

20 (H) Education and training.

21 (I) Health benefits under the TRICARE
22 program.

23 (J) Engagement and security activities re-
24 lating to global health.

1 (K) The financial impact of COVID–19 on
2 the military health system.

3 (d) REPORT.—Not later than June 1, 2021, the Sec-
4 retary of Defense shall submit to the congressional defense
5 committees a report that includes the findings of the panel
6 as a result of the review under subsection (c)(1)(A), to-
7 gether with such recommendations as the panel considers
8 appropriate under subsection (c)(1)(B).

9 (e) TERMINATION.—The panel shall terminate on
10 June 1, 2021.



AMENDMENT TO H.R. 6395

OFFERED BY Mr. Kelly

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

1 **SEC. 7. COVID-19 GLOBAL WAR ON PANDEMICS.**

2 (a) STRATEGY.—The Secretary of Defense shall de-
3 velop a strategy for pandemic preparedness and response
4 that includes the following:

5 (1) Identification of activities necessary to be
6 carried out prior to a pandemic to ensure prepared-
7 ness and effective communication of roles and re-
8 sponsibilities within the Department of Defense, in-
9 cluding—

10 (A) reviewing the frequency of each exer-
11 cise conducted by the Department or a military
12 department that relates to a pandemic or severe
13 influenza season or related force health protec-
14 tion;

15 (B) ensuring such exercises are appro-
16 priately planned, resourced, and practiced;

17 (C) including a consideration of the capa-
18 bilities and capacities necessary to carry out the
19 strategy under this section, and related oper-

1 ations for force health protection, and ensuring
2 that these are included in each cost evaluation,
3 Defense-wide review, or manning assessment of
4 the Department of Defense that affects such
5 capabilities and capacities;

6 (D) reviewing the placement, exploring
7 broader utilization of global health engagement
8 liaisons, and increasing the scope of global
9 health activities of the Department of Defense;

10 (E) assessing a potential career track re-
11 lating to health protection research for mem-
12 bers of the Armed Forces and civilian employ-
13 ees of the Department of Defense;

14 (F) providing to members of the Armed
15 Forces guidance on force health protection prior
16 to and during a pandemic or severe influenza
17 season, including guidance on specific behaviors
18 or actions required, such as self-isolating, social
19 distancing, and additional protective measures
20 to be carried out after contracting a novel virus
21 or influenza;

22 (G) reviewing and updating the inventory
23 of medical supplies and equipment of the De-
24 partment of Defense that is available for oper-
25 ational support to the combatant commands

1 prior to and during a pandemic (such as vac-
2 cines, biologics, drugs, preventive medicine,
3 antiviral medicine, and equipment relating to
4 trauma support), including a review of—

5 (i) the sufficiency of prepositioned
6 stocks; and

7 (ii) the effectiveness of the
8 Warstopper Program of the Defense Logis-
9 tics Agency, or such successor program;

10 (H) reviewing and updating distribution
11 plans of the Department of Defense for critical
12 medical supplies and equipment within the in-
13 ventory of the Department of Defense, includ-
14 ing vaccines and antiviral medicines; and

15 (I) reviewing and updating research on in-
16 fectionous diseases and preventive medicine con-
17 ducted by the military health system, including
18 research conducted by the Health Related Com-
19 munities of Interest of the Department of De-
20 fense, the Joint Program Committees, the over-
21 seas medical laboratories of the Department of
22 Defense, the Armed Forces Health Surveillance
23 Branch, or other elements of the Department of
24 Defense that conduct research in support of

1 members of the Armed Forces or beneficiaries
2 under the TRICARE program.

3 (2) Review of Department of Defense systems
4 for health surveillance and detection to ensure con-
5 tinuous situational awareness and early warning
6 with respect to a pandemic, including a review of—

7 (A) the levels of funding and investment,
8 and the overall value, of the Global Emerging
9 Infections Surveillance and Response System of
10 the Department of Defense, including the value
11 demonstrated by the role of such system in—

12 (i) improving the Department of De-
13 fense prevention and surveillance of, and
14 the response to, infectious diseases that
15 may impact members of the Armed Forces;

16 (ii) informing decisions relating to
17 force health protection across the geo-
18 graphic combatant commands;

19 (iii) ensuring laboratory readiness to
20 support pandemic response efforts and to
21 understand infectious disease threats to
22 the Armed Forces; and

23 (iv) coordinating and collaborating
24 with partners, such as the geographic com-

1 batant commands, other Federal agencies,
2 and international partners;

3 (B) the levels of funding and investment,
4 and the overall value, of the overseas medical
5 laboratories of the Department of Defense, in-
6 cluding the value demonstrated by the role of
7 such laboratories in conducting research and
8 forming partnerships with other elements of the
9 Department of Defense, other Federal agencies,
10 international partners in the country in which
11 such laboratory is located, and, as applicable,
12 the private sector of the United States; and

13 (C) the levels of funding and investment,
14 and the overall value, of the Direct HIV/AIDS
15 Prevention Program of the Department of De-
16 fense, including the value demonstrated by the
17 role of such program in developing (in coordina-
18 tion with other Federal agencies) programs for
19 the prevention, care, and treatment of the
20 human immunodeficiency virus infection and
21 acquired immune deficiency syndrome.

22 (3) Identification of activities to limit the
23 spread of an infectious disease outbreak among
24 members of the Armed Forces and beneficiaries
25 under the TRICARE program, including activities to

1 mitigate the health, social, and economic impacts of
2 a pandemic on such members and beneficiaries, in-
3 cluding by—

4 (A) reviewing the role of the Department
5 of Defense in the National Disaster Medical
6 System under section 2812 of the Public Health
7 Service Act (42 U.S.C. 300hh–11) and imple-
8 menting plans across the Department that le-
9 verage medical facilities, personnel, and re-
10 sponse capabilities of the Federal Government
11 to support requirements under such Act relat-
12 ing to medical surge capacity;

13 (B) determining the range of public health
14 capacity, medical surge capacity, administrative
15 capacity, and veterinary capacity necessary for
16 the Armed Forces to—

17 (i) support operations during a pan-
18 demic; and

19 (ii) develop mechanisms to reshape
20 force structure during such pandemic as
21 necessary (contingent upon primary mis-
22 sion requirements); and

23 (C) determining the range of activities for
24 operational medical support and infrastructure
25 sustainment that the Department of Defense

1 and other Federal agencies have the capacity to
2 implement during a pandemic (contingent upon
3 primary mission requirements), and develop
4 plans for the implementation of such activities.

5 (b) STUDY ON RESPONSE TO COVID–19.—The Sec-
6 retary shall conduct a study on the response of the mili-
7 tary health system to the coronavirus disease 2019
8 (COVID–19).

9 (c) REPORT.—Not later than June 1, 2021, the Sec-
10 retary shall submit to the congressional defense commit-
11 tees a report containing—

- 12 (1) the strategy under subsection (a); and
- 13 (2) the study under subsection (b), including
14 any findings or recommendations from the study
15 that relate to an element of the strategy under sub-
16 section (a), such as recommended changes to policy,
17 funding, practices, manning, organization, or legisla-
18 tive authority.



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

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

1 **SEC. 17 ____ . DUTIES OF SECRETARY UNDER UNIFORMED**
2 **AND OVERSEAS CITIZENS ABSENTEE VOTING**
3 **ACT.**

4 (a) ENSURING ABILITY OF ABSENT UNIFORMED
5 SERVICES VOTERS SERVING AT DIPLOMATIC AND CON-
6 SULAR POSTS TO RECEIVE AND TRANSMIT BALLOTING
7 MATERIALS.—In carrying out the Secretary’s duties as
8 the Presidential designee under the Uniformed and Over-
9 seas Citizens Absentee Voting Act (52 U.S.C. 20301 et
10 seq.), the Secretary shall take such actions as may be nec-
11 essary to ensure that an absent uniformed services voter
12 under such Act who is absent from the United States by
13 reason of active duty or service at a diplomatic and con-
14 sular post of the United States is able to receive and
15 transmit balloting materials in the same manner and with
16 the same rights and protections as an absent uniformed
17 services voter under such Act who is absent from the
18 United States by reason of active duty or service at a mili-
19 tary installation.

2

1 (b) EFFECTIVE DATE.—This section shall apply with
2 respect to elections held on or after the date of the enact-
3 ment of this Act.



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

At the appropriate place in title V of the bill, add the following new section:

1 **SEC. 5 ____ . ABSENTEE BALLOT TRACKING PROGRAM.**

2 (a) ESTABLISHMENT AND OPERATION OF PRO-
3 GRAM.—Section 102(h) of the Uniformed and Overseas
4 Citizens Absentee Voting Act (52 U.S.C. 20302(h)) is
5 amended to read as follows:

6 “(h) ABSENTEE BALLOT TRACKING PROGRAM.—

7 “(1) REQUIRING ESTABLISHMENT AND OPER-
8 ATION OF PROGRAM.—The chief State election offi-
9 cial, in coordination with local election jurisdictions,
10 shall establish and operate an absentee ballot track-
11 ing program described in paragraph (2) for the use
12 of absent uniformed services voters and overseas vot-
13 ers.

14 “(2) PROGRAM DESCRIBED.—

15 “(A) INFORMATION ON TRANSMISSION AND
16 RECEIPT OF ABSENTEE BALLOTS.—An absentee
17 ballot tracking program described in this para-
18 graph is a program under which—

1 “(i) the State or local election official
2 responsible for the transmission of absen-
3 tee ballots in an election for Federal office
4 operates procedures to track and confirm
5 the transmission of such ballots and to
6 make information on the transmission of
7 such a ballot available by means of online
8 access using the Internet site of the offi-
9 cial’s office; and

10 “(ii) the State or local election official
11 responsible for the receipt of absentee bal-
12 lots in an election for Federal office oper-
13 ates procedures to track and confirm the
14 receipt of such ballots and (subject to sub-
15 paragraph (B)) to make information on
16 the receipt of such a ballot available by
17 means of online access using the Internet
18 site of the official’s office.

19 “(B) SPECIFIC INFORMATION ON RECEIPT
20 OF VOTED ABSENTEE BALLOTS.—The informa-
21 tion required to be made available under clause
22 (ii) of subparagraph (A) with respect to the re-
23 ceipt of a voted absentee ballot in an election
24 for Federal office shall include information re-
25 garding whether the vote cast on the ballot was

1 counted, and, in the case of a vote which was
2 not counted, the reasons therefor. The appro-
3 priate State or local election official shall make
4 the information described in the previous sen-
5 tence available during the 30-day period that
6 begins on the date on which the results of the
7 election are certified, or during such earlier 30-
8 day period as the official may provide.

9 “(3) USE OF TOLL-FREE TELEPHONE NUMBER
10 BY OFFICIALS WITHOUT INTERNET SITE.—A pro-
11 gram established and operated by a State or local
12 election official whose office does not have an Inter-
13 net site may meet the requirements of paragraph (2)
14 if the official has established and operates a toll-free
15 telephone number that may be used to obtain the in-
16 formation on the transmission or receipt of the ab-
17 sentee ballot which is required under such para-
18 graph.”.

19 (b) EFFECTIVE DATE.—The amendment made by
20 subsection (a) shall apply with respect to an election held
21 during 2022 or any succeeding year.



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

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

1 **SEC. 9 ____ . TEMPORARY EXEMPTION FROM AUTHORIZED**
2 **DAILY AVERAGE OF MEMBERS IN PAY**
3 **GRADES E-8 AND E-9.**

4 Section 517 of title 10, United States Code, shall not
5 apply to the Space Force until October 1, 2023.



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

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

1 **SEC. 5 ____ . ESTABLISHMENT OF MENTORING AND CAREER**
2 **COUNSELING PROGRAM.**

3 (a) IN GENERAL.—Chapter 107 of title 10, United
4 States Code, is amended by adding at the end the fol-
5 lowing new section:

6 **“§ 2158. Mentoring and career counseling program**

7 “(a) ESTABLISHMENT; OBJECTIVES.—The Secretary
8 of Defense, in coordination with the Secretaries of the
9 military departments and the Chief Diversity Officer, shall
10 implement a program for mentoring and career counseling
11 that—

12 “(1) ensures that all military occupational spe-
13 cialties and career fields reflect the demographics of
14 the armed forces; and

15 “(2) ensures that members in all ranks and
16 grades reflect the demographics of the armed forces.

17 “(b) PROGRAM DESCRIPTION AND COMPONENTS.—
18 The program under subsection (a) shall—

1 “(1) include mentoring and career counseling
2 efforts that start prior to the initial career field deci-
3 sion point and continue throughout the career of
4 each participating member;

5 “(2) provide guidance on accession into the
6 military occupational specialties and career fields
7 that experience the highest rates and greatest num-
8 ber of promotions to a grade above O-6; and

9 “(3) promote information regarding career
10 choices, including opportunities in the reserve com-
11 ponents, to optimize the ability of a participating
12 member to make informed career choices from acces-
13 sion to retirement.

14 “(c) EVALUATION METRICS.—The Secretary of De-
15 fense shall establish and maintain metrics to evaluate the
16 effectiveness of the program under this section.”.

17 (b) CLERICAL AMENDMENT.—The table of sections
18 at the beginning of chapter 107 of such title is amended
19 by at the end the following new item:

 “2158. Mentoring and career counseling program.”.

20 (c) INTERIM REPORT.—

21 (1) REPORT REQUIRED.—Not later than 120
22 days after the date of the enactment of this Act, the
23 Secretary of Defense shall submit to the congres-
24 sional defense committees on Armed Services of the
25 Senate and the House of Representatives a report on

1 the implementation of section 2158 of title 10,
2 United States Code, as added by subsection (a).

3 (2) ELEMENTS.—The report under paragraph
4 (1) shall include the following:

5 (A) A description and assessment of the
6 manner in which the Department of Defense
7 shall implement the program under subsection
8 (a) of such section 2158.

9 (B) The initial evaluation metrics devel-
10 oped under subsection (c) of such section 2158.

11 (C) An explanation of whether the pro-
12 gram will be carried out as part of another pro-
13 gram of the Department or through the estab-
14 lishment of a separate program.

15 (D) A comprehensive description of the ad-
16 ditional personnel, resources, and training that
17 will be required to implement the program, in-
18 cluding identification of the specific number of
19 additional billets that will be needed to staff the
20 program.

21 (E) Recommendations of the Secretary for
22 additional legislation that the Secretary deter-
23 mines e necessary to effectively and efficiently
24 implement the program.

25 (d) ANNUAL REPORT.—

1 (1) REPORT REQUIRED.—Not later than Octo-
2 ber 1, 2021, and annually thereafter for three years,
3 the Secretary of Defense shall submit to the con-
4 gressional defense committees on Armed Services of
5 the Senate and the House of Representatives a re-
6 port on the program under section 2158 of title 10,
7 United States Code, as added by subsection (a).

8 (2) ELEMENTS.—Each report under paragraph
9 (1) shall include, disaggregated by Armed Force, the
10 following:

11 (A) The latest evaluation metrics developed
12 under subsection (c) of such section 2158.

13 (B) The number of individuals,
14 disaggregated by grade, ethnicity, race, and
15 gender, who were eligible for participation in
16 the program.

17 (C) The number of individuals,
18 disaggregated by grade, ethnicity, race, and
19 gender, who opted out of participation in the
20 program.

21 (D) An assessment of the effectiveness of
22 the program in advancing the careers of minor-
23 ity commissioned officers.

24 (e) PUBLICATION.—The Secretary of Defense shall—

1 (1) publish on an appropriate publicly available
2 website of the Department of Defense the reports re-
3 quired under subsections (c) and (d); and

4 (2) ensure that any data included with each
5 such report is made available in a machine-readable
6 format that is downloadable, searchable, and sort-
7 able.

8 (f) IMPLEMENTATION DATE.—The Secretary of De-
9 fense shall implement the program under section 2158 of
10 title 10, United States Code, as added by subsection (a),
11 not later than one year after the date of the enactment
12 of this Act.

13 (g) DEFINITIONS.—In this section:

14 (1) The term “minority person” means any in-
15 dividual who is a citizen of the United States and
16 who is—

17 (A) Asian American;

18 (B) Native Hawaiian;

19 (C) a Pacific Islander;

20 (D) African American;

21 (E) Hispanic;

22 (F) Puerto Rican;

23 (G) Native American;

24 (H) an Alaska Native; or

25 (I) female.

1 (2) The term “minority commissioned officer”
2 means any commissioned officer who is a minority
3 person.

4 (3) The term “machine-readable” has the
5 meaning given that term in section 3502(18) of title
6 44, United States Code.



AMENDMENT TO H.R. 6395
OFFERED BY MR. ROGERS OF ALABAMA

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

1 **SEC. 5 ____ . PILOT PROGRAM TO EXPAND ELIGIBILITY FOR**
2 **ENROLLMENT AT DOMESTIC DEPENDENT EL-**
3 **EMENTARY AND SECONDARY SCHOOLS.**

4 (a) PILOT PROGRAM AUTHORIZED.—Beginning not
5 later than 180 days after the date of the enactment of
6 this Act, the Secretary of Defense shall carry out a pilot
7 program under which a dependent of a full-time, active-
8 duty member of the Armed Forces may enroll in a covered
9 DODEA school at the military installation to which the
10 member is assigned, on a space-available basis as de-
11 scribed in subsection (c), without regard to whether the
12 member resides on the installation as described in
13 2164(a)(1) of title 10, United States Code.

14 (b) PURPOSES.—The purposes of the pilot program
15 under this section are—

16 (1) to evaluate the feasibility and advisability of
17 expanding enrollment in covered DODEA schools;
18 and

1 (2) to determine how increased access to such
2 schools will affect military and family readiness.

3 (c) ENROLLMENT ON SPACE-AVAILABLE BASIS.—A
4 student participating in the pilot program under this sec-
5 tion may be enrolled in a covered DODEA school only if
6 the school has the capacity to accept the student, as deter-
7 mined by the Director of the Department of Defense Edu-
8 cation Activity.

9 (d) LOCATIONS.—The Secretary of Defense shall
10 carry out the pilot program under this section at not more
11 than four military installations at which covered DODEA
12 schools are located. The Secretary shall select military in-
13 stallations for participation in the program based on—

14 (1) the readiness needs of the Secretary of a
15 the military department concerned; and

16 (2) the capacity of the DODEA schools located
17 at the installation to accept additional students, as
18 determined by the Director of the Department of
19 Defense Education Activity.

20 (e) TERMINATION.—The authority to carry out the
21 pilot program under this section shall terminate four years
22 after the date of the enactment of this Act.

23 (f) COVERED DODEA SCHOOL DEFINED.—In this
24 Section, the term “covered DODEA school” means a do-

- 1 mestic dependent elementary or secondary school operated
2 by the Department of Defense Education Activity that—
3 (1) has been established on or before the date
4 of the enactment of this Act; and
5 (2) is located in the continental United States.



AMENDMENT TO H.R. 6395
OFFERED BY Ms. G a b b a r d

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

1 **SEC. 5 . INCLUSION OF CERTAIN OUTLYING AREAS IN**
2 **THE DEPARTMENT OF DEFENSE STARBASE**
3 **PROGRAM.**

4 Section 2193b(h) of title 10, United States Code, is
5 amended by inserting “the Commonwealth of the North-
6 ern Mariana Islands, American Samoa,” before “and
7 Guam”.



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

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

1 **SEC. 5 ____ . ACTIONS TO ADDRESS MILITARY-CONNECTED**
2 **CHILD ABUSE.**

3 (a) IN GENERAL.—Consistent with the recommenda-
4 tions of the Government Accountability Office in the re-
5 port titled “Increased Guidance and Collaboration Needed
6 to Improve DOD’s Tracking and Response to Child
7 Abuse” (GAO–20–110), the Secretary of Defense shall
8 carry out activities to improve the ability of the Depart-
9 ment of Defense to effectively prevent, track, and respond
10 to military-connected child abuse.

11 (b) ACTIVITIES REQUIRED.—The activities carried
12 out under subsection (a) shall include the following:

13 (1) The Secretary of Defense shall expand the
14 scope of the Department of Defense’s centralized
15 database on problematic sexual behavior in children
16 and youth to track information on all incidents in-
17 volving child abuse reported to a Family Advocacy
18 Program or investigated by a military law enforce-
19 ment organization, regardless of whether the pepe-

1 trator of the abuse is another child, an adult, or a
2 person in a noncaregiving role at the time of the in-
3 cident.

4 (2) The Secretary of Defense, in consultation
5 with the Secretary of each military department, shall
6 ensure—

7 (A) that each Family Advocacy Program
8 records, in a database of the Program, the date
9 on which the Program notified a military law
10 enforcement organization of a reported incident
11 of child abuse; and

12 (B) that each military law enforcement or-
13 ganization records, in a database of the organi-
14 zation, the date on which the organization noti-
15 fied a Family Advocacy Program of a reported
16 incident of child abuse.

17 (3) The Secretary of Defense, in consultation
18 with the Secretary of each military department, shall
19 issue guidance that clarifies the process through
20 which the Family Advocacy Program of a covered
21 Armed Force will receive, and incorporate into the
22 Program's central registry, information regarding
23 child abuse allegations involving members of that a
24 covered Armed Force and dependents of such mem-
25 bers in cases in which such allegations were pre-

1 viously recorded by the Family Advocacy Program of
2 another covered Armed Force. Such guidance shall
3 include a mechanism for monitoring the process to
4 ensure that the process is carried out consistently.

5 (4) Each covered Armed Force shall develop a
6 process to monitor how reported incidents of child
7 abuse are screened at military installations to help
8 ensure that all reported child abuse incidents that
9 should be presented to an Incident Determination
10 Committee are consistently presented and tracked.

11 (5) The Secretary of Defense shall ensure that
12 the Under Secretary of Defense for Personnel and
13 Readiness, in consultation with the Director of the
14 Department of Defense Education Activity, clarifies
15 Department of Defense Education Activity guidance
16 to define what types of child abuse incidents must
17 be reported as serious incidents to help ensure that
18 all serious incidents of which Department of Defense
19 Education Activity leadership needs to be informed
20 are accurately and consistently reported by school
21 administrators.

22 (6) The Secretary of Defense, in consultation
23 with the Secretaries of the military departments,
24 shall—

1 (A) expand the voting membership of each
2 Incident Determination Committee to include
3 medical personnel with requisite knowledge and
4 experience; and

5 (B) ensure, to the extent practicable, that
6 voting membership of a Committee includes
7 medical personnel with expertise in pediatric
8 medicine in cases in which a reported incident
9 of child abuse is under review by the Com-
10 mittee.

11 (7) Each covered Armed Force shall implement
12 procedures to provide the families of child abuse vic-
13 tims with comprehensive information on how re-
14 ported incidents of child abuse will be addressed.
15 Such practices may include the development of a
16 guide that—

17 (A) explains the processes the Family Ad-
18 vocacy Program and military law enforcement
19 organizations will follow to address the report;
20 and

21 (B) identifies services and other resources
22 available to victims and their families.

23 (8) The Secretary of Defense, in consultation
24 with the Secretaries of the military departments,
25 shall issue guidance to clarify the circumstances

1 under which military commanders may exercise the
2 authority to remove a child from a potentially unsafe
3 home on a military installation outside the United
4 States.

5 (9) The Secretary of Defense shall ensure that
6 the Under Secretary of Defense for Personnel and
7 Readiness, in consultation with the Director of the
8 Defense Health Agency, establishes processes that
9 help ensure children who are sexually abused outside
10 the United States have timely access to a certified
11 pediatric sexual assault forensic examiner to conduct
12 an examination. Such processes may include certi-
13 fying pediatricians, or adult sexual assault forensic
14 examiners who have pediatric sexual assault nurse
15 examiner training in a multidisciplinary team set-
16 ting, as pediatric examiners during mandatory train-
17 ing or establishing shared regional assets.

18 (10) The Secretary of Defense, in consultation
19 with the Deputy Attorney General, shall establish
20 procedures for military criminal investigative organi-
21 zations to communicate with United States Attor-
22 neys, State Attorneys General, and local prosecutors
23 for relevant cases involving child victims, including
24 establishing protocols that—

1 (A) ensure that military investigators are
2 notified when a prosecution is declined;

3 (B) provide notice to victims of the status
4 of prosecutions and, as applicable, the reasons
5 for the declination to prosecute;

6 (C) arrange for specialized victim services
7 outside of the Department of Defense to be pro-
8 vided to juvenile victims to the extent possible;

9 (D) facilitate legal assistance or other civil
10 legal aid services to juvenile victims; and

11 (E) ensure that juveniles accused of crimes
12 are, to the extent possible, provided defense
13 counsel who are trained in representing juve-
14 niles.

15 (11) The Secretary of each military department
16 shall seek to develop a memorandum of under-
17 standing with the National Children's Alliance that
18 makes children's advocacy center services and proto-
19 cols available to all military installations of the de-
20 partment and increases awareness of those services
21 across the department.

22 (c) DEADLINE.—The Secretary of Defense shall
23 carry out the activities described in subsection (b) not
24 later than one year after the date of the enactment of this
25 Act.

1 (d) DEFINITIONS.—In this section:

2 (1) The term “child abuse” means any abuse of
3 a child (including physical abuse, sexual abuse, emo-
4 tional abuse, and neglect) regardless of whether the
5 perpetrator of the abuse is another child, an adult,
6 or a person in a noncaregiving role.

7 (2) The term “covered Armed Forces” means
8 the Army, Navy, Air Force, Marine Corps, and
9 Space Force.

10 (3) The term “Incident Determination Com-
11 mittee” means a committee established at a military
12 installation that is responsible for reviewing reported
13 incidents of child abuse and determining whether
14 such incidents constitute child abuse according to
15 the applicable criteria of the Department of Defense.

16 (4) The term “military-connected”, when used
17 with respect to child abuse, means child abuse occur-
18 ring on a military installation or involving a depend-
19 ent of a member of the covered Armed Forces.



AMENDMENT TO H.R. 6395
OFFERED BY MR. GALLAGHER OF WISCONSIN

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

1 **SEC. 7 ____ . REPORT ON DIET AND NUTRITION OF MEMBERS**
2 **OF THE ARMED FORCES.**

3 Not later than 180 days after the date of the enact-
4 ment of this Act, the Secretary of Defense shall submit
5 to the congressional defense committees a report on the
6 diet and nutrition of members of the Armed Forces. The
7 report shall describe the following:

8 (1) The relationship between the diet and nutri-
9 tion of members and the health, performance, and
10 combat effectiveness of members.

11 (2) The relationship between diets high in
12 Omega-3 fatty acids, or other diets that may lower
13 inflammation and obesity, and improved mental
14 health.

15 (3) The extent to which the food and beverages
16 offered at the dining halls of the Armed Forces as
17 of the date of the report are designed to optimize
18 the health, performance, and combat effectiveness of
19 members according to science-based approaches.

1 (4) The plan of the Secretary to improve the
2 health, performance, and combat effectiveness of
3 members by modifying the food and beverages of-
4 fered at the dining halls of the Armed Forces, in-
5 cluding in ways that minimize the change members.

6 (5) Expected costs and timeline to implement
7 such plan, including any expected savings from re-
8 duced medical costs.



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

Offered by: Mr. Gallagher of Wisconsin

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

Traumatic Brain Injury Preventative Devices

The committee continues to fully support the U.S. Army Medical Research and Development Command's efforts to combat Traumatic Brain Injuries (TBI) within the force. However, the committee remains concerned that the Defense Health Agency and the Army are disproportionately addressing the diagnosis and treatment of TBIs, at the expense of projects focused on TBI prevention. As such, the committee appreciates the Army's recent efforts to explore innovative TBI preventative devices, as outlined in the briefing provided pursuant to the committee report accompanying the National Defense Authorization Act for Fiscal Year 2020 (H. Rept. 116-120). The committee encourages Army MRDC, in coordination with the Defense Health Agency, to continue prioritizing TBI prevention research and development and resource these efforts to the maximum extent practicable.

Therefore, the committee directs the Secretary of the Army, in coordination with the Assistant Secretary of Defense (Health Affairs) and the Director of the Defense Health Agency, to provide a briefing to the House Committee on Armed Services, no later than February 1, 2021, an update to the briefing provided pursuant to the committee report accompanying the National Defense Authorization Act for Fiscal Year 2020 (H. Rept. 116-120) on innovative TBI preventative devices. This briefing shall include an overview of research and development projects for TBI preventative devices, and an assessment of possible fielding paths for such devices.

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

Offered by: Ms. Kendra S. Horn of Oklahoma

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

CREATIVE ARTS THERAPIES

The Committee recognizes that the use of creative arts therapies shows potential in treating servicemembers with traumatic brain injuries and psychological health conditions. The Committee supports Department of Defense efforts to include creative arts therapies as part of an interdisciplinary treatment model at the National Intrepid Centers and encourages the Department to continue collaboration with the National Endowment for Arts Creative Forces. The committee believes that expanding this program could be beneficial to servicemembers and families; therefore the committee directs the Secretary of Defense to submit a report to the House and Senate Armed Services Committees not later than 90 days after the enactment of this Act on the feasibility of expanding the creative arts therapies program. The report shall include:

1. the current funding and investment in creative art therapies at the National Intrepid Centers;
2. the projected cost to expand creative arts therapies;
3. The number of locations the program could be expanded to.

AMENDMENT TO H.R. 6395, AS REPORTED
OFFERED BY MS. Gabbard

At the end of title VII, insert the following new section:

1 **SEC. 7 ____ . REPORT ON COSTS AND BENEFITS OF ALLOW-**
2 **ING RETIRED MEMBERS OF THE ARMED**
3 **FORCES TO CONTRIBUTE TO HEALTH SAV-**
4 **INGS ACCOUNTS.**

5 (a) REPORT.—Not later than 180 days after the date
6 of the enactment of this Act, the Assistant Secretary of
7 Defense for Health Affairs shall submit to the congres-
8 sional defense committees a report on the costs and bene-
9 fits of allowing covered individuals to make contributions
10 to a health savings account.

11 (b) MATTERS.—The report under subsection (a) shall
12 include a description of the following:

13 (1) Any anticipated cost savings as a result of
14 allowing covered individuals to make contributions to
15 health savings accounts.

16 (2) Any anticipated increase in health care op-
17 tions available to covered individuals as a result of
18 allowing such contributions.

1 (3) Any anticipated disruption or delay in
2 health services or benefits for covered individuals as
3 a result of allowing such contributions.

4 (c) DEFINITIONS.—In this section:

5 (1) The term “covered individual”—

6 (A) means a beneficiary covered by sub-
7 section (c) of section 1086 of title 10, United
8 States Code; and

9 (B) includes a Medicare-eligible beneficiary
10 described in subsection (d)(2) of such section.

11 (2) The term “health savings account” has the
12 meaning given that term in section 223(d) of the In-
13 ternal Revenue Code of 1986.



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

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

1 **SEC. 7___ . STUDY ON TOXIC EXPOSURE AT KARSHI-**
2 **KHANABAD AIR BASE, UZBEKISTAN.**

3 (a) STUDY.—

4 (1) IN GENERAL.—The Secretary of Defense
5 shall conduct a study on toxic exposure by members
6 of the Armed Forces deployed to Karshi–Khanabad
7 Air Base, Uzbekistan, at any time during the period
8 beginning October 1, 2001, and ending December
9 31, 2005.

10 (2) MATTERS INCLUDED.—The study under
11 paragraph (1) shall include the following:

12 (A) An assessment regarding the condi-
13 tions of Karshi–Khanabad Air Base, Uzbek-
14 istan, during the period beginning October 1,
15 2001, and ending December 31, 2005, includ-
16 ing an identification of toxic substances con-
17 taminating the Air Base during such period.

1 (B) An epidemiological study of the health
2 consequences of a member of the Armed Forces
3 deployed to the Air Base during such period.

4 (C) An assessment of any association be-
5 tween exposure to toxic substances identified
6 under subparagraph (A) and the health con-
7 sequences studied under subparagraph (B).

8 (b) REPORT.—Not later than 180 days after the date
9 of the enactment of this Act, the Secretary of Defense
10 shall submit to the Committees on Armed Services of the
11 House of Representatives and the Senate a report on the
12 results of the study under subsection (a).



AMENDMENT TO H.R. 6395

OFFERED BY MS. HAALAND OF NEW MEXICO

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

1 **SEC. 7___ . AUDIT OF MEDICAL CONDITIONS OF TENANTS**

2 **IN PRIVATIZED MILITARY HOUSING.**

3 (a) IN GENERAL.—Not later than 90 days after the
4 date of the enactment of this Act, the Inspector General
5 of the Department of Defense shall commence the conduct
6 of an audit of the medical conditions of eligible individuals
7 and the association between adverse exposures of such in-
8 dividuals in unsafe or unhealthy housing units and the
9 health of such individuals.

10 (b) CONTENT OF AUDIT.—The audit conducted
11 under subsection (a) shall—

12 (1) determine the percentage of units of
13 privatized military housing that are unsafe or
14 unhealthy housing units;

15 (2) study the adverse exposures of eligible indi-
16 viduals that relate to residing in an unsafe or
17 unhealthy housing unit and the effect of such expo-
18 sures on the health of such individuals; and

1 (3) determine the association, to the extent per-
2 mitted by available scientific data, and provide quan-
3 tifiable data on such association, between such ad-
4 verse exposures and the occurrence of a medical con-
5 dition in eligible individuals residing in unsafe or
6 unhealthy housing units.

7 (c) CONDUCT OF AUDIT.—The Inspector General of
8 the Department shall conduct the audit under subsection
9 (a) using the same privacy preserving guidelines used by
10 the Inspector General in conducting other audits of health
11 records.

12 (d) SOURCE OF DATA.—In conducting the audit
13 under subsection (a), the Inspector General of the Depart-
14 ment shall use—

15 (1) de-identified data from electronic health
16 records of the Department;

17 (2) records of claims under the TRICARE pro-
18 gram (as defined in section 1072(7) of title 10,
19 United States Code); and

20 (3) such other data as determined necessary by
21 the Inspector General.

22 (e) SUBMITTAL AND PUBLIC AVAILABILITY OF RE-
23 PORT.—Not later than one year after the commencement
24 of the audit under subsection (a), the Inspector General
25 of the Department shall—

1 (1) submit to the Secretary of Defense and the
2 Committees on Armed Services of the Senate and
3 the House of Representatives a report on the results
4 of the audit conducted under subsection (a); and

5 (2) publish such report on a publicly available
6 internet website of the Department of Defense.

7 (f) DEFINITIONS.—In this section:

8 (1) The term “eligible individual” means a
9 member of the Armed Forces or a family member of
10 a member of the Armed Forces who—

11 (A) has resided in an unsafe or unhealthy
12 housing unit; and

13 (B) has registered under the Housing En-
14 vironmental Health Response Registry of the
15 Army.

16 (2) The term “privatized military housing”
17 means military housing provided under subchapter
18 IV of chapter 169 of title 10, United States Code.

19 (3) The term “unsafe or unhealthy housing
20 unit” means a unit of privatized military housing in
21 which, at any given time, at least one of the fol-
22 lowing hazards is present:

23 (A) Physiological hazards, including the
24 following:

25 (i) Dampness or microbial growth.

- 1 (ii) Lead-based paint.
- 2 (iii) Asbestos or manmade fibers.
- 3 (iv) Ionizing radiation.
- 4 (v) Biocides.
- 5 (vi) Carbon monoxide.
- 6 (vii) Volatile organic compounds.
- 7 (viii) Infectious agents.
- 8 (ix) Fine particulate matter.
- 9 (B) Psychological hazards, including ease
- 10 of access by unlawful intruders or lighting
- 11 issues.
- 12 (C) Poor ventilation.
- 13 (D) Safety hazards.
- 14 (E) Other hazards as determined by the
- 15 Inspector General of the Department.



AMENDMENT TO H.R. _____
OFFERED BY MR. WALTZ OF FLORIDA

Add at the appropriate place in title VII the following new section:

1 SEC. 7 ____ . GRANT PROGRAM FOR INCREASED COOPERA-
2 TION ON POST-TRAUMATIC STRESS DIS-
3 ORDER RESEARCH BETWEEN UNITED STATES
4 AND ISRAEL.

5 (a) SENSE OF CONGRESS.—It is the sense of Con-
6 gress that the Secretary of Defense, acting through the
7 Psychological Health and Traumatic Brain Injury Re-
8 search Program, should seek to explore scientific collabo-
9 ration between American academic institutions and non-
10 profit research entities, and Israeli institutions with exper-
11 tise in researching, diagnosing, and treating post-trau-
12 matic stress disorder.

13 (b) GRANT PROGRAM.—The Secretary of Defense, in
14 coordination with the Secretary of Veterans Affairs and
15 the Secretary of State, shall award grants to eligible enti-
16 ties to carry out collaborative research between the United
17 States and Israel with respect to post-traumatic stress dis-
18 orders. The Secretary of Defense shall carry out the grant
19 program under this section in accordance with the agree-

1 ment titled “Agreement Between the Government of the
2 United States of America and the Government of Israel
3 on the United States-Israel Binational Science Founda-
4 tion”, dated September 27, 1972.

5 (c) ELIGIBLE ENTITIES.—To be eligible to receive a
6 grant under this section, an entity shall be an academic
7 institution or a nonprofit entity located in the United
8 States.

9 (d) AWARD.—The Secretary shall award grants
10 under this section to eligible entities that—

11 (1) carry out a research project that—

12 (A) addresses a requirement in the area of
13 post-traumatic stress disorders that the Sec-
14 retary determines appropriate to research using
15 such grant; and

16 (B) is conducted by the eligible entity and
17 an entity in Israel under a joint research agree-
18 ment; and

19 (2) meet such other criteria that the Secretary
20 may establish.

21 (e) APPLICATION.—To be eligible to receive a grant
22 under this section, an eligible entity shall submit an appli-
23 cation to the Secretary at such time, in such manner, and
24 containing such commitments and information as the Sec-
25 retary may require.

1 (f) GIFT AUTHORITY.—The Secretary may accept,
2 hold, and administer, any gift of money made on the con-
3 dition that the gift be used for the purpose of the grant
4 program under this section. Such gifts of money accepted
5 under this subsection shall be deposited in the Treasury
6 in the Department of Defense General Gift Fund and shall
7 be available, subject to appropriation, without fiscal year
8 limitation.

9 (g) REPORTS.—Not later than 180 days after the
10 date on which an eligible entity completes a research
11 project using a grant under this section, the Secretary
12 shall submit to Congress a report that contains—

13 (1) a description of how the eligible entity used
14 the grant; and

15 (2) an evaluation of the level of success of the
16 research project.

17 (h) TERMINATION.—The authority to award grants
18 under this section shall terminate on the date that is seven
19 years after the date on which the first such grant is
20 awarded.



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

Offered by Mrs. Davis of California

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

Improving Health Care Choices for Severely Injured Service Members

The committee seeks to better serve severely disabled veterans who are entitled to hospital insurance benefits under part A of title XVIII of the Social Security Act. Therefore, the committee directs the Secretary of Defense, in coordination with the Secretary of Human Health Services and the Commissioner of Social Security, to report on regulatory or legislative changes that would equitably address servicemembers who are retired from the Armed Services under chapter 61 of title 10, United States Code; entitled to hospital insurance benefits under part A of title XVIII of the Social Security Act pursuant to receiving benefits for 24 months as described in subparagraph (A) or (C) of section 226(b)(2) of such Act (42 U.S.C. 426(b)(2)); and because of such entitlement, are no longer enrolled in TRICARE Prime or TRICARE Select (as those terms are defined in section 1072 of title 10, United States Code) under chapter 55 of title 10, United States Code. The committee further directs the Secretary to submit the results of the report to the House Committee on Armed Services by December 1, 2020.

AMENDMENT TO H.R. 6395
OFFERED BY MR. Abraham

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

1 **SEC. 7 ____ . CLARIFICATION OF RESEARCH UNDER JOINT**
2 **TRAUMA EDUCATION AND TRAINING DIREC-**
3 **TORATE AND INCLUSION OF MILITARY**
4 **WORKING DOGS.**

5 (a) IN GENERAL.—Subsection (b) of section 708 of
6 the National Defense Authorization Act for Fiscal Year
7 2017 (Public Law 114–328; 10 U.S.C. 1071 note) is
8 amended—

9 (1) in paragraph (7), by striking “of members
10 of the Armed Forces” and inserting “with respect to
11 both members of the Armed Forces and military
12 working dogs”; and

13 (2) by striking paragraph (9) and inserting the
14 following new paragraph:

15 “(9) To inform and advise the conduct of re-
16 search on the leading causes of morbidity and mor-
17 tality of members of the Armed Forces and military
18 working dogs in combat.”.

1 (b) VETERINARIANS IN PERSONNEL MANAGEMENT

2 PLAN.—Subsection (d)(1) of such section is amended—

3 (1) by redesignating subparagraph (F) as sub-

4 paragraph (G); and

5 (2) by inserting after subparagraph (E) the fol-

6 lowing new subparagraph:

7 “(F) Veterinary care.”.



1 (3) The extent to which the military depart-
2 ments and the Defense Health Agency coordinate—

3 (A) treatment of members of the Armed
4 Forces;

5 (B) referrals of members of the Armed
6 Forces to a medical evaluation board;

7 (C) appointing a convening authority and
8 staffing a medical evaluation board;

9 (D) the sharing of medical documentation
10 with a medical evaluation board;

11 (E) evaluations of members of the Armed
12 Forces for initial or subsequent limited duty
13 status; and

14 (F) a medical evaluation board referral to
15 a physical evaluation board.

16 (4) The process for members of the Armed
17 Forces to request an impartial medical review or
18 rebut medical evaluation board findings.

19 (5) The criteria a medical evaluation board con-
20 vening authority applies when considering such re-
21 quests under paragraph (4).

22 (6) The average time to process Integrated Dis-
23 ability Evaluation System cases by both phase and
24 stage (as defined in Department of Defense Manual

3

- 1 1332.18) for both the active component and reserve
- 2 component.



AMENDMENT TO H.R. _____
OFFERED BY MR. LARSEN OF WASHINGTON

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

1 **SEC. 7 ____ . PILOT PROGRAM ON CRYOPRESERVATION AND**
2 **STORAGE.**

3 (a) PILOT PROGRAM.—The Secretary of Defense
4 shall establish a pilot program to provide not more than
5 1,000 members of the Armed Forces serving on active
6 duty with the opportunity to cryopreserve and store their
7 gametes prior to deployment to a combat zone.

8 (b) PERIOD.—

9 (1) IN GENERAL.—The Secretary shall provide
10 for the cryopreservation and storage of gametes of
11 a participating member of the Armed Forces under
12 subsection (a), at no cost to the member, in a facil-
13 ity of the Department of Defense or at a private en-
14 tity pursuant to a contract under subsection (d)
15 until the date that is one year after the retirement,
16 separation, or release of the member from the
17 Armed Forces.

18 (2) CONTINUED CRYOPRESERVATION AND
19 STORAGE.—At the end of the one-year period speci-

1 fied in paragraph (1), the Secretary shall authorize
2 an individual whose gametes were cryopreserved and
3 stored in a facility of the Department as described
4 in that paragraph to select, including pursuant to an
5 advance medical directive or military testamentary
6 instrument completed under subsection (c), one of
7 the following options:

8 (A) To continue such cryopreservation and
9 storage in such facility with the cost of such
10 cryopreservation and storage borne by the indi-
11 vidual.

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

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

20 (c) **ADVANCE MEDICAL DIRECTIVE AND MILITARY**
21 **TESTAMENTARY INSTRUMENT.**—A member of the Armed
22 Forces who elects to cryopreserve and store their gametes
23 under this section shall complete an advance medical di-
24 rective described in section 1044c(b) of title 10, United
25 States Code, and a military testamentary instrument de-

1 scribed in section 1044d(b) of such title, that explicitly
2 specifies the use of their cryopreserved and stored gametes
3 if such member dies or otherwise loses the capacity to con-
4 sent to the use of their cryopreserved and stored gametes.

5 (d) AGREEMENTS.—To carry out this section, the
6 Secretary may enter into agreements with private entities
7 that provide cryopreservation and storage services for
8 gametes.



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

Offered by: Ms. Speier of California

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

Status of Implementation of Guidance for Ensuring Access to Contraception for
Service Members

The committee notes that the Director of the Defense Health Agency issued Procedural Instruction 6200.02 on Comprehensive Contraceptive Counseling and Access to the Full Range of Methods of Contraception on May 13, 2019. The Committee recognizes the importance of this guidance for ensuring access to contraception for service members, including while they deploy for long periods of time. Therefore, the committee directs the Secretary of Defense to submit a report to the Committees on Armed Services of the Senate and the House of Representatives by January 1, 2021, on the status of implementation of the Defense Health Agency Procedural Instruction (DHA PI 6200.02). The report should address any barriers to full implementation, and include (1) Data on how many women have obtained contraception sufficient for the duration of their deployments and which methods they accessed; (2) Data on service members' ability to obtain the full range of contraceptive methods during deployment. Data should include any service member complaints received regarding a lack of ability to obtain the preferred method of contraception during deployment and reasons why the preferred method was not able to be obtained; (3) Any identified barriers to implementing the requirement that providers ensure access to prescription contraceptives for the duration of service members' deployments, dispensed prior to the service members' deployment; (4) A description of how each military service is implementing the requirement to provide the information to all members attending initial officer or enlisted training; (5) The status of implementation of the clinical counseling requirements; (6) A description of how service members are being made aware of the policies, including their ability to secure the method they need for the duration of deployment and that they may receive up to 12 months' supply; and (7) A description of how each military service is implementing the responsibilities outlined regarding provider objections to provide comprehensive contraceptive care and counseling while also still ensuring patients receive counseling and timely access to care in the event that a healthcare provider has moral objections.

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

Offered by Mrs. Hartzler of Missouri

In the portion of the report to accompany H.R. 6395 titled “Behavioral Health Requirements of the Department of Defense,” insert at the end the following new text:

“(6) include a strategy for the use of Chaplain programs to promote spiritual fitness as part of the holistic approach to reducing service member suicide and improving behavioral health care for military service-members and their families;

(7) include a strategy to incorporate nonprofit post-traumatic growth programs as an alternate approach to traditional models of mental healthcare and,

(8) include an analysis of Department’s utilization of Eye Movement Desensitization and Reprocessing (EMDR) as a behavioral health treatment. Analysis shall include how many EMDR certified providers are in the direct care system, relative frequency of EMDR application compared to more traditional treatment options and the level of effectiveness EMDR has shown in treating beneficiaries experiencing Depression, Post Traumatic Stress, Traumatic Brain Injury, or Suicidal Ideation; and whether EDMR should be covered as a TRICARE benefit.”

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

Offered by Mr. Bacon of Nebraska

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

Military Medical Surge Capacity Partnerships

The committee is concerned with the preparedness and capacity of the military health system to respond to a complex national medical emergency resulting either from a large-scale conflict overseas, a direct attack on the homeland, or from other causes such as a natural disaster or an infectious disease outbreak. For this reason, Section 740 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116-92) authorized a pilot program on civilian and military partnerships to enhance interoperability and medical surge capability and capacity of the National Disaster Medical System (NDMS). The committee observes that elsewhere in this bill is a provision directing the Secretary of Defense to accelerate commencement of this pilot program and identification of the initial pilot locations.

The committee directs the Secretary of Defense to work expeditiously and collaboratively with the NDMS, other federal agencies and private partners to develop a plan to establish interoperable medical surge capacity and to identify the initial candidate locations for the pilot program. The committee believes that subsequent funds provided for implementation of the pilot program should support the work of the agencies in the NDMS and include an allocation to private partners to assure they can move quickly to achieve the determined goals of Section 740. The committee urges the Department to complete its initial report with recommendations in time to include its resource requirements in the Department's Fiscal Year 2022 budget request.

AMENDMENT TO H.R. 6395
OFFERED BY MR. CARBAJAL OF CALIFORNIA

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

1 **SEC. 7___ . CONTRACT AUTHORITY OF THE UNIFORMED**
2 **SERVICES UNIVERSITY OF THE HEALTH**
3 **SCIENCES.**

4 Section 2113(g)(1) of title 10, United States Code,
5 is amended—

6 (1) in subparagraph (E), by striking “and” at
7 the end;

8 (2) in subparagraph (F), by striking the period
9 at the end and inserting “; and”; and

10 (3) by adding at the end the following new sub-
11 paragraph:

12 “(G) notwithstanding section 2304(k) of
13 this title, to enter into such contracts, coopera-
14 tive agreements, or grants on a sole-source
15 basis pursuant to section 2304(c)(5) of this
16 title.”.



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

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

1 **SEC. 7 ____ . MANDATORY REFERRAL FOR MENTAL HEALTH**
2 **EVALUATION.**

3 Section 1090a of title 10, United States Code, is
4 amended—

5 (1) by redesignating subsection (e) as sub-
6 section (f); and

7 (2) by inserting after subsection (d) the fol-
8 lowing new subsection:

9 “(e) PROCESS APPLICABLE TO MEMBER DISCLO-
10 SURE.—The regulations required by subsection (a) shall—

11 “(1) establish a phrase that enables a member
12 of the armed forces to trigger a referral of the mem-
13 ber by a commanding officer or supervisor for a
14 mental health evaluation;

15 “(2) require a commanding officer or supervisor
16 to make such referral as soon as practicable fol-
17 lowing disclosure by the member to the commanding
18 officer or supervisor of the phrase established under
19 paragraph (1); and

1 “(3) ensure that the process protects the con-
2 fidentiality of the member in a manner similar to
3 the confidentiality provided for members making re-
4 stricted reports under section 1565b(b) of this
5 title.”.



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

Offered by: Mr. Rob Bishop (UT-01)

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

Cardiac Arterial Disease Diagnostic Improvements

In response to the Committee's direction in the FY2019 NDAA, (H.Rep. 115-676, p. 137) the Defense Health Agency completed its study of the significant health advantages of new technology for non-invasive diagnosis of cardiac artery disease (CAD) through cardiac CT angiography (CTA) and fractional flow reserve computed tomography (FFRct). On October 2, 2019 the Director of DHA issued his Determination of Medical Benefits. DHA amended its TRICARE Policy Manual dated November 12, 2019 to cover the use of FFRct and is making contract adjustments with Managed Care Support Contractors in light of that DMB. The Committee endorses DHA's efforts to bring the benefits of this new technology to DOD personnel and their beneficiaries. However, the DHA Report did not contain an analysis of the cost savings that would accrue from making CTA followed by FFRct (as indicated) the primary pathway for the diagnosis of CAD.

The Committee directs the Director to provide a report to the House Committee on Armed Services no later than March 1, 2021, analyzing the cost savings (including avoidance of transport from theater for diagnosis) of the new, non-invasive pathway as contrasted with the old, invasive pathway of stress testing followed by invasive cardiac angiogram. The Committee directs that the report outline necessary steps to move to the new, non-invasive pathway and a plan of action for accomplishing that move.

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

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

1 **SEC. 5 ____ . EVALUATION OF BARRIERS TO MINORITY PAR-**
2 **TICIPATION IN CERTAIN UNITS OF THE**
3 **ARMED FORCES.**

4 (a) STUDY REQUIRED.—

5 (1) IN GENERAL.—Not later than 30 days after
6 the date of the enactment of this Act, the Under
7 Secretary of Defense for Personnel and Readiness
8 shall seek to enter into an agreement with a feder-
9 ally funded research and development center with
10 relevant expertise to conduct an evaluation of the
11 barriers to minority participation in covered units of
12 the Armed Forces.

13 (2) ELEMENTS.—The evaluation required under
14 paragraph (1) shall include the following elements:

15 (A) A description of the racial, ethnic, and
16 gender composition of covered units.

17 (B) A comparison of the participation
18 rates of minority populations in covered units to

1 participation rates of the general population as
2 members and as officers of the Armed Forces.

3 (C) A comparison of the percentage of mi-
4 nority officers in the grade of O-7 or higher
5 who have served in each covered unit to such
6 percentage for all such officers in the Armed
7 Force of that covered unit.

8 (D) An identification of barriers to minor-
9 ity participation in the accession, assessment,
10 and training processes.

11 (E) The status and effectiveness of the re-
12 sponse to the recommendations contained in the
13 report of the RAND Corporation titled “Bar-
14 riers to Minority Participation in Special Oper-
15 ations Forces” and any follow-up recommenda-
16 tions.

17 (F) Recommendations to increase the num-
18 bers of minority officers in the Armed Forces.

19 (G) Recommendations to increase minority
20 participation in covered units.

21 (H) Any other matters the Secretary deter-
22 mines appropriate.

23 (3) REPORT TO CONGRESS.—The Secretary
24 shall—

1 (A) submit to the congressional defense
2 committees a report on the results of the study
3 by not later than January 1, 2022; and

4 (B) provide interim briefings to such com-
5 mittees upon request.

6 (b) DESIGNATION.—The study conducted under sub-
7 section (a) shall be known as the “Study on Reducing Bar-
8 riers to Minority Participation in Elite Units in the Armed
9 Services”.

10 (c) IMPLEMENTATION REQUIRED.—

11 (1) IN GENERAL.—Except as provided in para-
12 graph (2), not later than March 1, 2023, the Sec-
13 retary of Defense shall commence the implementa-
14 tion of each recommendation included in the final
15 report submitted under subsection (a)(3).

16 (2) EXCEPTIONS.—

17 (A) DELAYED IMPLEMENTATION.—The
18 Secretary of Defense may commence implemen-
19 tation of a recommendation described para-
20 graph (1) later than March 1, 2023, if—

21 (i) the Secretary submits to the con-
22 gressional defense committees, not later
23 than January 1, 2023, written notice of
24 the intent of the Secretary to delay imple-
25 mentation of the recommendation; and

1 (ii) includes, as part of such notice, a
2 specific justification for the delay in imple-
3 menting the recommendation.

4 (B) NONIMPLEMENTATION.—The Sec-
5 retary of Defense may elect not to implement a
6 recommendation described in paragraph (1),
7 if—

8 (i) the Secretary submits to the con-
9 gressional defense committees, not later
10 than January 1, 2023, written notice of
11 the intent of the Secretary not to imple-
12 ment the recommendation; and

13 (ii) includes, as part of such notice—

14 (I) the reasons for the Sec-
15 retary's decision not to implement the
16 recommendation; and

17 (II) a summary of alternative ac-
18 tions the Secretary will carry out to
19 address the purposes underlying the
20 recommendation.

21 (3) IMPLEMENTATION PLAN.—For each rec-
22 ommendation that the Secretary implements under
23 this subsection, the Secretary shall submit to the
24 congressional defense committees an implementation
25 plan that includes—

1 (A) a summary of actions the Secretary
2 has carried out, or intends to carry out, to im-
3 plement the recommendation; and

4 (B) a schedule, with specific milestones,
5 for completing the implementation of the rec-
6 ommendation.

7 (d) COVERED UNITS DEFINED.—In this section, the
8 term “covered units” means the following:

- 9 (1) Army Special Forces.
- 10 (2) Army Rangers.
- 11 (3) Navy SEALs.
- 12 (4) Air Force Combat Control Teams.
- 13 (5) Air Force Pararescue.
- 14 (6) Air Force Special Reconnaissance.
- 15 (7) Marine Raider Regiments.
- 16 (8) Marine Corps Force Reconnaissance.
- 17 (9) Coast Guard Maritime Security Response
18 Team.
- 19 (10) Any other forces designated by the Sec-
20 retary of Defense as special operations forces.
- 21 (11) Pilot and navigator military occupational
22 specialties.



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

Offered by Mrs. Davis of California

In the portion of the report to accompany H.R. 6395 titled “Gender Integration at Marine Corps Recruit Depots” strike the final sentence and insert the following new text:

The briefing should include projected costs for the resiliency of the bases and infrastructure, for construction to modify facilities, any land lease issues, any surplus property identified, any impacts to local infrastructure surrounding the Depots, any changes for training, and challenges the Commandant believes would prevent the Marine Corps from achieving the requirement.

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

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

1 **SEC. 5 ____ . PLANS TO INCREASE FEMALE AND MINORITY**
2 **REPRESENTATION IN THE ARMED FORCES.**

3 (a) **PLANS REQUIRED.**—The Secretary of Defense
4 and each Secretary of a military department shall develop
5 plans to increase, with respect to female and minority
6 members of the Armed Forces under the jurisdiction of
7 that Secretary, the following:

8 (1) Recruitment.

9 (2) Retention.

10 (3) Representation in grades above E-7.

11 (b) **ELEMENTS.**—Each plan developed under this sec-
12 tion shall include clearly defined goals, performance meas-
13 ures, and timeframes.

14 (c) **GOALS.**—A goal under subsection (b) shall be to
15 exceed, by not less than 100 percent, the rate at which
16 the number of members described in subsection (a)(3) in-
17 creased during the five years immediately preceding the
18 date of the enactment of this Act.

1 (d) SUBMITTAL.—Not later than 180 days after the
2 date of the enactment of this Act, the Secretary of Defense
3 and each Secretary of a military department shall submit
4 to the committees on Armed Services of the Senate and
5 the House of Representatives a copy of each plan devel-
6 oped under this section by that Secretary.

7 (e) REPORT.—Three months after submitting a plan
8 under subsection (d) and quarterly thereafter for five
9 years, the Secretary of Defense and each Secretary of a
10 military department shall submit to the committees on
11 Armed Services of the Senate and the House of Represent-
12 atives a report indicating the number of female and minor-
13 ity members in grades above E-7 in each Armed Force
14 under the jurisdiction of that Secretary.



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

Offered by: Rep. Escobar of Texas

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

Reporting of Data Related to Accession Standards and Mental Health History

The committee is concerned about the potentially disqualifying nature of a history of mental health care for those seeking accession in the Armed Forces. At a time when the Armed Forces are working to eliminate persistent stigma against those seeking mental health care, it is imperative that accession standards be assessed to ensure they appropriately account for risk and do not adversely impact these efforts. The committee also notes the Secretary's recent public expression of concern regarding military accession standards to include medical criteria that may inappropriately disqualify recruits.

Therefore, the committee directs the Secretary of Defense, to submit a report to the committees on Armed Services of the Senate and the House of Representatives, not later than January 31, 2021, detailing for the preceding five years, and broken out by year and the nature of the condition: the number of recruits disqualified for a medical condition involving mental health; the number of waivers requested and the number provided for a mental health condition; the number of recruits discharged after a history of a medical condition relating to mental health which was not previously disclosed became apparent, and an indication of whether the condition impacted performance during training. The report should also specify the overall number of enlistees who were military dependents and the number of each of the above categories who were military dependents.

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

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

1 **SEC. 7 ____ . REVIEW AND REPORT ON PREVENTION OF SUI-**
2 **CIDE AMONG MEMBERS OF THE ARMED**
3 **FORCES STATIONED AT REMOTE INSTALLA-**
4 **TIONS OUTSIDE THE CONTIGUOUS UNITED**
5 **STATES.**

6 (a) REVIEW REQUIRED.—The Comptroller General
7 of the United States shall conduct a review of efforts by
8 the Department of Defense to prevent suicide among
9 members of the Armed Forces stationed at covered instal-
10 lations.

11 (b) ELEMENTS OF REVIEW.—The review conducted
12 under subsection (a) shall include an assessment of each
13 of the following:

14 (1) Current policy guidelines of the Armed
15 Forces on the prevention of suicide among members
16 of the Armed Forces stationed at covered installa-
17 tions.

18 (2) Current suicide prevention programs of the
19 Armed Forces and activities for members of the

1 Armed Forces stationed at covered installations and
2 their dependents, including programs provided by
3 the Defense Health Program and the Office of Sui-
4 cide Prevention.

5 (3) The integration of mental health screenings
6 and suicide risk and prevention efforts for members
7 of the Armed Forces stationed at covered installa-
8 tions and their dependents into the delivery of pri-
9 mary care for such members and dependents.

10 (4) The standards for responding to attempted
11 or completed suicides among members of the Armed
12 Forces stationed at covered installations and their
13 dependents, including guidance and training to as-
14 sist commanders in addressing incidents of at-
15 tempted or completed suicide within their units.

16 (5) The standards regarding data collection for
17 members of the Armed Forces stationed at covered
18 installations and their dependents, including related
19 factors such as domestic violence and child abuse.

20 (6) The means to ensure the protection of pri-
21 vacy of members of the Armed Forces stationed at
22 covered installations and their dependents who seek
23 or receive treatment related to suicide prevention.

24 (7) The availability of information from indige-
25 nous populations on suicide prevention for members

1 of the Armed Forces stationed at covered installa-
2 tions who are members of such a population.

3 (8) The availability of information from grad-
4 uate research programs of institutions of higher edu-
5 cation on suicide prevention for members of the
6 Armed Forces.

7 (9) Such other matters as the Comptroller Gen-
8 eral considers appropriate in connection with the
9 prevention of suicide among members of the Armed
10 Forces stationed at covered installations and their
11 dependents.

12 (c) BRIEFING AND REPORT.—The Comptroller Gen-
13 eral shall—

14 (1) not later than October 1, 2021, brief the
15 Committees on Armed Services of the Senate and
16 the House of Representatives on preliminary obser-
17 vations relating to the review conducted under sub-
18 section (a); and

19 (2) not later than March 1, 2022, submit to the
20 Committees on Armed Services of the Senate and
21 the House of Representatives a report containing the
22 results of such review.

23 (d) COVERED INSTALLATION DEFINED.—In this sec-
24 tion, the term “covered installation” means a remote in-

4

1 stallation of the Department of Defense outside the con-
2 tiguous United States.



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

Offered by: Rep. Houlihan

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

Parental Leave Parity for Reservists

The Committee believes there should be a consistent policy that allows servicemembers in the Reserve Component flexibility in their drill schedule to be able to take parental leave after the birth or adoption of child. The Committee directs the Under Secretary of Defense for Personnel and Readiness to provide a briefing to the House Armed Services Committee no later than July 1, 2021 regarding the current Reserve Component policies relating to parental leave and the feasibility of establishing a policy that allows for flexible drill for twelve weeks after the birth or adoption of a child, to include maximizing the use of telework if appropriate. This briefing should include an assessment of ways to minimize impact of the servicemember's parental leave on their individual and unit readiness and ensure that no servicemember faces corrective action, including administrative separation or transfer to the individual ready reserve, for failure to meet administrative requirements during their period of parental leave.

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

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

1 **SEC. 5 ____ . REVIEW OF SEAMAN TO ADMIRAL-21 PROGRAM;**

2 **CREDIT TOWARDS RETIREMENT.**

3 (a) REVIEW.—The Secretary of the Navy shall review
4 personnel records of all participants in the Seaman to Ad-
5 miral-21 program during fiscal years 2010 through 2014
6 to determine whether each participant acknowledged, be-
7 fore entering a baccalaureate degree program, that service
8 during the baccalaureate degree program would not be in-
9 cluded when computing years of service for retirement.

10 (b) CREDIT.—For each participant described in sub-
11 section (a) for whom the Secretary cannot find evidence
12 of an acknowledgment described in that subsection, the
13 Secretary shall include service during the baccalaureate
14 degree program when computing—

15 (1) years of service; and

16 (2) retired or retainer pay.

17 (c) REPORT REQUIRED.—The Secretary shall submit
18 a report to the Committees on Armed Services of the Sen-
19 ate and House of Representatives regarding the results

1 of the review under subsection (a) and the number of par-
2 ticipants credited with service under subsection (b).

3 (d) DEADLINE.—The Secretary of the Navy shall
4 carry out this section not later than 180 days after the
5 date of the enactment of this Act.



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

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

1 **SEC. 5 ____ . ESTABLISHMENT OF DIVERSITY AND INCLUSION**
2 **ADVISORY COUNCIL OF THE DEPARTMENT**
3 **OF DEFENSE.**

4 (a) ESTABLISHMENT.—Chapter 7 of title 10, United
5 States Code, is amended by inserting before section 187
6 the following:

7 **“§ 186. Diversity and Inclusion Advisory Council**

8 “(a) ESTABLISHMENT.—The Secretary of the De-
9 partment of Defense (referred to in this section as the
10 ‘Secretary’) shall establish a council to be known as the
11 ‘Diversity and Inclusion Advisory Council of the Depart-
12 ment of Defense’ (referred to in this section as the ‘Coun-
13 cil’).

14 “(b) DUTIES.—The Council shall provide advice and
15 recommendations to the Secretary on matters concerning
16 diversity and inclusion in the Department of Defense, re-
17 lating to the following:

18 “(1) Aligning diversity and inclusion with the
19 strategic goals of the Department of Defense.

1 “(2) Conducting strategic outreach efforts to
2 identify, attract, and recruit individuals that rep-
3 resent the demographic diversity of the United
4 States.

5 “(3) Developing, mentoring, and retaining a di-
6 verse and inclusive Armed Forces.

7 “(4) Encouraging leadership development
8 through diversity and inclusion practices and pro-
9 cesses.

10 “(c) MEMBERSHIP.—

11 “(1) IN GENERAL.—The Council shall be com-
12 posed of not fewer than 22 members, including the
13 Federal officials and officers specified in paragraph
14 (2), and not fewer than 12 members appointed by
15 the Secretary from nongovernmental positions de-
16 scribed in paragraph (3).

17 “(2) FEDERAL OFFICIALS AND OFFICERS.—The
18 Federal officials and officers specified in this para-
19 graph are the following:

20 “(A) The Chief Diversity Officer of the
21 Department of Defense.

22 “(B) The Under Secretary of Defense for
23 Personnel and Readiness.

24 “(C) The Chief of Staff of the Army.

25 “(D) The Chief of Naval Operations.

1 “(E) The Chief of Staff of the Air Force.

2 “(F) The Chief of Space Operations.

3 “(G) The Chief of Staff of the Air Force.

4 “(H) The Commandant of the Marine
5 Corps.

6 “(I) The Commandant of the Coast Guard.

7 “(J) The Chief of the National Guard Bu-
8 reau.

9 “(3) NONGOVERNMENTAL POSITIONS.—Non-
10 governmental positions described in this paragraph
11 are the following:

12 “(A) Five presidents or chancellors of in-
13 stitutions of higher education, including private
14 and public institutions representing diverse
15 areas of the United States.

16 “(B) Senior leaders of the defense indus-
17 tries of the United States.

18 “(C) Senior leaders of veterans or military
19 service organizations.

20 “(D) Veterans (as defined in section 101
21 of title 38).

22 “(E) Others determined appropriate by the
23 Secretary.

24 “(4) TIMING OF APPOINTMENTS.—Appoint-
25 ments to the Council shall be made not later than

1 for months after the date of the enactment of this
2 Act.

3 “(5) TERMS.—

4 “(A) IN GENERAL.—Each member shall be
5 appointed for a term of two years.

6 “(B) VACANCIES.—Any member appointed
7 to fill a vacancy occurring before the expiration
8 of the term for which the member’s predecessor
9 was appointed shall be appointed only for the
10 remainder of that term. A member may serve
11 after the expiration of that term until a suc-
12 cessor has been appointed.

13 “(6) CHAIRPERSON AND VICE CHAIRPERSON.—

14 “(A) CHAIRPERSON.—The Chairperson of
15 the Council shall be the Chief Diversity Officer
16 of the Department of Defense.

17 “(B) VICE CHAIRPERSON.—The Vice
18 Chairperson shall be designated by the Sec-
19 retary at the time of the appointment of the
20 members pursuant to paragraph (4), and when
21 a vacancy of the Vice Chairperson occurs, as
22 the case may be.

23 “(d) MEETING.—

1 “(1) MEETINGS.—The Council shall meet not
2 fewer than four times each year at the call of the
3 Chairperson or Vice Chairperson.

4 “(2) QUORUM.—Twelve members of the Coun-
5 cil, including six appointed under subsection (c)(2)
6 and six appointed under subsection (c)(3), shall con-
7 stitute a quorum.

8 “(e) COMPENSATION.—

9 “(1) PROHIBITION ON COMPENSATION.—Except
10 as provided in paragraph (2), members of the Coun-
11 cil may not receive additional pay, allowances, or
12 benefits by reason of their service on the Council.

13 “(2) TRAVEL EXPENSES.—Each member shall
14 receive travel expenses, including per diem in lieu of
15 subsistence, in accordance with applicable provisions
16 under subchapter I of chapter 57 of title 5.

17 “(f) ADMINISTRATIVE SUPPORT SERVICES.—Upon
18 the request of the Council, the Secretary shall provide to
19 the Council, on a reimbursable basis, the administrative
20 support services necessary for the Council to carry out its
21 responsibilities under this Act.

22 “(g) REPORTS.—Not later than 180 days after the
23 date on which the Council holds its initial meeting under
24 subsection (d) and annually thereafter, the Council shall
25 submit to the congressional defense committees a report

1 containing a detailed statement of the advice and rec-
2 ommendations of the Council pursuant to subsection (b).”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 at the beginning of chapter 7 of title 10, United States
5 Code, is amended by inserting before the item relating to
6 section 187 the following:

“186. Diversity and Inclusion Advisory Council.”.



AMENDMENT TO H.R. 6395
OFFERED BY MR. CARBAJAL OF CALIFORNIA

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

1 **SEC. 5 ____ . SENSE OF CONGRESS REGARDING ADVERTISING**
2 **RECRUITING EFFORTS.**

3 It is the Sense of Congress that the Chiefs of the
4 Armed Forces, in coordination with the Recruiting Com-
5 mands of the Armed Forces, should give all due consider-
6 ation to the use of local broadcasting and traditional news
7 publishers when advertising.



AMENDMENT TO H.R. 6395

OFFERED BY MRS. TRAHAN OF MASSACHUSETTS

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

1 **SEC. 5 ____ . MULTIDISCIPLINARY BOARD TO EVALUATE SUI-**
2 **CIDE EVENTS.**

3 (a) **GUIDANCE REQUIRED.**—The Secretary of De-
4 fense shall issue guidance that requires each suicide event
5 involving of a member of a covered Armed Force to be
6 reviewed by a multidisciplinary board established at the
7 command or installation level. Such guidance shall require
8 that, for each suicide event reviewed by such a board, the
9 board will—

10 (1) clearly define the objective, purpose, and
11 outcome of the review;

12 (2) take a multidisciplinary approach to the re-
13 view and include, as part of the review process, lead-
14 ers of military units, medical and mental health pro-
15 fessionals, and representatives of military criminal
16 investigative organizations;

17 (3) obtain the data necessary to make a com-
18 prehensive Department of Defense suicide event re-
19 port submission; and

1 (4) take appropriate steps to protect and share
2 information obtained from ongoing investigations
3 into the event (such as medical and law enforcement
4 reports).

5 (b) IMPLEMENTATION BY COVERED ARMED
6 FORCES.—Not later than 90 days after the date on which
7 the guidance is issued under subsection (a), the chiefs of
8 the covered Armed Forces shall implement the guidance.

9 (c) PROGRESS REPORT.—Not later than 180 days
10 after the date of the enactment of this Act, the Secretary
11 of Defense shall submit to the congressional defense com-
12 mittees a report on the progress of the Secretary in imple-
13 menting the guidance required under subsection (a).

14 (d) COVERED ARMED FORCES DEFINED.—In this
15 section, the term “covered Armed Forces” means the
16 Army, Navy, Air Force, Marine Corps, and Space Force.



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

Offered by: Mr. Bergman of Michigan

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

[Reserve Component General and Flag Officer Development]

The committee believes that the professional development of Reserve Component general and flag officers is imperative to executing national security objectives. The military services are challenged to provide Reserve Component officers with sufficient experience via the assignments process and to work diligently to sustain a wide array of opportunities that ensure an adequate pool of qualified senior leaders. Reductions in general and flag officer requirements or authorizations that disproportionately affect those positions that are viewed as developmentally vital should be avoided in order to achieve optimal performance and total force integration. Further, careful consideration must be given to maintain an appropriate diversity of positions that balance command, staff, and joint opportunities. It is the feeling of the committee that more needs to be done to ensure senior leaders within the Reserve Component are afforded continued professional growth opportunities and a clear path for progression.

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

(1) a comprehensive analysis of the current Reserve Component general and flag officer command positions, broken out by service

(2) a general assessment of current joint and staff opportunities available to Reserve Component general and flag officers, to include any areas of opportunity expansion

(3) the impact of limited reserve officer exemptions on career progression for the Reserve Component

(4) an outline of any legislative or policy driven guidance that impedes progression of Reserve Component general and flag officers

(5) ongoing or planned efforts to further integrate the Reserve Component with Active Duty at the general and flag officer level

(6) other information relevant to the enhanced career path for Reserve Component general and flag officers

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

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

1 **SEC. 5** ___ **REDACTION OF PERSONALLY IDENTIFIABLE IN-**
2 **FORMATION FROM RECORDS FURNISHED TO**
3 **A PROMOTION BOARD.**

4 (a) **ACTIVE-DUTY OFFICERS.**—Section 615(b) of title
5 10, United States Code, is amended—

6 (1) by redesignating paragraphs (1) through
7 (6) as subparagraphs (A) through (F), respectively;

8 (2) in the matter preceding subparagraph (A),
9 as redesignated, by inserting “(1)” before “The Sec-
10 retary”;

11 (3) in subparagraph (C), as redesignated, by
12 striking “whose name is furnished to the board” and
13 inserting “under consideration by the board for pro-
14 motion”;

15 (4) by striking subparagraph (B), as redesi-
16 gnated, and redesignating subparagraphs (C) through
17 (F) as subparagraphs (B) through (E), respectively;
18 and

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

3 “(2) The Secretary of the military department con-
4 cerned shall redact any personally identifiable information
5 from the information furnished to a selection board under
6 this section.”.

7 (b) RESERVE OFFICERS.—Section 14107(b) of title
8 10, United States Code, is amended—

9 (1) by redesignating paragraphs (1) through
10 (5) as subparagraphs (A) through (E), respectively;

11 (2) in the matter preceding subparagraph (A),
12 as redesignated, by inserting “(1)” before “The Sec-
13 retary”;

14 (3) in subparagraph (C), as redesignated, by
15 striking “whose name is furnished to the board” and
16 inserting “under consideration by the board for pro-
17 motion”;

18 (4) by striking subparagraph (B), as redesign-
19 ated, and redesignating subparagraphs (C) through
20 (E) as subparagraphs (B) through (D), respectively;
21 and

22 (5) by adding at the end the following new
23 paragraph:

24 “(2) The Secretary of the military department con-
25 cerned shall redact any personally identifiable information

1 from the information furnished to a promotion board
2 under this section.”.

3 (c) ENLISTED MEMBERS.—Each Secretary of a mili-
4 tary department shall prescribe regulations that require
5 the redaction of any personally identifiable information
6 from the information furnished to a board that considers
7 for promotion an enlisted member of an Armed Force
8 under the jurisdiction of that Secretary.



AMENDMENT TO H.R. 6395

OFFERED BY MS. HAALAND OF NEW MEXICO

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

1 **SEC. 7 ____ . ASSESSMENTS AND TESTING RELATING TO EX-**
2 **POSURE TO PERFLUOROALKYL AND**
3 **POLYFLUOROALKYL SUBSTANCES.**

4 (a) PERIODIC HEALTH ASSESSMENT.—The Sec-
5 retary of Defense shall ensure that any periodic health as-
6 sessment provided to a member of the Armed Forces in-
7 cludes an evaluation of whether the member has been—

8 (1) based or stationed at a military installation
9 identified by the Department of Defense as a loca-
10 tion with a known or suspected release of
11 perfluoroalkyl substances or polyfluoroalkyl sub-
12 stances during the period in which the member was
13 based or stationed at the military installation; or

14 (2) exposed to such substances, including by
15 evaluating any information in the health record of
16 the member.

17 (b) SEPARATION HISTORY AND PHYSICAL EXAMINA-
18 TIONS.—Section 1145(a)(5) of title 10, United States

1 Code, is amended by adding at the end the following new
2 subparagraph:

3 “(D) The Secretary concerned shall ensure that each
4 physical examination of a member under subparagraph
5 (A) includes an assessment of whether the member was—

6 “(i) based or stationed at a military installation
7 identified by the Department as a location with a
8 known or suspected release of perfluoroalkyl sub-
9 stances or polyfluoroalkyl substances during the pe-
10 riod in which the member was based or stationed at
11 the military installation; or

12 “(ii) exposed to such substances, including by
13 assessing any information in the health record of the
14 member.”.

15 (c) DEPLOYMENT ASSESSMENTS.—Section
16 1074f(b)(2) of title 10, United States Code, is amended
17 by adding at the end the following new subparagraph:

18 “(E) An assessment of whether the member
19 was—

20 “(i) based or stationed at a military instal-
21 lation identified by the Department as a loca-
22 tion with a known or suspected release of
23 perfluoroalkyl substances or polyfluoroalkyl sub-
24 stances during the period in which the member

1 was based or stationed at the military installa-
2 tion; or

3 “(ii) exposed to such substances, including
4 by assessing any information in the health
5 record of the member.”.

6 (d) PROVISION OF BLOOD TESTING.—

7 (1) MEMBERS OF THE ARMED FORCES.—

8 (A) IN GENERAL.—If a covered evaluation
9 of a member of the Armed Forces results in a
10 positive determination of potential exposure to
11 perfluoroalkyl substances or polyfluoroalkyl sub-
12 stances, the Secretary of Defense shall provide
13 to that member, during that covered evaluation,
14 blood testing to determine and document poten-
15 tial exposure to such substances.

16 (B) INCLUSION IN HEALTH RECORD.—The
17 results of blood testing of a member of the
18 Armed Forces conducted under subparagraph
19 (A) shall be included in the health record of the
20 member.

21 (2) COVERED EVALUATION DEFINED.—In this
22 subsection, the term “covered evaluation” means—

23 (A) a periodic health assessment conducted
24 in accordance with subsection (a);

1 (B) a separation history and physical ex-
2 amination conducted under section 1145(a)(5)
3 of title 10, United States Code, as amended by
4 subsection (b); and

5 (C) a deployment assessment conducted
6 under section 1074f(b)(2) of such title, as
7 amended by subsection (c).



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

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

1 **SEC. 3 ____ . INCREASE IN FUNDING FOR CENTERS FOR DIS-**
2 **EASE CONTROL STUDY ON HEALTH IMPLICA-**
3 **TIONS HEALTH IMPLICATIONS OF PER- AND**
4 **POLYFLUOROALKYL SUBSTANCES CONTAMI-**
5 **NATION IN DRINKING WATER.**

6 Section 316(a)(2)(B) of the National Defense Au-
7 thorization Act for Fiscal Year 2018 (Public Law 115-
8 91) is amended by striking “\$10,000,000” both places it
9 appears and inserting “\$15,000,000”.



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

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

1 **SEC. 5 ____ . TEMPORARY LIMITATION ON AUTHORITY TO**
2 **TRANSFER, RELOCATE, OR DISSOLVE ELE-**
3 **MENTS OF THE RESERVE COMPONENTS OF**
4 **THE AIR FORCE.**

5 (a) **LIMITATION.**—The Secretary of the Air Force
6 may not transfer or relocate any personnel or asset, or
7 dissolve any unit, of the Air National Guard or Air Force
8 Reserve until the latter of the following occurs:

9 (1) The day that is 180 days after the date on
10 which the Secretary of the Air Force submits the re-
11 port under subsection (b).

12 (2) The Chief of Space Operations certifies in
13 writing to the Secretary of the Air Force that plans
14 of the Secretary to establish the reserve components
15 of the Space Force shall not diminish space capa-
16 bility of the Department of the Air Force.

17 (b) **REPORT REQUIRED.**—Not later than January 31,
18 2021, the Secretary of the Air Force shall submit to the
19 Committees on Armed Services of the Senate and House

1 of Representatives a report regarding the plan of the Sec-
2 retary to establish the reserve components of the Space
3 Force. The report shall identify the following:

4 (1) The assumptions and factors used to de-
5 velop the plan.

6 (2) The members of the team that issued rec-
7 ommendations regarding the organization of such re-
8 serve components.

9 (3) The recommendations of the Secretary re-
10 garding the mission, organization, and unit retention
11 of such reserve components.

12 (4) The final organizational and integration
13 recommendations regarding such reserve compo-
14 nents.

15 (5) The proposed staffing and operational orga-
16 nization for such reserve components.

17 (6) The estimated date of implementation of
18 the plan.

19 (7) Any savings or costs arising from the pres-
20 ervation of existing space-related force structures in
21 the Air National Guard.



AMENDMENT TO H.R. 6395
OFFERED BY MR. BRINDISI OF NEW YORK

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

1 **SECTION 5 ____ . COUNSELING IN THE TRANSITION ASSIST-**
2 **ANCE PROGRAM REGARDING SEXUAL AS-**
3 **SAULT, SEXUAL OR GENDER HARASSMENT,**
4 **AND INTIMATE PARTNER VIOLENCE.**

5 Section 1142(b) of title 10, United States Code, is
6 amended by adding at the end the following new para-
7 graph:

8 “(20) Information concerning health care (in-
9 cluding mental health care) furnished by the Sec-
10 retary of Veterans Affairs to veterans and members
11 of the Armed Forces who have survived sexual as-
12 sault, sexual or gender harassment, or intimate part-
13 ner violence.”.



AMENDMENT TO H.R. 6395
OFFERED BY MR. GALLEGO OF ARIZONA

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

1 **SEC. 5 ____ . REENLISTMENT WAIVERS FOR PERSONS SEPA-**
2 **RATED FROM THE ARMED FORCES WHO COM-**
3 **MIT ONE MISDEMEANOR CANNABIS OFFENSE.**

4 (a) IN GENERAL.—Not later than 90 days after the
5 date of the enactment of this Act, the Secretary of Defense
6 shall prescribe regulations that permit any Secretary of
7 a military department to grant a reenlistment waiver to
8 a covered person if the Secretary determines that the reen-
9 listment of that covered person is vital to the national in-
10 terest.

11 (b) DEFINITIONS.—In this section:

12 (1) The term “covered person” means an indi-
13 vidual—

14 (A) who has been separated, discharged,
15 dismissed, or released from the Armed Forces;
16 and

17 (B) who has admitted to or been convicted
18 by a court of competent jurisdiction of a single
19 violation—

1 (i) of any law of a State or the United
2 States relating to the use or possession of
3 cannabis;

4 (ii) that constitutes a misdemeanor;
5 and

6 (iii) that occurred while that indi-
7 vidual was not performing active service.

8 (2) The terms “active service” and “military
9 department” have the meanings given such terms in
10 section 101 of title 10, United States Code.

