AMENDMENT TO H.R. 4435, AS REPORTED
OFFERED BY MS. DUCKWORTH OF ILLINOIS

At the end of subtitle C of title V, add the following new section:

SEC. 5. AVAILABILITY OF ADDITIONAL LEAVE FOR MEMBERS OF THE ARMED FORCES IN CONNECTION WITH THE BIRTH OF A CHILD.

Section 701(j) of title 10, United States Code, is amended—

(1) by redesignating paragraphs (1) and (2) as paragraphs (2) and (3), respectively;

(2) by inserting after “(j)” the following new paragraph (1):

“(1) Under regulations prescribed by the Secretary concerned, a member of the armed forces who gives birth to a child shall receive 42 days of convalescent leave to be used in connection with the birth of the child. At the discretion of the member, the member shall be allowed up to 42 additional days in a leave of absence status in connection with the birth of the child upon the expiration of the convalescent leave, except that—

“(A) a member who uses this additional leave is not entitled to basic pay for any day on which
such additional leave is used, but shall be considered to be on active duty for all other purposes; and

“(B) the commanding officer of the member may recall the member to duty from such leave of absence status when necessary to maintain unit readiness.”; and

(3) in paragraph (3), as redesignated, by striking “paragraph (1)” and inserting “paragraphs (1) and (2)”. 