

**AMENDMENT TO H.R. 1540, AS REPORTED
OFFERED BY MR. CARTER OF TEXAS**

At the end of title VI, add the following new section:

1 **SEC. 662. TREATMENT OF MEMBERS OF THE ARMED**
2 **FORCES AND CIVILIAN EMPLOYEES OF THE**
3 **DEPARTMENT OF DEFENSE WHO WERE**
4 **KILLED OR WOUNDED IN THE NOVEMBER 5,**
5 **2009, ATTACK AT FORT HOOD, TEXAS.**

6 (a) TREATMENT.—For purposes of all applicable
7 Federal laws, regulations, and policies, a member of the
8 Armed Forces or civilian employee of the Department of
9 Defense who was killed or wounded in the attack that oc-
10 curred at Fort Hood, Texas, on November 5, 2009, shall
11 be deemed as follows:

12 (1) In the case of a member, to have been killed
13 or wounded in a combat zone as the result of an act
14 of an enemy of the United States.

15 (2) In the case of a civilian employee of the De-
16 partment of Defense—

17 (A) to have been killed or wounded while
18 serving with the Armed Forces in a contingency
19 operation; and

1 (B) to have been killed or wounded in a
2 terrorist attack.

3 (b) EXCEPTION.—Subsection (a) shall not apply to
4 a member of the Armed Forces whose death or wound as
5 described in that subsection is the result of the willful mis-
6 conduct of the member.

