

AMENDMENT TO
RULES COMMITTEE PRINT 116-57
OFFERED BY MR. AGUILAR OF CALIFORNIA

At the end of subtitle A of title V, insert the following new sections:

1 **SEC. 5___ . TEMPORARY EXPANSION OF AVAILABILITY OF**
2 **ENHANCED CONSTRUCTIVE SERVICE CREDIT**
3 **IN A PARTICULAR CAREER FIELD UPON**
4 **ORIGINAL APPOINTMENT AS A COMMIS-**
5 **SIGNED OFFICER.**

6 (a) **REGULAR OFFICERS.**—Subparagraph (D) of sec-
7 tion 533(b)(1) of title 10, United States Code, is amended
8 to read as follows:

9 “(D) Additional credit as follows:

10 “(i) For special training or experience in a
11 particular officer field as designated by the Sec-
12 retary concerned, if such training or experience
13 is directly related to the operational needs of
14 the armed force concerned.

15 “(ii) During fiscal years 2021 through
16 2025, for advanced education in an officer field
17 so designated, if such education is directly re-

1 lated to the operational needs of the armed
2 force concerned.”.

3 (b) RESERVE OFFICERS.—Section 12207(b)(1) of
4 such title is amended—

5 (1) in the matter preceding subparagraph (A),
6 “or a designation in” and all that follows through
7 “education or training,” and inserting “and who has
8 special training or experience, or advanced education
9 (if applicable),”; and

10 (2) by striking subparagraph (D) and inserting
11 the following new subparagraph:

12 “(D) Additional credit as follows:

13 “(i) For special training or experience in a
14 particular officer field as designated by the Sec-
15 retary concerned, if such training or experience
16 is directly related to the operational needs of
17 the armed force concerned.

18 “(ii) During fiscal years 2021 through
19 2025, for advanced education in an officer field
20 so designated, if such education is directly re-
21 lated to the operational needs of the armed
22 force concerned.”.

23 (c) ANNUAL REPORT.—

24 (1) IN GENERAL.—Not later than February 1,
25 2022, and every four years thereafter, each Sec-

1 retary of a military department shall submit to the
2 Committees on Armed Services of the Senate and
3 the House of Representatives a report on the use of
4 the authorities in subparagraph (D) of section
5 553(b)(1) of title 10, United States Code (as amend-
6 ed by subsection (a)), and subparagraph (D) of sec-
7 tion 12207(b)(1) of such title (as amended by sub-
8 section (b)) (each referred to in this subsection as a
9 “constructive credit authority”) during the preceding
10 fiscal year for the Armed Forces under the jurisdic-
11 tion of such Secretary.

12 (2) ELEMENTS.—Each report under paragraph
13 (1) shall include, for the fiscal year and Armed
14 Forces covered by such report, the following:

15 (A) The manner in which constructive
16 service credit was calculated under each con-
17 structive credit authority.

18 (B) The number of officers credited con-
19 structive service credit under each constructive
20 credit authority.

21 (C) A description and assessment of the
22 utility of the constructive credit authorities in
23 meeting the operational needs of the Armed
24 Force concerned.

1 (D) Such other matters in connection with
2 the constructive credit authorities as the Sec-
3 retary of the military department concerned
4 considers appropriate.

5 **SEC. 5 ____ . PERMANENT PROGRAMS ON DIRECT COMMIS-**
6 **SIONS TO CYBER POSITIONS.**

7 Section 509 of the National Defense Authorization
8 Act for Fiscal Year 2017 (Public Law 114–328; 10 U.S.C.
9 503 note) is amended—

10 (1) by striking “pilot” each place it appears;

11 and

12 (2) by striking subsections (d) and (e).

