

AMENDMENT TO RULES COMMITTEE PRINT 117-

13

OFFERED BY MR. FITZGERALD OF WISCONSIN

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

1 **SEC. 5___.** **ANNUAL REPORT REGARDING SEXUAL AS-**
2 **SAULTS INVOLVING MEMBERS OF THE ARMY**
3 **NATIONAL GUARD AND THE AIR NATIONAL**
4 **GUARD.**

5 (a) **ANNUAL REPORTS.**—Not later than one year
6 after the date of the enactment of this Act, and on an
7 annual basis thereafter, the Secretary of Defense shall
8 submit to the Committees on Armed Services of the Sen-
9 ate and the House of Representatives a report regarding
10 sexual assaults involving members of the Army National
11 Guard and the Air National Guard.

12 (b) **ELEMENTS.**—Each report under subsection (a)
13 shall include the following:

14 (1) The number of sexual assaults committed
15 against members of the Army National Guard and
16 the Air National Guard that were reported to mili-
17 tary officials during the year covered by the report,
18 and the number of cases that were substantiated.

1 (2) The number of sexual assaults committed
2 by members of the Army National Guard or the Air
3 National Guard that were reported to military offi-
4 cials during the year covered by the report, and the
5 number of the cases so reported that were substan-
6 tiated.

7 (3) A synopsis of each such substantiated case,
8 organized by offense, and, for each such case, the
9 action taken in the case, including the type of dis-
10 ciplinary or administrative sanction imposed, if any,
11 including courts-martial sentences, nonjudicial pun-
12 ishments administered by commanding officers pur-
13 suant to section 815 of title 10, United States Code
14 (article 15 of the Uniform Code of Military Justice),
15 and administrative separations.

16 (4) The policies, procedures, and processes im-
17 plemented by the Chief of the National Guard Bu-
18 reau during the year covered by the report in re-
19 sponse to incidents of sexual assault involving mem-
20 bers of the Army National Guard or the Air Na-
21 tional Guard.

22 (c) PRESENTATION OF CERTAIN INFORMATION.—
23 The information required under paragraphs (1) and (2)
24 of subsection (b) shall be set forth separately for each such
25 paragraph and may not be combined.

1 (d) CONSULTATION.—In preparing each report under
2 subsection (a), the Secretary of Defense shall consult
3 with—

4 (1) Under Secretary of Defense for Personnel
5 and Readiness;

6 (2) the Chief of the National Guard Bureau;
7 and

8 (3) the heads of such other organizations and
9 elements of the Department of Defense as the Sec-
10 retary determines appropriate.

