

AMENDMENT TO RULES COMMITTEE PRINT 119-

33

OFFERED BY MR. ISSA OF CALIFORNIA

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

1 **SEC. 5_. REVIEW OF REQUESTS FOR DECORATIONS NOT**
2 **TIMELY AWARDED TO MEMBERS OF CERTAIN**
3 **ARMED FORCES SERVING ON ACTIVE DUTY**
4 **BECAUSE RELEVANT RECORDS WERE CLASSI-**
5 **FIED OR OTHERWISE RESTRICTED.**

6 Chapter 57 of title 10, United States Code, is amend-
7 ed by inserting after section 1130 the following new sec-
8 tion:

9 **“§ 1130a. Consideration of proposals for certain deco-**
10 **rations not previously submitted in time-**
11 **ly fashion because relevant records were**
12 **classified or otherwise restricted**

13 **“(a) WAIVER OF TIME LIMITATIONS.—**Notwith-
14 standing section 1130 of this title, a decoration (including
15 any device in lieu of a decoration), authorized by law or
16 under the regulations of the Department of Defense or
17 the military department concerned, may be awarded, with-

1 out regard to any time limitation imposed by law or regu-
2 lation for a recommendation for such award—

3 “(1) to any person for service—

4 “(A) while on active duty in the Army,
5 Navy, Marine Corps, Air Force, or Space
6 Force;

7 “(B) during the period beginning on Janu-
8 ary 1, 1940; and

9 “(C) the records of which were classified,
10 withheld from the public record due to sensi-
11 tivity, or redacted for national security pur-
12 poses; and

13 “(2) based on a request for consideration of
14 such award received by the Secretary of a military
15 department.

16 “(b) REVIEW OF REQUESTS.—In carrying out this
17 section, the Secretary of a military department—

18 “(1) shall—

19 “(A) begin a review of a request under
20 subsection (a)(2) not later than 30 days after
21 the Secretary receives such request; and

22 “(B) complete such a review not later than
23 one year after the date of such receipt; and

1 “(2) may use the process under subsections (b)
2 and (c) of section 1130 of this title to carry out such
3 a review.

4 “(c) RULES OF CONSTRUCTION.—(1) The failure of
5 the Secretary of a military department to complete the re-
6 view of a request under subsection (a)(2) within the time
7 limitations under subsection (b) shall not be construed to
8 limit the authority to award a decoration under this sec-
9 tion.

10 “(2) In the case of a decoration the President may
11 award, the recommendation of the Secretary of the mili-
12 tary department concerned to not award such decoration
13 shall not be construed to prohibit the President from
14 awarding such decoration.

15 “(d) REPORTS.—(1)(A) Not later than 30 days after
16 completing the review of a request under subsection (b),
17 the Secretary of a military department shall submit to the
18 Committees on Armed Services of the Senate and House
19 of Representatives a report regarding such review.

20 “(B) In the case of a review of a request for a decora-
21 tion the President may award, the Secretary of the mili-
22 tary department concerned shall, subject to subparagraph
23 (C), also submit such report to the President.

1 “(C) In the case of a review of a request for a Medal
2 of Honor, the Secretary of Defense shall submit the report
3 under this paragraph.

4 “(2) Such a report shall include, with respect to the
5 request reviewed, the following elements:

6 “(A) A summary of the request.

7 “(B) The findings of the review.

8 “(C) The final action or recommendation of the
9 submitting Secretary regarding such request.

10 “(D) Any recommendation of the submitting
11 Secretary to improve award procedures with respect
12 to military intelligence personnel.”.

