SEC. 5. TRANSFER OF MEMBERS OF THE ARMED FORCES WHO ARE VICTIMS OF HAZING.

(a) TRANSFER PROCEDURE REQUIRED.—The Secretary concerned (as defined in section 101(a)(9) of title 10, United States Code) shall develop and implement a procedure to expedite the transfer of a member of the Armed Forces under the jurisdiction of that Secretary who has been the victim of a substantiated incident of hazing to another unit in the same branch of the Armed Forces.

(b) HAZING DESCRIBED.—For purposes of carrying out this section, the Secretary of Defense (and the Secretary of the Department in which the Coast Guard operates) shall use the definition of hazing contained in the August 28, 1997, Secretary of Defense Policy Memorandum, which defined hazing as any conduct whereby a member of the Armed Forces, regardless of branch or rank, without proper authority causes another member to suffer, or be exposed to, any activity which is cruel, abu-
sive, humiliating, oppressive, demeaning, or harmful. Soliciting or coercing another person to perpetrate any such activity is also considered hazing. Hazing need not involve physical contact among or between members of the Armed Forces. Hazing can be verbal or psychological in nature. Actual or implied consent to acts of hazing does not eliminate the culpability of the perpetrator.