

109TH CONGRESS
2^D SESSION

H. R. 4797

To protect America's citizen soldiers.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 16, 2006

Mr. PAUL introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To protect America's citizen soldiers.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Citizen Soldier Protec-
5 tion Act of 2006".

6 **SEC. 2. FINDINGS, PURPOSES, AND STATEMENT OF CON-**
7 **STITUTIONAL AUTHORITY.**

8 (a) FINDINGS.—The Congress finds that—

9 (1) in some instances members of the Armed
10 Forces are being compelled, without lawful author-
11 ity, to wear as part of their military uniform badges,
12 symbols, helmets, headgear, and other visible indicia

1 or insignia of the United Nations and foreign states;
2 and

3 (2) in some instances members of the Armed
4 Forces are being compelled, without lawful author-
5 ity, to serve under military and other officers of the
6 United Nations and foreign states.

7 (b) PURPOSES.—The purposes of this Act are—

8 (1) to clarify existing law in order to protect
9 United States citizens serving in the Armed Forces
10 from involuntary service under military and other of-
11 ficers of foreign states; and

12 (2) to restore to Congress its rightful constitu-
13 tional authority governing the deployment of mem-
14 bers of the Armed Forces in service alongside and
15 in conjunction with foreign states with which the
16 United States from time to time is allied.

17 (c) CONSTITUTIONAL AUTHORITY.—The specific con-
18 stitutional powers authorizing the enactment of this Act
19 are—

20 (1) that this Act is necessary to provide for the
21 common defense and to secure the blessings of lib-
22 erty to the people of the United States; and

23 (2) as provided in Article I, sections 8 and 9—

24 (A) Congress shall have power to raise and
25 support armies;

1 (B) Congress shall provide and maintain a
2 navy;

3 (C) Congress shall make rules for the gov-
4 ernment and regulation of the land and naval
5 forces; and

6 (D) Congress shall provide for organizing,
7 arming, and disciplining the militia, and for
8 governing such part of them as may be em-
9 ployed in the service of the United States.

10 (d) LIMITATION UNDER ARTICLE II.—This Act is
11 enacted to effect the limits of Article II, section 2, of the
12 Constitution in which—

13 (1) the President has the nondelegable power,
14 by and with the advice and consent of the Senate,
15 to appoint all executive officers of the United States,
16 except in the case of inferior executive officers
17 wherein Congress may vest appointment of such in-
18 ferior officers, as they think proper, in the President
19 alone or in the heads of executive departments; and

20 (2) in no case may the President or Congress
21 vest any of the executive power of the United States
22 in officers of a foreign state or delegate to an officer
23 of a foreign state such executive power, except in
24 time of military necessity in a lawfully declared state
25 of war and as authorized by Congress.

1 **SEC. 3. PROHIBITION AGAINST REQUIRING MEMBERS OF**
2 **THE ARMED FORCES TO WEAR UNIFORMS OR**
3 **OTHER INSIGNIA OF THE UNITED NATIONS**
4 **AND FOREIGN STATES.**

5 (a) PROHIBITION.—Chapter 45 of title 10, United
6 States Code, is amended by adding at the end the fol-
7 lowing new section:

8 **“§ 778. Insignia of the United Nations and foreign**
9 **states: prohibition on requirement of**
10 **wearing**

11 “No member of the armed forces may be required to
12 wear as part of the military uniform any badge, symbol,
13 headgear, or other visible indicia or insignia of the United
14 Nations or any foreign state.”.

15 (b) CLERICAL AMENDMENT.—The table of sections
16 at the beginning of such chapter is amended by adding
17 at the end the following new item:

“778. Insignia of the United Nations and foreign states: prohibition on require-
ment of wearing.”

18 **SEC. 4. PROHIBITION AGAINST REQUIRING MEMBERS OF**
19 **THE ARMED FORCES TO SERVE UNDER FOR-**
20 **EIGN OFFICERS.**

21 (a) PROHIBITION.—Chapter 39 of title 10, United
22 States Code, is amended by adding at the end the fol-
23 lowing new section:

1 **“§ 692. Service under United Nations or other foreign**
2 **command: prohibition**

3 “No member of the armed forces may be required to
4 serve in any capacity under an officer of the United Na-
5 tions or any foreign state, except as specifically provided
6 by law and, then, only during time of war declared by Con-
7 gress in accordance with Article I, section 8, of the Con-
8 stitution.”.

9 (b) CLERICAL AMENDMENT.—The table of sections
10 at the beginning of such chapter is amended by adding
11 at the end the following new item:

“692. Service under United Nations or other foreign command: prohibition.”.

○