

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 6177

To amend title 10, United States Code, to ensure the timeliness of information used in considering a member of the Armed Forces for an administrative separation, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2010

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

---

## A BILL

To amend title 10, United States Code, to ensure the timeliness of information used in considering a member of the Armed Forces for an administrative separation, and for other purposes.

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. USE OF CURRENT INFORMATION IN CONSID-**

4 **ERING A MEMBER OF THE ARMED FORCES**

5 **FOR ADMINISTRATIVE SEPARATION.**

6 (a) IN GENERAL.—Chapter 59 of title 10, United

7 States Code, is amended by adding at the end the fol-

8 lowing new section:

1 **“§ 1179. Administrative separation: use of current in-**  
2 **formation regarding member**

3 “(a) TIMELINESS OF INFORMATION CONSIDERED.—  
4 If a member of the armed forces is being considered under  
5 applicable regulations for administrative separation, inci-  
6 dents involving the member and information regarding the  
7 actions of the member occurring more than 10 years be-  
8 fore the date of the proceedings may not be taken into  
9 consideration.

10 “(b) EXCEPTIONS.—Subsection (a) does not apply  
11 if—

12 “(1) the member consents to the consideration  
13 of the earlier information; or

14 “(2) the information was concealed by the  
15 member or another person acting on behalf of the  
16 member.”.

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

“1179. Administrative separation: use of current information regarding mem-  
ber.”.

○