

113TH CONGRESS  
1ST SESSION

# S. 964

To require a comprehensive review of the adequacy of the training, qualifications, and experience of the Department of Defense personnel responsible for sexual assault prevention and response for the Armed Forces, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MAY 15, 2013

Mrs. McCASKILL (for herself and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To require a comprehensive review of the adequacy of the training, qualifications, and experience of the Department of Defense personnel responsible for sexual assault prevention and response for the Armed Forces, 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,*

1 **SECTION 1. COMPREHENSIVE REVIEW OF ADEQUACY OF**  
2 **TRAINING, QUALIFICATIONS, AND EXPERI-**  
3 **ENCE OF DEPARTMENT OF DEFENSE PER-**  
4 **SONNEL RESPONSIBLE FOR SEXUAL ASSAULT**  
5 **PREVENTION AND RESPONSE FOR THE**  
6 **ARMED FORCES.**

7 (a) **COMPREHENSIVE REVIEW REQUIRED.—**

8 (1) **REVIEW OF PERSONNEL.—**The Secretary of  
9 Defense shall carry out a review of the adequacy of  
10 the training, qualifications, and experience of each  
11 member of the Armed Forces and civilian employee  
12 of the Department of Defense who is currently re-  
13 sponsible for sexual assault prevention and response  
14 within the Armed Forces for the discharge of such  
15 responsibility.

16 (2) **ASSESSMENT OF CERTAIN ELEMENTS OF**  
17 **PREVENTION AND RESPONSE PROGRAM.—**In car-  
18 rying out the review under paragraph (1), the Sec-  
19 retary shall also conduct an assessment of the ade-  
20 quacy of the training and certifications required for  
21 certain such personnel by section 584 of the Na-  
22 tional Defense Authorization Act for Fiscal Year  
23 2012 (Public Law 112–81; 125 Stat. 1433; 10  
24 U.S.C. 1561).

25 (b) **RESPONSIVE PERSONNEL ACTIONS.—**If as a re-  
26 sult of the review under subsection (a), the Secretary de-

1 terminates that any member or civilian employee described  
2 in that subsection does not have the training, qualifica-  
3 tions, or experience required to discharge the responsi-  
4 bility referred to in that subsection, the Secretary shall  
5 take appropriate responsive actions, including—

6 (1) re-training or re-certification of such mem-  
7 ber or civilian employee; or

8 (2) reassigning such member or civilian em-  
9 ployee to duties other than sexual assault prevention  
10 and response and replacing such member or civilian  
11 with a member or civilian employee qualified to dis-  
12 charge such responsibility.

13 (c) RESPONSIVE ACTIONS REGARDING PROGRAM  
14 ELEMENTS.—Upon completion of the review under sub-  
15 section (a), the Secretary shall prescribe in regulations the  
16 following:

17 (1) Appropriate minimum levels of training,  
18 qualifications, and experience for members of the  
19 Armed Forces and civilian personnel of the Depart-  
20 ment for the discharge of responsibilities for sexual  
21 assault prevention and response within the Armed  
22 Forces.

23 (2) Such requirements for improvements in the  
24 training provided to members and civilian employees  
25 referred to in paragraph (1) as the Secretary con-

1       siders appropriate, including improvements to the  
2       training and certifications referred to in subsection  
3       (a)(2), in order to ensure that such members and ci-  
4       vilian employees are properly trained and certified to  
5       discharge responsibilities for sexual assault preven-  
6       tion and response within the Armed Forces.

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