

116TH CONGRESS
1ST SESSION

S. 504

IN THE HOUSE OF REPRESENTATIVES

JUNE 12, 2019

Referred to the Committee on the Judiciary

AN ACT

To amend title 36, United States Code, to authorize The American Legion to determine the requirements for membership in The American Legion, 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. SHORT TITLE.**

2 This Act may be cited as the “Let Everyone Get In-
3 volved in Opportunities for National Service Act” or the
4 “LEGION Act”.

5 **SEC. 2. FINDINGS AND SENSE OF CONGRESS.**

6 (a) FINDINGS.—Congress makes the following find-
7 ings:

8 (1) Since the end of World War II, the Federal
9 Government has designated specific periods of war,
10 the dates of which are important for qualification for
11 certain benefits or membership in veterans organiza-
12 tions established by Congress.

13 (2) In between those recognized periods of war,
14 during so-called peacetime eras, the United States
15 military has been involved in not fewer than 12
16 known eras, which are unrecognized by the United
17 States Government as periods of war, resulting in
18 numerous United States personnel combat casual-
19 ties.

20 (3) Those 12 unrecognized war eras occurred at
21 the direction of the then President of the United
22 States, with full knowledge and consent of the then
23 Congress.

24 (4) The first of those 12 unrecognized war eras
25 involving active United States military personnel was
26 the Greek Civil War, fought in Greece from 1946 to

1 1949 between the army of the Government of
2 Greece, supported by active military personal of the
3 United States and the United Kingdom, and the
4 Democratic Army of Greece, the military branch of
5 the Communist Party of Greece.

6 (5) During the Greek Civil War, one member of
7 the Armed Forces of the United States sacrificed his
8 life in service to the United States, and five others
9 suffered non-combat deaths.

10 (6) The second of those unrecognized war eras
11 involving active United States military personnel was
12 the Chinese Civil War, which occurred during the
13 aftermath of World War II.

14 (7) During the Chinese Civil War, the United
15 States military equipped, trained, transported, and
16 supplied the Kuomintang-led Government of the Re-
17 public of China with approximately \$4,430,000,000
18 in its resistance to the Communist Party of China.

19 (8) During the Chinese Civil War, 14 members
20 of the Armed Forces of the United States sacrificed
21 their lives in service to the United States, 150 non-
22 combatants of the United States lost their lives in
23 the war, and 51 were wounded, resulting in 215
24 United States military casualties.

1 (9) The third unrecognized war era involving
2 active United States military personnel is known as
3 the Cold War.

4 (10) The Cold War was a period spanning from
5 approximately 1947 until 1991 when the Soviet
6 Union collapsed.

7 (11) Although no direct large-scale military
8 fighting occurred between the militaries of the
9 United States and the Soviet Union, active United
10 States military personnel served in multiple regional
11 conflicts during the Cold War, resulting in the
12 deaths of not fewer than 32 members of the Armed
13 Forces who sacrificed their lives in service to the
14 United States and not fewer than 12 additional cas-
15 ualties.

16 (12) The fourth unrecognized war era involving
17 active United States military personnel is known as
18 the China Cold War.

19 (13) The China Cold War started when the
20 Kuomintang-led Government of the Republic of
21 China retreated to the island of Taiwan and lasted
22 until 1972, after President Richard Nixon conducted
23 a landmark state visit to China.

24 (14) During the military operations of the
25 China Cold War, not fewer than 16 members of the

1 Armed Forces of the United States sacrificed their
2 lives in service to the United States.

3 (15) The fifth unrecognized war era involving
4 active United States military personnel was the Leb-
5 anon Crisis of 1958, which involved more than
6 14,000 United States personnel and resulted in the
7 death of one member of the Armed Forces who sac-
8 rificed his life in service to the United States and
9 five non-combat deaths.

10 (16) The sixth unrecognized war era involving
11 active United States military personnel was the Bay
12 of Pigs invasion in April 1961.

13 (17) The Bay of Pigs invasion was a failed mili-
14 tary invasion of Cuba undertaken by a United
15 States military group sponsored by the Central In-
16 telligence Agency that resulted in not fewer than one
17 death of a member of the Armed Forces who sac-
18 rificed his life in service to the United States and 19
19 non-combat deaths.

20 (18) The seventh unrecognized war era involv-
21 ing active United States military personnel was the
22 Cuban Missile Crisis, which took place between Oc-
23 tober 16 and October 28, 1962.

1 (19) The Cuban Missile Crisis directly related
2 to homeland protection against the deployment of a
3 Soviet ballistic missile in Cuba.

4 (20) During the Cuban Missile Crisis, one
5 member of the Armed Forces sacrificed his life in
6 service to the United States and 19 others died as
7 non-combatants.

8 (21) The eighth unrecognized war era involving
9 active United States military personnel was the Do-
10 minican Civil War in 1965.

11 (22) Operations during the Dominican Civil
12 War resulted in the deaths of 27 members of the
13 Armed Forces who sacrificed their lives in service to
14 the United States, 20 non-combat-related deaths,
15 and 283 wounded.

16 (23) The ninth unrecognized war era involving
17 active United States military personnel was the Iran
18 Hostage Crisis, which lasted from November 4,
19 1979, through January 20, 1981.

20 (24) The Iran Hostage Crisis involved military
21 intervention by the United States which resulted in
22 the deaths of 8 members of the Armed Forces who
23 sacrificed their lives in service to United States.

1 (25) The tenth unrecognized war era involving
2 active United States military personnel was the Sal-
3 vadoran Civil War.

4 (26) The Salvadoran Civil War lasted more
5 than 12 years, through the terms of two Presidential
6 administrations of the United States, and resulted in
7 the deaths of 22 members of the Armed Forces who
8 sacrificed their lives in service to the United States,
9 15 non-combat deaths, and 35 other casualties.

10 (27) The 11th unrecognized war era involving
11 active United States military personnel started on
12 April 5, 1986, when the La Belle discotheque in
13 West Berlin, Germany, was bombed, killing two
14 United States soldiers and wounding 79 other mem-
15 bers of the Armed Forces, which triggered what be-
16 came known as the Libyan Conflict.

17 (28) The military operations of the Libyan Con-
18 flict included numerous air strikes by United States
19 military forces and resulted in the deaths of two
20 members of the Armed Forces who sacrificed their
21 lives in service to the United States.

22 (29) The Libyan Conflict led to the 12th unrec-
23 ognized war era involving active United States mili-
24 tary personnel, known collectively as the Persian

1 Gulf Conflicts, which lasted from July 24, 1987,
2 through September 26, 1988.

3 (30) The Persian Gulf Conflicts involved United
4 States military missions to protect Kuwaiti-owned oil
5 tankers which represented the largest United States
6 naval convoy operation since World War II.

7 (31) The Persian Gulf Conflicts resulted in nu-
8 merous military operations and the deaths of not
9 fewer than 39 members of the Armed Forces who
10 sacrificed their lives in service to the United States
11 and 31 wounded.

12 (32) Since the armistice that ended the hos-
13 tilities of the Korean War on January 31, 1955,
14 nearly 100 active United States military personnel
15 have sacrificed their lives in service to the United
16 States in South Korea, and more than 132 people of
17 the United States have been wounded in-country.

18 (33) Since January 1, 1947, through all of the
19 unrecognized war eras involving active United States
20 military personnel, not fewer than 778 combat and
21 non-combat members of the Armed Forces have sac-
22 rificed their lives in service to the United States and
23 not fewer than 797 have been wounded.

24 (34) Since January 1, 1947, the unrecognized
25 war eras involving active United States military per-

1 sonnel who were wounded and killed serving their
2 country were administered under orders from the
3 commander in chief and with the consent of Con-
4 gress, proving that the United States has been con-
5 ducting deadly wartime service to protect the coun-
6 try consistently since December 7, 1941.

7 (35) Eligibility for membership in The Amer-
8 ican Legion is determined by Congress through the
9 establishment of specific dates of declared and offi-
10 cially recognized hostilities in which United States
11 military personnel are on active service.

12 (36) The American Legion provides invaluable
13 services to its members and supports the community
14 of veterans who sacrificed in service of the United
15 States.

16 (37) Membership in The American Legion al-
17 lows veterans to engage in public service activities,
18 such as supporting Boys and Girls State and Na-
19 tion, youth mentorship programs, and benefit assist-
20 ance, career fairs, and employment assistance for
21 veterans.

22 (38) The American Legion has gone on record
23 as supporting the 12 unrecognized war eras involv-
24 ing active United States military personnel since the
25 beginning of World War II.

1 through the end of clause (vii) and inserting the
 2 following: “during—

3 “(i) the period from April 6, 1917,
 4 through November 11, 1918; or

5 “(ii) any time after December 7,
 6 1941; or”; and

7 (B) in subparagraph (B), by inserting “or
 8 time” after “a period”; and

9 (2) in paragraph (2), by inserting “or time”
 10 after “that period”.

11 **SEC. 4. NONDISCRIMINATION WITH RESPECT TO THE RE-**
 12 **QUIREMENTS FOR HOLDING A STAFF POSI-**
 13 **TION IN THE AMERICAN LEGION.**

14 (a) IN GENERAL.—Chapter 217 of title 36, United
 15 States Code, is amended by inserting after section 21704
 16 the following new section:

17 **“§ 21704A. Nondiscrimination**

18 “The requirements for holding a staff position in the
 19 corporation may not discriminate on the basis of race,
 20 color, religion, sex, or national origin.”.

21 (b) CLERICAL AMENDMENT.—The table of sections
 22 at the beginning of such chapter is amended by inserting

1 after the item relating to section 21704 the following new
2 item:

“21704A. Nondiscrimination.”.

Passed the Senate June 11, 2019.

Attest:

JULIE E. ADAMS,

Secretary.