

AMENDMENT TO H.R. 5136, AS REPORTED
OFFERED BY MR. LATTA OF OHIO

Page 179, strike line 1 and all that follows through
page 180, line 23, and insert the following:

1 **SEC. 573. DEPARTMENT OF DEFENSE RECOGNITION OF DE-**
2 **PENDENT CHILDREN OF MEMBERS OF THE**
3 **ARMED FORCES.**

4 (a) **ESTABLISHMENT AND PRESENTATION OF LAPEL**
5 **BUTTON.**—Chapter 57 of title 10, United States Code, is
6 amended by inserting after section 1126a, as added by
7 section 572, the following new section:

8 **“§ 1126b. Children of military service members com-**
9 **memorative lapel button: eligibility and**
10 **presentation**

11 “(a) **DESIGN AND ELIGIBILITY.**—A lapel button, to
12 be known as the children of military service members com-
13 memorative lapel button, shall be designed, as approved
14 by the Secretary of Defense, to identify and recognize an
15 eligible child dependent of a member of the armed forces
16 who serves on active duty for a period of more than 30
17 days.

18 “(b) **APPLICATION AND PRESENTATION.**—The Sec-
19 retary of Defense shall establish an application process by

1 which a member referred to in subsection (a) can request
2 a children of military service members commemorative
3 lapel button for the member's eligible child dependents.
4 Upon processing of the application and payment of the
5 fee required by subsection (c), the Secretary concerned
6 shall present a children of military service members com-
7 memorative lapel button to eligible child dependents of a
8 member.

9 “(c) COST.—Presentation of a children of military
10 service members commemorative lapel button is condi-
11 tioned upon the payment of an amount sufficient to cover
12 the cost of manufacture and distribution of the lapel but-
13 ton.

14 “(d) LIMITATION ON NUMBER OF BUTTONS.—(1)
15 Not more than one children of military service members
16 commemorative lapel button may be presented to an eligi-
17 ble child dependent of a member, regardless of the number
18 of times the member serves on active duty.

19 “(2) Notwithstanding paragraph (1), if a person is
20 an eligible child dependent of more than one member, the
21 eligible child dependent may receive a children of military
22 service members commemorative lapel button on behalf of
23 each member of whom the person is a dependent.

24 “(3) Notwithstanding paragraph (1), if a children of
25 military service members commemorative lapel button pre-

1 sented under this section has been lost, destroyed, or ren-
2 dered unfit for use without fault or neglect on the part
3 of the eligible child dependent to whom it was furnished,
4 the Secretary concerned may replace the lapel button upon
5 application and payment of an amount sufficient to cover
6 the cost of manufacture and presentation.

7 “(e) ELIGIBLE CHILD DEPENDENT DEFINED.—The
8 term ‘eligible child dependent’ means a dependent of a
9 member of the armed forces described in subparagraph
10 (D) or (I) of section 1072(2) of this title.

11 “(f) REGULATIONS.—The Secretary of Defense shall
12 issue such regulations as may be necessary to carry out
13 this section. The Secretary shall ensure that the regula-
14 tions are uniform for each armed force to the extent prac-
15 ticable.”.

16 (b) CLERICAL AMENDMENT.—The table of sections
17 at the beginning of such chapter is amended by inserting
18 after the item relating to section 1126a the following new
19 item:

“1126b. Children of military service members commemorative lapel button: eligi-
bility and presentation.”.

20 (c) SENSE OF CONGRESS ON EXPEDITED IMPLEMEN-
21 TATION.—It is the sense of Congress that the Secretary
22 of Defense should take appropriate actions to expedite—

23 (1) the design and manufacture of the children
24 of military service members commemorative lapel

1 button authorized by section 1126b of title 10,
2 United States Code, as added by subsection (a); and

3 (2) the establishment and implementation of
4 mechanisms to facilitate the issuance of the children
5 of military service members commemorative lapel
6 button.

7 (d) RETROACTIVE AVAILABILITY OF CHILDREN OF
8 MILITARY SERVICE MEMBERS COMMEMORATIVE LAPEL
9 BUTTON.—

10 (1) AVAILABILITY.—The Secretary of Defense
11 shall make the children of military service members
12 commemorative lapel button authorized by section
13 1126b of title 10, United States Code, as added by
14 subsection (a), available to any person who can
15 prove to the satisfaction of the Secretary that the
16 person satisfied, at any time before the date of the
17 enactment of this Act, the definition contained in
18 subsection (e) of such section 1126b of eligible child
19 dependent of a member of the Armed Forces who
20 served on active duty for a period of more than 30
21 days.

22 (2) APPLICATION PROCESS.—The Secretary of
23 Defense shall provide a mechanism by which a per-
24 son eligible under paragraph (1), or a person acting
25 on behalf of the person, may apply to the Secretary

1 of Defense for a children of military service mem-
2 bers commemorative lapel button.

3 (3) NOTIFICATION OF CERTAIN MEMBERS.—
4 The Secretary of Defense shall notify members of
5 the Armed Forces who served on active duty for a
6 period of more than 30 days since September 11,
7 2001, of the availability of the children of military
8 service members commemorative lapel button under
9 this subsection. To the extent practicable, such no-
10 tice shall be provided not later than 60 days after
11 the date of the enactment of this Act.

12 (4) DEADLINE FOR APPLICATION.—Applica-
13 tions for a children of military service members com-
14 memorative lapel button under this subsection must
15 be submitted to the Secretary of Defense not later
16 than one year after the date on which the Secretary
17 first announces, in the Federal Register and by such
18 other means as the Secretary considers appropriate,
19 the availability of the lapel button.

20 (5) COSTS, LIMITATIONS, AND EXCEPTIONS.—
21 Subsections (c) and (d) of section 1126b of title 10,
22 United States Code, shall apply with respect to the
23 presentation of a children of military service mem-

1 bers commemorative lapel button under this sub-
2 section.

