

S 3647

Military Sexual Assault Prevention Act of 2012

Congress: 112 (2011–2013, Ended)

Chamber: Senate

Policy Area: Armed Forces and National Security

Introduced: Nov 29, 2012

Current Status: Read twice and referred to the Committee on Armed Services.

Latest Action: Read twice and referred to the Committee on Armed Services. (Nov 29, 2012)

Official Text: <https://www.congress.gov/bill/112th-congress/senate-bill/3647>

Sponsor

Name: Sen. Klobuchar, Amy [D-MN]

Party: Democratic • **State:** MN • **Chamber:** Senate

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Snowe, Olympia J. [R-ME]	R · ME		Nov 29, 2012
Sen. Mikulski, Barbara A. [D-MD]	D · MD		Dec 4, 2012

Committee Activity

Committee	Chamber	Activity	Date
Armed Services Committee	Senate	Referred To	Nov 29, 2012

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

No related bills are listed.

Military Sexual Assault Prevention Act of 2012 - Prohibits any person convicted under federal or state law of rape, sexual assault, forcible sodomy, or incest from being commissioned or enlisting in the Armed Forces. Requires administrative separation from the Armed Forces, when not punitively discharged, for any member of the Armed Forces (member) on active duty, and any reserve member in an active status, who is convicted of rape, sexual assault, forcible sodomy, or an attempt thereof (covered offenses). Allows the Secretary of the military department concerned to waive such a separation in the interests of national security on a case-by-case basis.

Directs the Secretary of Defense (DOD), with respect to any charge under the Uniform Code of Military Justice (UCMJ) that alleges any of the covered offenses, to require the military department Secretaries to restrict disposition authority to specified high-command officers authorized to convene special courts-martial under the UCMJ.

States as the policy of the United States that any charge regarding the covered offenses should be disposed of by court-martial rather than non-judicial punishment or administrative action.

Requires inclusion in a member's personnel service record of a substantiated complaint of a sexual-related offense. Requires commanding officer review of a member's history of substantiated sexual offenses upon a member's transfer to the new command.

Requires sexual assault forms and records to be retained for at least 50 years.

Amends the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to add additional required information within annual reports on sexual assaults involving members.

Establishes an independent panel to review and assess UCMJ judicial proceedings involving sexual assault and related offenses for purposes of developing potential improvements to such proceedings.

Directs the Secretary to develop a comprehensive policy to prevent and respond to sexual harassment in the Armed Forces. Requires related reports.

Actions Timeline

- **Nov 29, 2012:** Introduced in Senate
- **Nov 29, 2012:** Read twice and referred to the Committee on Armed Services.

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