

HR 3360

To reform Article 32 of the Uniform Code of Military Justice to specify the burden of proof applicable at the investigative hearing, the required qualifications for the investigating officer, the permitted scope of the investigation to assist the convening authority, and the protection of witnesses, and for other purposes.

Congress: 113 (2013–2015, Ended)

Chamber: House

Policy Area: Armed Forces and National Security

Introduced: Oct 28, 2013

Current Status: Referred to the Subcommittee on Military Personnel.

Latest Action: Referred to the Subcommittee on Military Personnel. (Jan 24, 2014)

Official Text: <https://www.congress.gov/bill/113th-congress/house-bill/3360>

Sponsor

Name: Rep. Turner, Michael R. [R-OH-10]

Party: Republican • **State:** OH • **Chamber:** House

Cosponsors (15 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Kuster, Ann M. [D-NH-2]	D · NH		Nov 12, 2013
Rep. Ryan, Tim [D-OH-13]	D · OH		Nov 12, 2013
Rep. Tsongas, Niki [D-MA-3]	D · MA		Nov 12, 2013
Rep. Pocan, Mark [D-WI-2]	D · WI		Nov 13, 2013
Rep. Calvert, Ken [R-CA-42]	R · CA		Nov 14, 2013
Rep. Coffman, Mike [R-CO-6]	R · CO		Nov 14, 2013
Rep. Heck, Joseph J. [R-NV-3]	R · NV		Nov 14, 2013
Rep. Duckworth, Tammy [D-IL-8]	D · IL		Nov 18, 2013
Rep. Takano, Mark [D-CA-41]	D · CA		Nov 18, 2013
Rep. Slaughter, Louise McIntosh [D-NY-25]	D · NY		Nov 19, 2013
Rep. Lowey, Nita M. [D-NY-17]	D · NY		Nov 20, 2013
Rep. Rush, Bobby L. [D-IL-1]	D · IL		Nov 20, 2013
Rep. Pingree, Chellie [D-ME-1]	D · ME		Nov 21, 2013
Rep. Braley, Bruce L. [D-IA-1]	D · IA		Dec 3, 2013
Rep. McGovern, James P. [D-MA-2]	D · MA		Dec 3, 2013

Committee Activity

Committee	Chamber	Activity	Date
Armed Services Committee	House	Referred to	Jan 24, 2014

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

Bill	Relationship	Last Action
113 HR 3459	Related bill	Jan 24, 2014: Referred to the Subcommittee on Military Personnel.
113 S 1644	Related bill	Nov 5, 2013: Read twice and referred to the Committee on Armed Services.

Summary (as of Oct 28, 2013)

Revises provisions concerning pre-trial investigations of charges and specifications under the Uniform Code of Military Justice (UCMJ) to limit such investigation to a determination of whether there is probable cause to believe that the accused committed the specified offense, consideration of the form of charges, and the recommended disposition. Prohibits the purpose of the investigation to be to serve as a discovery tool for the accused. Requires an experienced judge advocate to conduct the investigation, or, in the alternative, to serve as legal advisor to an investigating officer who is not a judge advocate.

Requires the accused, prior to the investigation, to be provided: (1) any sworn or signed statement relating to the offense that is in the government's possession; (2) an opportunity to inspect any books, papers, documents, photographs, objects, buildings, places, or scientific tests or experiments that are in the possession, custody, or control of military authorities and are intended to be used as evidence against the accused; and (3) any evidence known to the government counsel that reasonably tends to negate or reduce the guilt of the accused.

Requires a complaining witness involved in such investigation to be given the opportunity, but not be required, to testify.

Eliminates the accused's right to a reinvestigation of charges upon demand.

Actions Timeline

- **Jan 24, 2014:** Referred to the Subcommittee on Military Personnel.
- **Oct 28, 2013:** Introduced in House
- **Oct 28, 2013:** Referred to the House Committee on Armed Services.