

S 2870

Military Retaliation Prevention Act

Congress: 114 (2015–2017, Ended)

Chamber: Senate

Policy Area: Armed Forces and National Security

Introduced: Apr 28, 2016

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

Latest Action: Read twice and referred to the Committee on Armed Services. (Apr 28, 2016)

Official Text: <https://www.congress.gov/bill/114th-congress/senate-bill/2870>

Sponsor

Name: Sen. McCaskill, Claire [D-MO]

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

Cosponsors (6 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Ernst, Joni [R-IA]	R · IA		Apr 28, 2016
Sen. Gillibrand, Kirsten E. [D-NY]	D · NY		May 17, 2016
Sen. King, Angus S., Jr. [I-ME]	I · ME		May 23, 2016
Sen. Leahy, Patrick J. [D-VT]	D · VT		May 23, 2016
Sen. Feinstein, Dianne [D-CA]	D · CA		May 25, 2016
Sen. Tester, Jon [D-MT]	D · MT		May 25, 2016

Committee Activity

Committee	Chamber	Activity	Date
Armed Services Committee	Senate	Referred To	Apr 28, 2016

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

Bill	Relationship	Last Action
114 S 2943	Related bill	Dec 23, 2016: Became Public Law No: 114-328.

Military Retaliation Prevention Act

This bill amends the Uniform Code of Military Justice to subject to punishment by a court-martial any person who, with the intent to retaliate against any individual for reporting a criminal offense or making a protected communication, or with the intent to discourage any individual from reporting a criminal offense or making a protected communication, wrongfully:

- takes or threatens to take an adverse personnel action against such individual, or
- withholds or threatens to withhold a favorable personnel action from such individual.

"Protected communication" means a:

- lawful communication to a Member of Congress or an Inspector General; or
- communication to a specified individual or organization in which a service member complains of, or discloses information that the member reasonably believes constitutes evidence of, a violation of law or regulation, including sexual harassment or unlawful discrimination, gross mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety.

The results of a Department of Defense (DOD) or Armed Forces investigation of a service member's complaint of retaliation shall be provided to such service member.

DOD personnel who investigate claims of retaliation in connection with reports of sexual assault in the Armed Forces shall receive training on the nature and consequences of sexual assault trauma.

The Ike Skelton National Defense Authorization Act for Fiscal Year 2011 is amended to include information on claims of retaliation in the military departments' sexual assault prevention reports to DOD.

DOD's Sexual Assault Prevention and Response Office shall establish metrics to evaluate efforts of the Armed Forces to prevent and respond to retaliation.

Actions Timeline

- **Apr 28, 2016:** Introduced in Senate
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