

S 1366

Restore Honor to Service Members Act

Congress: 115 (2017–2019, Ended)

Chamber: Senate

Policy Area: Armed Forces and National Security

Introduced: Jun 15, 2017

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

Latest Action: Read twice and referred to the Committee on Armed Services. (Jun 15, 2017)

Official Text: <https://www.congress.gov/bill/115th-congress/senate-bill/1366>

Sponsor

Name: Sen. Schatz, Brian [D-HI]

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

Cosponsors (31 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Baldwin, Tammy [D-WI]	D · WI		Jun 15, 2017
Sen. Bennet, Michael F. [D-CO]	D · CO		Jun 15, 2017
Sen. Blumenthal, Richard [D-CT]	D · CT		Jun 15, 2017
Sen. Booker, Cory A. [D-NJ]	D · NJ		Jun 15, 2017
Sen. Brown, Sherrod [D-OH]	D · OH		Jun 15, 2017
Sen. Cardin, Benjamin L. [D-MD]	D · MD		Jun 15, 2017
Sen. Carper, Thomas R. [D-DE]	D · DE		Jun 15, 2017
Sen. Casey, Robert P., Jr. [D-PA]	D · PA		Jun 15, 2017
Sen. Coons, Christopher A. [D-DE]	D · DE		Jun 15, 2017
Sen. Durbin, Richard J. [D-IL]	D · IL		Jun 15, 2017
Sen. Feinstein, Dianne [D-CA]	D · CA		Jun 15, 2017
Sen. Franken, Al [D-MN]	D · MN		Jun 15, 2017
Sen. Gillibrand, Kirsten E. [D-NY]	D · NY		Jun 15, 2017
Sen. Heinrich, Martin [D-NM]	D · NM		Jun 15, 2017
Sen. Hirono, Mazie K. [D-HI]	D · HI		Jun 15, 2017
Sen. Kaine, Tim [D-VA]	D · VA		Jun 15, 2017
Sen. Markey, Edward J. [D-MA]	D · MA		Jun 15, 2017
Sen. Menendez, Robert [D-NJ]	D · NJ		Jun 15, 2017
Sen. Merkley, Jeff [D-OR]	D · OR		Jun 15, 2017
Sen. Murphy, Christopher [D-CT]	D · CT		Jun 15, 2017
Sen. Peters, Gary C. [D-MI]	D · MI		Jun 15, 2017
Sen. Sanders, Bernard [I-VT]	I · VT		Jun 15, 2017
Sen. Shaheen, Jeanne [D-NH]	D · NH		Jun 15, 2017
Sen. Stabenow, Debbie [D-MI]	D · MI		Jun 15, 2017
Sen. Tester, Jon [D-MT]	D · MT		Jun 15, 2017
Sen. Udall, Tom [D-NM]	D · NM		Jun 15, 2017
Sen. Warren, Elizabeth [D-MA]	D · MA		Jun 15, 2017
Sen. Whitehouse, Sheldon [D-RI]	D · RI		Jun 15, 2017
Sen. Wyden, Ron [D-OR]	D · OR		Jun 15, 2017
Sen. Schumer, Charles E. [D-NY]	D · NY		Jun 22, 2017
Sen. Leahy, Patrick J. [D-VT]	D · VT		Jun 29, 2017

Committee Activity

Committee	Chamber	Activity	Date
Armed Services Committee	Senate	Referred To	Jun 15, 2017

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

Bill	Relationship	Last Action
115 HR 2904	Related bill	Jul 17, 2017: Referred to the Subcommittee on Military Personnel.

Summary (as of Jun 15, 2017)

Restore Honor to Service Members Act

This bill requires appropriate military record correction boards or discharge review boards to review the discharge characterization of any former members of the Armed Forces requesting a review who were discharged because of their sexual orientation. Such boards to change a characterization to honorable if such characterization is any characterization except honorable.

The Department of Defense (DOD) shall ensure that any such changes are carried out consistently and uniformly across the military departments using specified criteria, including that: (1) the original discharge was based on the policy of Don't Ask Don't Tell (as in effect before it was repealed pursuant to the Don't Ask, Don't Tell Repeal Act of 2010) or a similar earlier policy; and (2) the discharge characterization will be changed if, with respect to the original discharge, there were no aggravating circumstances that would have independently led to any discharge characterization except honorable.

The bill prohibits "aggravating circumstances" from including: (1) an offense of sodomy committed by the member against a consenting person of the same sex; or (2) statements, consensual sexual conduct, or consensual acts relating to sexual orientation or identity, or the disclosure of such statements, conduct, or acts, that were prohibited at the time of discharge but that became permitted after such discharge.

Each military department shall ensure that oral historians of the department: (1) review discharges between World War II and September 2011 based on sexual orientation, and (2) receive oral testimony of individuals who personally experienced discrimination and discharge because of actual or perceived sexual orientation so that such testimony may serve as an official record of such discriminatory policies and their impact on American lives.

Specified military personnel records and discharge forms must be reissued in a manner that shall not reflect the sexual orientation of the member.

Actions Timeline

- **Jun 15, 2017:** Introduced in Senate
- **Jun 15, 2017:** Read twice and referred to the Committee on Armed Services.