

104TH CONGRESS
2D SESSION

H. CON. RES. 134

Condemning the court-martial of Specialist Michael New of the United States Army in response to his refusal to wear on his military uniform the insignia of the United Nations and calling on the President to vindicate this courageous young man, override his conviction, and restore him to a place of honor in the Army.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 25, 1996

Mr. BARTLETT of Maryland (for himself, Mr. TRAFICANT, Mr. FUNDERBURK, Mr. BURTON of Indiana, Mr. CRANE, Mr. HERGER, Mr. DUNCAN, Mr. COBLE, Mr. PACKARD, Mr. TAYLOR of North Carolina, Mr. HOSTETTLER, Mrs. SEASTRAND, Mr. WAMP, Mr. STEARNS, and Mr. STOCKMAN) submitted the following concurrent resolution; which was referred to the Committee on National Security

CONCURRENT RESOLUTION

Condemning the court-martial of Specialist Michael New of the United States Army in response to his refusal to wear on his military uniform the insignia of the United Nations and calling on the President to vindicate this courageous young man, override his conviction, and restore him to a place of honor in the Army.

Whereas section 6 of the United Nations Participation Act of 1945 (22 U.S.C. 287d) prohibits the use of the Armed Forces of the United States in United Nations deployments unless Congress approves of the participation

agreement in advance by appropriate Act or joint resolution;

Whereas the Constitution of the United States (Article I, Section 9) and section 7342 of title 5, United States Code, prohibit members of the Armed Forces from receiving badges or insignia from a foreign government, including any international or multinational organization whose members include any unit of foreign government, without the consent of Congress;

Whereas Congress has never approved a United Nations deployment under section 6 of the United Nations Participation Act of 1945 (22 U.S.C. 287d);

Whereas Congress has never approved the use of any insignia of the United Nations on uniforms of members of the Armed Forces; and

Whereas, despite the preceding introductory clauses, Army Specialist Michael New, an American hero, has been convicted by court-martial for refusing to accept foreign United Nations commanders and wear on his military uniform the insignia of the United Nations: Now, therefore, be it

1 *Resolved by the House of Representatives (the Senate*
 2 *concurring)*, that Congress condemns the groundless
 3 court-martial of Specialist Michael New of the United
 4 States Army in response to his refusal to accept foreign
 5 United Nations commanders and wear on his military uni-
 6 form the insignia of the United Nations and calls on the
 7 President, as Commander in Chief of the Armed Forces,
 8 to vindicate the principles under which Specialist New

1 made his refusal and to take such action as may be avail-
2 able to the President to override the conviction of Special-
3 ist New and restore his status with a place of honor in
4 the Army.

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