

113TH CONGRESS  
1ST SESSION

# H. R. 1889

To amend title 10, United States Code, to recognize the dependent children of members of the Armed Forces who are serving on active duty or who have served on active duty through the presentation of an official lapel button.

---

## IN THE HOUSE OF REPRESENTATIVES

MAY 8, 2013

Mr. LATTA (for himself, Mr. LOEBSACK, Mr. WITTMAN, and Ms. KAPTUR) introduced the following bill; which was referred to the Committee on Armed Services

---

## A BILL

To amend title 10, United States Code, to recognize the dependent children of members of the Armed Forces who are serving on active duty or who have served on active duty through the presentation of an official lapel button.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Children of Military  
5 Service Members Commemorative Lapel Pin Act”.

1 **SEC. 2. DEPARTMENT OF DEFENSE RECOGNITION OF DE-**  
2 **PENDENT CHILDREN OF MEMBERS OF THE**  
3 **ARMED FORCES.**

4 (a) ESTABLISHMENT AND PRESENTATION OF LAPEL  
5 BUTTON.—Chapter 57 of title 10, United States Code, is  
6 amended by inserting after section 1126 the following new  
7 section:

8 **“§ 1126a. Children of military service members com-**  
9 **memorative lapel button: eligibility and**  
10 **presentation**

11 “(a) DESIGN AND ELIGIBILITY.—A lapel button, to  
12 be known as the children of military service members com-  
13 memorative lapel button, shall be designed, as approved  
14 by the Secretary of Defense, to identify and recognize an  
15 eligible child dependent of a member of the armed forces  
16 who serves on active duty for a period of more than 30  
17 days.

18 “(b) APPLICATION AND PRESENTATION.—The Sec-  
19 retary of Defense shall establish an application process by  
20 which a member referred to in subsection (a) can request  
21 a children of military service members commemorative  
22 lapel button for the member’s eligible child dependents.  
23 Upon processing of the application and payment of the  
24 fee required by subsection (c), the Secretary concerned  
25 shall present a children of military service members com-

1 memorative lapel button to eligible child dependents of a  
2 member.

3 “(c) COST.—Presentation of a children of military  
4 service members commemorative lapel button is condi-  
5 tioned upon the payment of an amount sufficient to cover  
6 the cost of manufacture and distribution of the lapel but-  
7 ton.

8 “(d) LIMITATION ON NUMBER OF BUTTONS.—(1)  
9 Not more than one children of military service members  
10 commemorative lapel button may be presented to an eligi-  
11 ble child dependent of a member, regardless of the number  
12 of times the member serves on active duty.

13 “(2) Notwithstanding paragraph (1), if a person is  
14 an eligible child dependent of more than one member, the  
15 eligible child dependent may receive a children of military  
16 service members commemorative lapel button on behalf of  
17 each member of whom the person is a dependent.

18 “(3) Notwithstanding paragraph (1), if a children of  
19 military service members commemorative lapel button pre-  
20 sented under this section has been lost, destroyed, or ren-  
21 dered unfit for use without fault or neglect on the part  
22 of the eligible child dependent to whom it was furnished,  
23 the Secretary concerned may replace the lapel button upon  
24 application and payment of an amount sufficient to cover  
25 the cost of manufacture and presentation.

1           “(e) ELIGIBLE CHILD DEPENDENT DEFINED.—The  
2 term ‘eligible child dependent’ means a dependent of a  
3 member of the armed forces described in subparagraph  
4 (D) or (I) of section 1072(2) of this title.

5           “(f) REGULATIONS.—The Secretary of Defense shall  
6 issue such regulations as may be necessary to carry out  
7 this section. The Secretary shall ensure that the regula-  
8 tions are uniform for each armed force to the extent prac-  
9 ticable.”.

10          (b) CLERICAL AMENDMENT.—The table of sections  
11 at the beginning of such chapter is amended by inserting  
12 after the item relating to section 1126 the following new  
13 item:

          “1126a. Children of military service members commemorative lapel button: eligi-  
          bility and presentation.”.

14          (c) SENSE OF CONGRESS ON EXPEDITED IMPLEMEN-  
15 TATION.—It is the sense of Congress that the Secretary  
16 of Defense should take appropriate actions to expedite—

17           (1) the design and manufacture of the children  
18           of military service members commemorative lapel  
19           button authorized by section 1126a of title 10,  
20           United States Code, as added by subsection (a); and

21           (2) the establishment and implementation of  
22           mechanisms to facilitate the issuance of the children  
23           of military service members commemorative lapel  
24           button.

1 (d) RETROACTIVE AVAILABILITY OF CHILDREN OF  
2 MILITARY SERVICE MEMBERS COMMEMORATIVE LAPEL  
3 BUTTON.—

4 (1) AVAILABILITY.—The Secretary of Defense  
5 shall make the children of military service members  
6 commemorative lapel button authorized by section  
7 1126a of title 10, United States Code, as added by  
8 subsection (a), available to any person who can  
9 prove to the satisfaction of the Secretary that the  
10 person satisfied, at any time before the date of the  
11 enactment of this Act, the definition contained in  
12 subsection (e) of such section 1126a of eligible child  
13 dependent of a member of the Armed Forces who  
14 served on active duty for a period of more than 30  
15 days.

16 (2) APPLICATION PROCESS.—The Secretary of  
17 Defense shall provide a mechanism by which a per-  
18 son eligible under paragraph (1), or a person acting  
19 on behalf of the person, may apply to the Secretary  
20 of Defense for a children of military service mem-  
21 bers commemorative lapel button.

22 (3) NOTIFICATION OF CERTAIN MEMBERS.—  
23 The Secretary of Defense shall notify members of  
24 the Armed Forces who served on active duty for a  
25 period of more than 30 days since September 11,

1 2001, of the availability of the children of military  
2 service members commemorative lapel button under  
3 this subsection. To the extent practicable, such no-  
4 tice shall be provided not later than 60 days after  
5 the date of the enactment of this Act.

6 (4) DEADLINE FOR APPLICATION.—Applica-  
7 tions for a children of military service members com-  
8 memorative lapel button under this subsection must  
9 be submitted to the Secretary of Defense not later  
10 than one year after the date on which the Secretary  
11 first announces, in the Federal Register and by such  
12 other means as the Secretary considers appropriate,  
13 the availability of the lapel button.

14 (5) COSTS, LIMITATIONS, AND EXCEPTIONS.—  
15 Subsections (c) and (d) of section 1126a of title 10,  
16 United States Code, shall apply with respect to the  
17 presentation of a children of military service mem-  
18 bers commemorative lapel button under this sub-  
19 section.

○