

119TH CONGRESS
1ST SESSION

S. RES. 382

Expressing the sense of the Senate that Ashli Babbitt is disqualified from eligibility for military funeral honors under section 985 of title 10, United States Code.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 10, 2025

Mr. GALLEGO submitted the following resolution; which was referred to the Committee on Veterans' Affairs

RESOLUTION

Expressing the sense of the Senate that Ashli Babbitt is disqualified from eligibility for military funeral honors under section 985 of title 10, United States Code.

Whereas Ashli Babbitt, an Air Force veteran, died on January 6, 2021, while illegally attempting to breach the United States Capitol during the violent insurrection intended to overturn the certification of the 2020 Presidential election;

Whereas law enforcement officers responded courageously to defend the Capitol, risking and, in some cases, sacrificing their lives to uphold democratic institutions;

Whereas United States Capitol Police repeatedly ordered Ashli Babbitt, who was carrying a weapon, and other insurrectionists to step back from the locked and barri-

caded door leading to the House Speaker’s Lobby, but the mob continued pressing forward, pounding on the door until its glass shattered;

Whereas Ashli Babbitt then attempted to force her way inside by climbing through the door’s broken window, where a Capitol Police Officer intervened to protect dozens of House members and staff cornered nearby;

Whereas military funeral honors are a solemn recognition reserved for those who both served in uniform and upheld their oath to support and defend the Constitution of the United States;

Whereas under section 985 of title 10, United States Code, persons whose conduct would bring discredit upon the Armed Forces may be denied eligibility for military funeral honors;

Whereas extending such honors to persons who actively participated in the January 6 attack undermines the integrity of those honors and the sacrifices of millions of veterans who have defended the United States; and

Whereas the Air Force’s August 15, 2025, decision to grant Ashli Babbitt military honors was indefensible, shameful, and a disservice to the men and women who have honorably worn the uniform: Now, therefore, be it

1 *Resolved*, That it is the sense of the Senate that—

2 (1) Ashli Babbitt’s actions on January 6, 2021,

3 constitute disqualifying conduct under section 985 of

4 title 10, United States Code, the rendering of mili-

5 tary funeral honors to her would bring discredit

1 upon the Air Force, and she is not eligible for such
2 honors; and

3 (2) the Senate reaffirms its gratitude to the law
4 enforcement officers and other personnel who de-
5 fended the Capitol on January 6, 2021, and rejects
6 efforts to glorify or legitimize the actions of those
7 who sought to overturn the Constitution of the
8 United States.

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