

108TH CONGRESS  
2D SESSION

# H. R. 4039

To amend title 10, United States Code, to revise the requirements for award of the Combat Infantryman Badge and the Combat Medical Badge with respect to service in Korea after July 28, 1953.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 25, 2004

Mr. FLAKE (for himself, Mr. HEFLEY, Ms. BORDALLO, Mr. HOSTETTLER, Mr. SPRATT, Mr. SIMMONS, Mr. RANGEL, Mr. BISHOP of Utah, Mr. GRIJALVA, Mr. ROGERS of Alabama, Mr. GILLMOR, Mr. FROST, Mr. SOUDER, and Ms. HART) introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to revise the requirements for award of the Combat Infantryman Badge and the Combat Medical Badge with respect to service in Korea after July 28, 1953.

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 “Korean Defense Serv-  
5 ice Combat Recognition Act”.

1 **SEC. 2. REQUIREMENTS FOR AWARD OF COMBAT INFAN-**  
2 **TRYMAN BADGE AND COMBAT MEDICAL**  
3 **BADGE WITH RESPECT TO SERVICE IN**  
4 **KOREA AFTER JULY 28, 1953.**

5 (a) STANDARDIZATION OF REQUIREMENTS WITH  
6 OTHER GEOGRAPHIC AREAS.—(1) Chapter 357 of title  
7 10, United States Code, is amended by adding at the end  
8 the following new section:

9 **“§ 3757. Korean defense service: Combat Infantryman**  
10 **Badge; Combat Medical Badge**

11 “The Secretary of the Army shall provide that, with  
12 respect to service in the Republic of Korea after July 28,  
13 1953, eligibility of a member of the Army for the Combat  
14 Infantryman Badge or the Combat Medical Badge shall  
15 be met under criteria and eligibility requirements that, as  
16 nearly as practicable, are identical to those applicable, at  
17 the time of such service in the Republic of Korea, to serv-  
18 ice elsewhere without regard to specific location or special  
19 circumstances. In particular, such eligibility shall be estab-  
20 lished—

21 “(1) without any requirement for service by the  
22 member in an area designated as a ‘hostile fire area’  
23 (or by any similar designation) or that the member  
24 have been authorized hostile fire pay;

25 “(2) without any requirement for a minimum  
26 number of instances (in excess of one) in which the

1 member was engaged with the enemy in active  
2 ground combat involving an exchange of small arms  
3 fire; and

4 “(3) without any requirement for personal rec-  
5 ommendation or approval by commanders in the  
6 member’s chain of command other than is generally  
7 applicable for service at locations outside the Repub-  
8 lic of Korea.”.

9 (2) The table of sections at the beginning of such  
10 chapter is amended by adding at the end the following  
11 new item:

“3757. Korean defense service: Combat Infantryman Badge; Combat Medical  
Badge.”.

12 (b) APPLICABILITY TO SERVICE BEFORE DATE OF  
13 ENACTMENT.—The Secretary of the Army shall establish  
14 procedures to provide for the implementation of section  
15 3757 of title 10, United States Code, as added by sub-  
16 section (a), with respect to service in the Republic of  
17 Korea during the period between July 28, 1953, and the  
18 date of the enactment of this Act. Such procedures shall  
19 include a requirement for submission of an application for  
20 award of a badge under that section with respect to service  
21 before the date of the enactment of this Act and the fur-  
22 nishing of such information as the Secretary may specify.

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