

110TH CONGRESS
1ST SESSION

H. R. 4108

IN THE SENATE OF THE UNITED STATES

DECEMBER 12, 2007

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

AN ACT

To amend section 3328 of title 5, United States Code,
relating to Selective Service registration.

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

1 **SECTION 1. SELECTIVE SERVICE REGISTRATION.**

2 Subsection (b) of section 3328 of title 5, United
3 States Code, is amended to read as follows:

4 “(b) The Director of the Office of Personnel Manage-
5 ment, in consultation with the Director of the Selective
6 Service System, shall prescribe regulations to carry out
7 this section. Such regulations—

8 “(1) shall include procedures—

9 “(A) for the adjudication of determinations
10 of whether a failure to register was knowing
11 and willful; and

12 “(B) under which such a determination
13 may not be made if the individual concerned
14 shows by a preponderance of the evidence that
15 the failure to register was neither knowing nor
16 willful;

17 “(2) may provide that determinations of eligi-
18 bility under the requirements of this section shall be
19 adjudicated by the Executive agency making the ap-
20 pointment for which the eligibility is determined;
21 and

22 “(3) shall provide for exceptions to determina-
23 tions of ineligibility under this section to allow for—

24 “(A) the appointment of an individual who
25 was discharged or released from active duty in

1 the armed forces under honorable conditions;
2 and
3 “(B) the appointment or continued em-
4 ployment of an individual who has reached 31
5 years of age.”.

Passed the House of Representatives December 11,
2007.

Attest: LORRAINE C. MILLER,
Clerk.