

107TH CONGRESS
1ST SESSION

H. R. 3598

To require the induction into the Armed Forces of young men registered under the Military Selective Service Act, and to authorize young women to volunteer, to receive basic military training and education for a period of up to one year.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 20, 2001

Mr. SMITH of Michigan (for himself and Mr. WELDON of Pennsylvania) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To require the induction into the Armed Forces of young men registered under the Military Selective Service Act, and to authorize young women to volunteer, to receive basic military training and education for a period of up to one year.

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 AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Universal Military Training and Service Act of 2001”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title and table of contents.
- Sec. 2. Definitions.
- Sec. 3. Basic military training and education.
- Sec. 4. Period of basic military training and education.
- Sec. 5. Educational services and prorated Montgomery GI Bill benefits.
- Sec. 6. Role of Selective Service System.
- Sec. 7. Induction of conscripts and acceptance of volunteers.
- Sec. 8. Deferments and postponements.
- Sec. 9. Exemptions.
- Sec. 10. Military training in branch of member's choice; conscientious objection.
- Sec. 11. Pay and allowances.
- Sec. 12. Discharge following training.
- Sec. 13. Relation to authorized end strengths for active forces.
- Sec. 14. Conforming amendments.
- Sec. 15. Transitional provision.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) The term “armed forces” means the Army,
4 Navy, Marine Corps, Air Force, and Coast Guard.

5 (2) The term “basic military training and edu-
6 cation” means a program consisting of—

7 (A) basic training established by the Sec-
8 retary concerned for members of the armed
9 forces inducted as conscripts or accepted as vol-
10 unteers pursuant this Act;

11 (B) educational services described in sec-
12 tion 4; and

13 (C) such specialty training as the Sec-
14 retary concerned considers appropriate.

15 (3) The term “between the ages of 18 and 22”
16 refers to men who have attained the 18th anniver-
17 sary of the day of their birth and who have not at-
18 tained the 22d anniversary of the day of their birth.

1 (4) The term “Director” means the Director of
2 the Selective Service System.

3 (5) The term “local board” means a county
4 local board or intercounty local board established by
5 the President under section 10(b) of the Military Se-
6 lective Service Act (50 U.S.C. App. 460(b)).

7 (6) The term “Secretary concerned” means the
8 Secretary of Defense, with respect to the Army,
9 Navy, Marine Corps, and Air Force, and the Sec-
10 retary of Transportation, with respect to the Coast
11 Guard.

12 (7) The term “United States”, when used in a
13 geographical sense, means the several States, the
14 District of Columbia, Puerto Rico, the Virgin Is-
15 lands, and Guam.

16 **SEC. 3. BASIC MILITARY TRAINING AND EDUCATION.**

17 (a) OBLIGATION FOR YOUNG MEN.—It is the obliga-
18 tion of every male citizen of the United States, and every
19 other male person residing in the United States, who is
20 between the ages of 18 and 22 to receive basic military
21 training and education as a member of the armed forces
22 unless the citizen or person is exempted under the provi-
23 sions of this Act.

24 (b) ACCEPTANCE OF YOUNG WOMEN VOLUN-
25 TEERS.—Female citizens of the United States, and other

1 female persons residing in the United States, who are be-
2 tween the ages of 18 and 22 may volunteer for enlistment
3 in the armed forces to receive basic military training and
4 education under this Act. At the discretion of the Sec-
5 retary concerned, the Secretary concerned may accept
6 such volunteers to receive such training and education.

7 **SEC. 4. PERIOD OF BASIC MILITARY TRAINING AND EDU-**
8 **CATION.**

9 (a) **GENERAL RULE.**—Except as otherwise provided
10 in this section, a person inducted as a conscript or accept-
11 ed as a volunteer pursuant to this Act shall receive basic
12 military training and education as a member of one of the
13 armed forces for a period of not less than six months, but
14 not more than one year, as established by the Secretary
15 concerned.

16 (b) **EXTENDED TRAINING AND EDUCATIONAL SERV-**
17 **ICES FOR HIGH SCHOOL DROPOUTS.**—A person inducted
18 as a conscript or accepted as a volunteer pursuant to this
19 Act who has not obtained a high school diploma or its
20 equivalent, shall receive basic military training and edu-
21 cation as a member of one of the armed forces for an addi-
22 tional period of up to six months after the completion of
23 the period established for members of that armed force
24 under subsection (a). The Secretary concerned shall assist
25 such members in earning the equivalent of a high school

1 diploma while receiving their basic military training and
2 education.

3 (c) OTHER GROUNDS FOR EXTENSION.—At the dis-
4 cretion of the Secretary concerned, the period of basic
5 military training and education for a member of the armed
6 forces under this Act may be extended—

7 (1) with the consent of the member, for the
8 purpose of furnishing hospitalization, medical, or
9 surgical care for injury or illness incurred in line of
10 duty; or

11 (2) for the purpose of requiring the member to
12 compensate for any time lost to training for any
13 cause.

14 (d) TRANSFER TO NATIONAL AND COMMUNITY
15 SERVICE PROGRAMS.—The Secretary concerned may
16 enter into a cooperative agreement with another Federal
17 agency, a State or political subdivision of a State (includ-
18 ing a State Commission on National and Community Serv-
19 ice maintained by a State pursuant to section 178 of the
20 National and Community Service Act of 1990 (42 U.S.C.
21 12638)), and other entities carrying out a national service
22 program described in section 122 of such Act (42 U.S.C.
23 12572) to provide for a transfer of a person receiving basic
24 military training and education, upon completion of the
25 initial military training component of the training, to com-

1 plete the remainder of the person's required service in a
2 national service program.

3 (e) EARLY TERMINATION.—The period of basic mili-
4 tary training and education for a person shall be termi-
5 nated before the end of such period under the following
6 circumstances:

7 (1) The voluntary enlistment and service of the
8 person in any of the regular components of the
9 armed forces for a period of at least two years. The
10 period of basic military training and education actu-
11 ally served by the person shall be counted toward the
12 term of enlistment.

13 (2) The admission and service of the person as
14 a cadet or midshipman at the United States Military
15 Academy, the United States Naval Academy, the
16 United States Air Force Academy, the Coast Guard
17 Academy, the United States Merchant Marine Acad-
18 emy.

19 (3) The enrollment and service of the person in
20 an officer candidate program, if the person has
21 signed an agreement to accept a Reserve commission
22 in the appropriate service if such a commission is of-
23 fered upon completion of the program.

24 (4) Such other grounds as the Secretary con-
25 cerned may establish.

1 (f) TREATMENT OF BASIC MILITARY TRAINING AND
2 EDUCATION.—For purposes of computing the years of
3 service of a member of the armed forces, any period during
4 which the member received basic military training and
5 education shall be counted.

6 **SEC. 5. EDUCATIONAL SERVICES AND PRORATED MONT-**
7 **GOMERY GI BILL BENEFITS.**

8 (a) INSTRUCTION AS PART OF MILITARY TRAIN-
9 ING.—As part of the basic military training and education
10 provided under this Act, the Secretary concerned shall in-
11 clude instruction in physical fitness, international rela-
12 tions, military tactics, homeland security, United States
13 and world history, vocational training, and such other top-
14 ics as the Secretary considers appropriate.

15 (b) MONTGOMERY GI BILL BENEFITS.—Upon the
16 successful completion by a person of basic military train-
17 ing and education as a member of one of the armed forces,
18 the person shall be entitled to the program of educational
19 assistance provided under chapter 30 of title 38, United
20 States Code, on a prorated basis corresponding to the pe-
21 riod of basic military training and education completed by
22 the person.

23 **SEC. 6. ROLE OF SELECTIVE SERVICE SYSTEM.**

24 (a) IN GENERAL.—The Selective Service System
25 shall administer all matters in connection with the induc-

1 tion of persons subject to the obligation to receive basic
2 military training and education under section 3(a) and the
3 registration, examination, classification, allocation, deliv-
4 ery, and maintenance of records, of such persons.

5 (b) LOCAL BOARDS.—Under rules and regulations
6 promulgated by the Director, the local boards shall have
7 the power within their respective jurisdictions to hear and
8 determine, subject to the right of appeal to appeal boards
9 authorized by the Military Selective Service Act, all ques-
10 tions or claims with respect to determinations of depend-
11 ency, inclusion for, or exemption or deferment from induc-
12 tion or allocation for basic military training and education
13 under this Act.

14 **SEC. 7. INDUCTION OF CONSCRIPTS AND ACCEPTANCE OF**
15 **VOLUNTEERS.**

16 (a) IN GENERAL.—Every person subject to induction
17 for basic military training and education under section
18 3(a), except those whose training is deferred or postponed
19 in accordance with this Act, shall be called, inducted, and
20 delivered by his local board to the armed forces for such
21 training at the time and place specified by the Director.

22 (b) AGE LIMITS.—No person may be inducted for
23 basic military training and education under section 3(a),
24 or accepted as a volunteer under section 3(b), who is not
25 between the ages of 18 and 22.

1 (c) SCHEDULES FOR INDUCTION AND ACCEPTANCE
2 OF VOLUNTEERS.—Each Secretary concerned, in con-
3 sultation with the Director, shall determine schedules to
4 be used for the induction of persons and the acceptance
5 of volunteers under this Act and the number of persons
6 to be inducted or accepted pursuant to such schedules.
7 The Secretary concerned may phase in, over not longer
8 than a 10-year period, the induction of persons subject
9 to the obligation to receive basic military training and edu-
10 cation.

11 (d) VOLUNTARY INDUCTION.—A person subject to
12 basic military training and education under section 3(a)
13 may volunteer for induction at a time other than the time
14 at which the person is otherwise called for induction.

15 (e) EXAMINATION; CLASSIFICATION.—Every person
16 subject to basic military training and education under sec-
17 tion 3(a) and every person volunteering for basic military
18 training and education under section 3(b) shall, before in-
19 duction or acceptance, be physically and mentally exam-
20 ined, and the appropriate local board shall classify the per-
21 son.

22 **SEC. 8. DEFERMENTS AND POSTPONEMENTS.**

23 (a) HIGH SCHOOL STUDENTS.—A person who is pur-
24 suing a standard course of study, on a full-time basis in
25 a high school or a similar institution of learning shall be

1 entitled to have his induction under section 3(a) postponed
2 until he obtains a high school diploma, ceases to pursue
3 satisfactorily such course of study, or attains the age of
4 20, whichever occurs first.

5 (b) **HARDSHIP AND DISABILITY.**—Deferments from
6 basic military training and education may be made for ex-
7 tremе hardship or physical or mental disability.

8 (c) **TRAINING CAPACITY.**—The Secretary concerned
9 may postpone or suspend the induction of persons or the
10 acceptance of volunteers under this Act as necessary to
11 limit the number of persons receiving basic military train-
12 ing and education to the maximum number that can be
13 adequately trained.

14 (d) **TERMINATION.**—No deferment or postponement
15 of induction for basic military training and education
16 under this Act shall continue after the cause of such
17 deferment or postponement ceases to exist.

18 **SEC. 9. EXEMPTIONS.**

19 (a) **ACCEPTED BY ARMED FORCES.**— No person may
20 be inducted or accepted as a volunteer for basic military
21 training and education unless the person is acceptable to
22 the Secretary concerned for training. The same health and
23 physical qualifications applicable under section 505 of title
24 10, United States Code, to persons seeking original enlist-

1 ment in a regular component of the armed forces shall
2 apply to persons to be inducted or accepted under this Act.

3 (b) OTHER MILITARY SERVICE.—No person shall be
4 liable for induction under section 3(a) who—

5 (1) is serving, or has served honorably for at
6 least six months, in any of the armed forces on ac-
7 tive duty; or

8 (2) is or becomes a cadet or midshipman at the
9 United States Military Academy, the United States
10 Naval Academy, the United States Air Force Acad-
11 emy, the Coast Guard Academy, the United States
12 Merchant Marine Academy, a midshipman of a Navy
13 accredited State maritime academy, a member of the
14 Senior Reserve Officers' Training Corps, or the
15 naval aviation college program, so long as he satis-
16 factorily continues in and completes two years train-
17 ing therein.

18 **SEC. 10. MILITARY TRAINING IN BRANCH OF MEMBER'S**

19 **CHOICE; CONSCIENTIOUS OBJECTION.**

20 (a) SELECTION BY MEMBER.—Subject to such limi-
21 tations and standards of qualification and selection as may
22 be established by the Secretary concerned to ensure a
23 proper balance of trained manpower between the ground,
24 air, and naval arms, each person inducted or accepted as

1 a volunteer under this Act shall be entitled to request and
2 receive training in the service of the person's choice.

3 (b) CONSCIENTIOUS OBJECTORS.—(1) Any person
4 who claims, because of religious training and belief (as de-
5 fined in section 6(j) of the Military Selective Service Act
6 (50 U.S.C. 456(j))), exemption from combatant training
7 included as part of the program of basic military training
8 and education and whose claim is sustained by the local
9 board shall, when inducted, participate in basic military
10 training and education that does not include any combat-
11 ant training component. The person may be transferred
12 to a national service program, as provided in section 4(d).

13 (2) A person claiming exemption from combatant
14 training under this subsection shall, if such claim is not
15 sustained by the local board, be entitled to an appeal to
16 the appropriate appeal board established under the Mili-
17 tary Selective Service Act. Each person whose claim for
18 exemption from combatant training because of religious
19 training and belief is sustained shall be listed by the local
20 board on a register of conscientious objectors.

21 **SEC. 11. PAY AND ALLOWANCES.**

22 A person inducted or accepted as a volunteer under
23 this Act and receiving basic military training and edu-
24 cation shall be considered to be on active duty for purposes
25 of pay and allowances under title 37, United States Code,

1 except that the monthly basic pay of the person may not
2 exceed 35 percent of the basic pay of an enlisted member
3 in a regular component in the pay grade E-1 with less
4 than four months of service.

5 **SEC. 12. DISCHARGE FOLLOWING TRAINING.**

6 Upon completion or termination of the obligation to
7 receive basic military training and education, a person
8 shall be discharged from the armed forces and shall not
9 be subject to any further training or service under this
10 Act. Nothing in this section shall limit or prohibit the call
11 to active service in the armed forces of any person who
12 is a member of a regular or reserve component of the
13 armed forces.

14 **SEC. 13. RELATION TO AUTHORIZED END STRENGTHS FOR**
15 **ACTIVE FORCES.**

16 The authorized end strengths for active duty per-
17 sonnel of the armed forces do not include persons inducted
18 or accepted into the armed forces to receive basic military
19 training and education.

20 **SEC. 14. CONFORMING AMENDMENTS.**

21 (a) TITLE 10.—(1) Section 505(c) of title 10, United
22 States Code, is amended—

23 (A) by inserting “(1)” after “(c)”; and

24 (B) by adding at the end the following new
25 paragraph:

1 “(2) Paragraph (1) does not apply to a person in-
2 ducted or accepted into the armed forces to receive basic
3 military training and education pursuant to the Universal
4 Military Training and Service Act of 2001.”.

5 (2) Section 691 of title 10, United States Code, is
6 amended by adding at the end the following new sub-
7 section:

8 “(g) The numbers specified in subsection (b) do not
9 include persons inducted or accepted into the armed forces
10 to receive basic military training and education pursuant
11 to the Universal Military Training and Service Act of
12 2001.”.

13 (b) MILITARY SELECTIVE SERVICE ACT.—(1) Sec-
14 tion 4 of the Military Selective Service Act (50 U.S.C.
15 App. 454) is amended by inserting after subsection (g)
16 the following new subsection:

17 “(h) RELATION TO OTHER INDUCTION AUTHOR-
18 ITY.—This section does not apply with respect to the in-
19 duction of persons into the Armed Forces to receive basic
20 military training and education pursuant to the Universal
21 Military Training and Service Act of 2001.”.

22 (2) Section 17(c) of the Military Selective Service Act
23 (50 U.S.C. App. 467(c)) is amended by striking “now or
24 hereafter” and all that follows through the period at the

1 end and inserting “inducted pursuant to the Universal
2 Military Training and Service Act of 2001.”.

3 **SEC. 15. TRANSITIONAL PROVISION.**

4 A person who has obtained a high school diploma or
5 its equivalent before January 1, 2003, shall not be subject
6 to the obligation under section 3(a) to receive basic mili-
7 tary training and education under this Act.

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