

Union Calendar No. 183

110TH CONGRESS
1ST SESSION

H. R. 3159

[Report No. 110-282]

To mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2007

Mrs. TAUSCHER (for herself, Ms. SHEA-PORTER, Mr. MEEK of Florida, Mr. LOEBSACK, Mr. ABERCROMBIE, Mr. JOHNSON of Georgia, Mr. HARE, Ms. KAPTUR, Mr. COURTNEY, Ms. GIFFORDS, Mr. GILCHREST, Mr. JONES of North Carolina, Ms. HARMAN, Mr. TAYLOR, Mr. ORTIZ, Ms. LORETTA SANCHEZ of California, Mr. LARSEN of Washington, Mr. SMITH of Washington, Mr. ANDREWS, and Mr. REYES) introduced the following bill; which was referred to the Committee on Armed Services

JULY 31, 2007

Additional sponsors: Mr. SKELTON, Mr. SHAYS, and Ms. ESHOO

JULY 31, 2007

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on July 24, 2007]

A BILL

To mandate minimum periods of rest and recuperation for units and members of the regular and reserve compo-

nents of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom.

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 “Ensuring Military*
5 *Readiness Through Stability and Predictability Deploy-*
6 *ment Policy Act of 2007”.*

7 **SEC. 2. MINIMUM PERIODS OF REST AND RECUPERATION**
8 **FOR UNITS OF THE ARMED FORCES BETWEEN**
9 **DEPLOYMENTS.**

10 *(a) REGULAR COMPONENTS.—*

11 *(1) IN GENERAL.—No unit of the Armed Forces*
12 *specified in paragraph (3) may be deployed in sup-*
13 *port of Operation Iraqi Freedom unless the period be-*
14 *tween the most recent previous deployment of the unit*
15 *and a subsequent deployment of the unit is equal to*
16 *or longer than the period of such most recent previous*
17 *deployment.*

18 *(2) SENSE OF CONGRESS ON OPTIMAL MINIMUM*
19 *PERIOD BETWEEN DEPLOYMENTS.—It is the sense of*
20 *Congress that the optimal minimum period between*
21 *the most recent previous deployment of a unit of the*
22 *Armed Forces specified in paragraph (3) and a subse-*
23 *quent deployment of the unit in support of Operation*

1 *Iraqi Freedom should be equal to or longer than twice*
2 *the period of such most recent previous deployment.*

3 (3) *COVERED UNITS.*—Subject to subsection (c),
4 *the units of the Armed Forces specified in this para-*
5 *graph are as follows:*

6 (A) *Units of the regular Army and members*
7 *assigned to those units.*

8 (B) *Units of the regular Marine Corps and*
9 *members assigned to those units.*

10 (C) *Units of the regular Navy and members*
11 *assigned to those units.*

12 (D) *Units of the regular Air Force and*
13 *members assigned to those units.*

14 (b) *RESERVE COMPONENTS.*—

15 (1) *IN GENERAL.*—No unit of the Armed Forces
16 *specified in paragraph (3) may be deployed in sup-*
17 *port of Operation Iraqi Freedom unless the period be-*
18 *tween the most recent previous deployment of the unit*
19 *and a subsequent deployment of the unit is at least*
20 *three times longer than the period of such most recent*
21 *previous deployment.*

22 (2) *SENSE OF CONGRESS ON MOBILIZATION AND*
23 *OPTIMAL MINIMUM PERIOD BETWEEN DEPLOY-*
24 *MENTS.*—It is the sense of Congress that the units of
25 *the reserve components of the Armed Forces should*

1 *not be mobilized continuously for more than one year,*
2 *and the optimal minimum period between the pre-*
3 *vious deployment of a unit of the Armed Forces speci-*
4 *fied in paragraph (3) and a subsequent deployment*
5 *of the unit in support of Operation Iraqi Freedom*
6 *should be five years.*

7 (3) *COVERED UNITS.—The units of the Armed*
8 *Forces specified in this paragraph are as follows:*

9 (A) *Units of the Army Reserve and mem-*
10 *bers assigned to those units.*

11 (B) *Units of the Army National Guard and*
12 *members assigned to those units.*

13 (C) *Units of the Marine Corps Reserve and*
14 *members assigned to those units.*

15 (D) *Units of the Navy Reserve and members*
16 *assigned to those units.*

17 (E) *Units of the Air Force Reserve and*
18 *members assigned to those units.*

19 (F) *Units of the Air National Guard and*
20 *members assigned to those units.*

21 (c) *EXEMPTIONS.—The limitations in subsections (a)*
22 *and (b) do not apply—*

23 (1) *to special operations forces as identified pur-*
24 *suant to section 167(i) of title 10, United States Code;*
25 *and*

1 (2) *to units of the Armed Forces needed, as deter-*
2 *mined by the Secretary of Defense, to assist in the re-*
3 *deployment of members of the Armed Forces from*
4 *Iraq to another operational requirement or back to*
5 *their home stations.*

6 (d) *WAIVER BY THE PRESIDENT.—The President may*
7 *waive the limitation in subsection (a) or (b) with respect*
8 *to the deployment of a unit of the Armed Forces to meet*
9 *a threat to the national security interests of the United*
10 *States if the President certifies to Congress within 30 days*
11 *that the deployment of the unit is necessary for such pur-*
12 *poses.*

13 (e) *WAIVER BY MILITARY CHIEF OF STAFF OR COM-*
14 *MANDANT FOR VOLUNTARY MOBILIZATIONS.—*

15 (1) *ARMY.—With respect to the deployment of a*
16 *member of the Army who has voluntarily requested*
17 *mobilization, the limitation in subsection (a) or (b)*
18 *may be waived by the Chief of Staff of the Army.*

19 (2) *NAVY.—With respect to the deployment of a*
20 *member of the Navy who has voluntarily requested*
21 *mobilization, the limitation in subsection (a) or (b)*
22 *may be waived by the Chief of Naval Operations.*

23 (3) *MARINE CORPS.—With respect to the deploy-*
24 *ment of a member of the Marine Corps who has vol-*
25 *untarily requested mobilization, the limitation in*

1 subsection (a) or (b) may be waived by the Com-
2 mandant of the Marine Corps.

3 (4) AIR FORCE.—With respect to the deployment
4 of a member of the Air Force who has voluntarily re-
5 quested mobilization, the limitation in subsection (a)
6 or (b) may be waived by the Chief of Staff of the Air
7 Force.

8 (f) DEFINITIONS.—In this Act:

9 (1) DEPLOYMENT.—The term “deployment” or
10 “deployed” means the relocation of forces and mate-
11 riel to desired areas of operations and encompasses all
12 activities from origin or home station through des-
13 tination, including staging, holding, and movement
14 in and through the United States and all theaters of
15 operation.

16 (2) UNIT.—The term “unit” means a unit that
17 is deployable and is commanded by a commissioned
18 officer of the Army, Navy, Air Force, or Marine Corps
19 serving in the grade of major or, in the case of the
20 Navy, lieutenant commander, or a higher grade.

21 (g) EFFECTIVE DATE.—This Act shall take effect on
22 the date of the enactment of this Act.

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