

113TH CONGRESS
2^D SESSION

S. 2843

To amend title 10, United States Code, to provide certain members of the reserve components of the Armed Forces who are victims of sex-related offenses with access to a special victims' counsel.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17 (legislative day, SEPTEMBER 16), 2014

Ms. KLOBUCHAR (for herself and Ms. AYOTTE) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to provide certain members of the reserve components of the Armed Forces who are victims of sex-related offenses with access to a special victims' counsel.

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 “National Guard and
5 Reserve Access to Counsel Act”.

1 **SEC. 2. ACCESS TO SPECIAL VICTIMS' COUNSEL.**

2 (a) IN GENERAL.—Subsection (a) of section 1044e
3 of title 10, United States Code, is amended to read as
4 follows:

5 “(a) DESIGNATION; PURPOSES.—(1) The Secretary
6 concerned shall designate legal counsel (to be known as
7 ‘Special Victims’ Counsel’) for the purpose of providing
8 legal assistance to an individual described in paragraph
9 (2) who is the victim of an alleged sex-related offense, re-
10 gardless of whether the report of that offense is restricted
11 or unrestricted.

12 “(2) An individual described in this paragraph is any
13 of the following:

14 “(A) An individual eligible for military legal as-
15 sistance under section 1044 of this title.

16 “(B) An individual who is—

17 “(i) not covered under subparagraph (A);

18 “(ii) a member of a reserve component of
19 the armed forces; and

20 “(iii) a victim of an alleged sex-related of-
21 fense as described in paragraph (1)—

22 “(I) during a period in which the indi-
23 vidual served on active duty, full-time Na-
24 tional Guard duty, or inactive-duty train-
25 ing; or

1 “(II) during any period, regardless of
2 the duty status of the individual, if the cir-
3 cumstances of the alleged sex-related of-
4 fense have a nexus to the military service
5 of the victim, as determined under regula-
6 tions prescribed by the Secretary of De-
7 fense.”.

8 (b) CONFORMING AMENDMENT.—Subsection (f) of
9 such section is amended by striking “eligible for military
10 legal assistance under section 1044 of this title” each
11 place it appears and inserting “described in subsection
12 (a)(2)”.

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