

116TH CONGRESS
1ST SESSION

H. R. 3084

To allow the Secretaries of the military departments to provide limited support to service academy supporting foundations.

IN THE HOUSE OF REPRESENTATIVES

JUNE 4, 2019

Mr. BACON (for himself, Mr. CONAWAY, and Mr. BANKS) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To allow the Secretaries of the military departments to provide limited support to service academy supporting foundations.

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 “The Military Service
5 Academy Foundation Act of 2019”.

6 **SEC. 2. SUPPORT OF MILITARY SERVICE ACADEMY FOUN-**
7 **DATIONS.**

8 (a) Chapter 155 of title 10, United States Code, is
9 amended by adding at the end the following new section:

1 **“§ 2616. Support of military service academy founda-**
2 **tions**

3 “(a) AUTHORITY.—

4 “(1) IN GENERAL.—Notwithstanding any other
5 provision of law, the Secretary concerned may pro-
6 vide the following support to service academy sup-
7 porting foundations:

8 “(A) PARTICIPATION.—Official participa-
9 tion of any general or flag officer or Senior Ex-
10 ecutive Service employee assigned to a service
11 academy, or official designated by the Secretary
12 concerned. Participation under this subpara-
13 graph is limited to charitable fundraising activi-
14 ties and membership drives.

15 “(B) ENDORSEMENT.—Endorsement of
16 supporting foundations, their events, and activi-
17 ties by those individuals who, under subpara-
18 graph (A), may officially participate in chari-
19 table fundraising or membership drives.

20 “(C) LOGISTICAL SUPPORT.—Logistical
21 support, provided without reimbursement, and
22 limited to the use of Department of Defense
23 and Department of Homeland Security facilities
24 and equipment (and the services of employees,
25 necessary to make proper use of provided facili-
26 ties or equipment), on a non-exclusive and non-

1 interference basis, for an event or activity spon-
2 sored by the supporting foundation for the ben-
3 efit of a service academy.

4 “(D) TRADEMARKS AND SERVICE
5 MARKS.—Authorization to use any trademarks
6 and service marks owned or controlled by the
7 Secretary concerned for purposes of this sec-
8 tion.

9 “(2) NO LIABILITY OF THE UNITED STATES.—
10 Any support under paragraph (1) may only be pro-
11 vided without any liability of the United States to
12 the supporting foundation.

13 “(b) LIMITATION.—The Secretary concerned shall
14 ensure that support provided under subsection (a) does
15 not—

16 “(1) reflect unfavorably on the ability of the
17 Department of Defense, the Department of Home-
18 land Security, their employees, or any member of the
19 armed forces to carry out any responsibility or duty
20 in a fair and objective manner;

21 “(2) compromise the integrity or appearance of
22 integrity of any program of the Department of De-
23 fense, the Department of Homeland Security, or any
24 individual involved in such a program;

1 “(3) conflict with the principles relating to gift
 2 solicitation, endorsement, and preferential treatment
 3 specified in section 2635 of title 5, Code of Federal
 4 Regulations, except as specifically authorized in sub-
 5 section (a); or

6 “(4) utilize cadets or midshipmen to support
 7 the activities authorized in subsection (a).

8 “(c) SUPPORTING FOUNDATIONS DEFINED.—In this
 9 section, ‘supporting foundations’ are, as designated by the
 10 Secretary concerned, charitable, educational, or civic non-
 11 profit organizations under section 501(c)(3) of the Inter-
 12 nal Revenue Code of 1986, that operate exclusively to sup-
 13 port recruiting; parent, alumni, academic, leadership and
 14 character development; athletic programs; and institu-
 15 tional development of a service academy.”.

16 (b) CLERICAL AMENDMENT.—The table of sections
 17 at the beginning of such chapter is amended by adding
 18 at the end the following new item:

“2616. Support of military service academy foundations.”.

