

104TH CONGRESS
1ST SESSION

H. R. 1118

To amend title 10, United States Code, to prohibit any Federal grant or contract from being awarded to any institution of higher education that does not allow the Secretary of Defense to maintain or establish Senior Reserve Officer Training Corps units at that institution.

IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 1995

Mr. POMBO (for himself and Mr. DOOLITTLE) introduced the following bill;
which was referred to the Committee on National Security

A BILL

To amend title 10, United States Code, to prohibit any Federal grant or contract from being awarded to any institution of higher education that does not allow the Secretary of Defense to maintain or establish Senior Reserve Officer Training Corps units at that institution.

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 “ROTC Campus Access
5 Act”.

1 **SEC. 2. ROTC ACCESS TO CAMPUSES.**

2 (a) IN GENERAL.—Chapter 49 of title 10, United
3 States Code, is amended by adding at the end the follow-
4 ing new section:

5 **“§ 983. Institutions of higher education that prohibit**

6 **Senior ROTC units: denial of Federal**
7 **grants and contracts**

8 “(a) DENIAL OF FEDERAL GRANTS AND CON-
9 TRACTS.—(1) Federal funds may not be made available
10 by contract or by grant (including a grant of funds to be
11 available for student aid) to any institution of higher edu-
12 cation that, as determined by the Secretary of Defense,
13 has an anti-ROTC policy and at which, as determined by
14 the Secretary, the Secretary would otherwise maintain or
15 seek to establish a unit of the Senior Reserve Officer
16 Training Corps or at which the Secretary would otherwise
17 enroll or seek to enroll students for participation in a unit
18 of the Senior Reserve Officer Training Corps at another
19 nearby institution of higher education.

20 “(2) In the case of an institution of higher education
21 that is ineligible for Federal grants and contracts by rea-
22 son of paragraph (1), the prohibition under that para-
23 graph shall cease to apply to that institution upon a deter-
24 mination by the Secretary that the institution no longer
25 has an anti-ROTC policy.

1 “(b) NOTICE OF DETERMINATION.—Whenever the
2 Secretary makes a determination under subsection (a)
3 that an institution has an anti-ROTC policy, or that an
4 institution previously determined to have an anti-ROTC
5 policy no longer has such a policy, the Secretary—

6 “(1) shall transmit notice of that determination
7 to the Secretary of Education and to the Committee
8 on Armed Services of the Senate and the Committee
9 on National Security of the House of Representa-
10 tives; and

11 “(2) shall publish in the Federal Register notice
12 of that determination and of the effect of that deter-
13 mination under subsection (a)(1) on the eligibility of
14 that institution for Federal grants and contracts.

15 “(c) SEMIANNUAL NOTICE IN FEDERAL REG-
16 ISTER.—The Secretary shall publish in the Federal Reg-
17 ister once every six months a list of each institution of
18 higher education that is currently ineligible for Federal
19 grants and contracts by reason of a determination of the
20 Secretary under subsection (a).

21 “(d) ANTI-ROTC POLICY.—In this section, the term
22 ‘anti-ROTC policy’ means a policy or practice of an insti-
23 tution of higher education that—

24 “(1) prohibits, or in effect prevents, the Sec-
25 retary of Defense from maintaining or establishing

1 a unit of the Senior Reserve Officer Training Corps
2 at that institution, or

3 “(2) prohibits, or in effect prevents, a student
4 at that institution from enrolling in a unit of the
5 Senior Reserve Officer Training Corps at another in-
6 stitution of higher education.”.

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

“983. Institutions of higher education that prohibit Senior ROTC units: denial
of Federal grants and contracts.”.

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