

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 83

To amend title 5, United States Code, to require the issuance of a prisoner-of-war medal to civilian employees of the Federal Government who are forcibly detained or interned by an enemy government or a hostile force under wartime conditions.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 4, 1995

Mr. INOUE introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To amend title 5, United States Code, to require the issuance of a prisoner-of-war medal to civilian employees of the Federal Government who are forcibly detained or interned by an enemy government or a hostile force under wartime conditions.

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. PRISONER-OF-WAR MEDAL FOR CIVILIAN EM-**  
4 **PLOYEES OF THE FEDERAL GOVERNMENT.**

5 (a) AUTHORITY TO ISSUE PRISONER-OF-WAR  
6 MEDAL.—Subpart A of part III of title 5, United States

1 Code, is amended by inserting after chapter 23 the follow-  
2 ing new chapter:

3 **“CHAPTER 25—MISCELLANEOUS AWARDS**

“2501. Prisoner-of-war medal: issue.

4 **“§ 2501. Prisoner-of-war medal: issue**

5 “(a) The President shall issue a prisoner-of-war  
6 medal to any person who, while serving in any capacity  
7 as an officer or employee of the Federal Government was  
8 forcibly detained or interned, not as a result of such per-  
9 son’s own willful misconduct—

10 “(1) by an enemy government or its agents, or  
11 a hostile force, during a period of war; or

12 “(2) by a foreign government or its agents, or  
13 a hostile force, during a period other than a period  
14 of war in which such person was held under cir-  
15 cumstances which the President finds to have been  
16 comparable to the circumstances under which mem-  
17 bers of the armed forces have generally been forcibly  
18 detained or interned by enemy governments during  
19 periods of war.

20 “(b) The prisoner-of-war medal shall be of appro-  
21 priate design, with ribbons and appurtenances.

22 “(c) Not more than one prisoner-of-war medal may  
23 be issued to a person under this section or section 1128  
24 of title 10. However, for each succeeding service that

1 would otherwise justify the issuance of such a medal, the  
 2 President (in the case of service referred to in subsection  
 3 (a) of this section) or the Secretary concerned (in the case  
 4 of service referred to in section 1128(a) of title 10) may  
 5 issue a suitable device to be worn as determined by the  
 6 President or such Secretary, as the case may be.

7 “(d) For a person to be eligible for issuance of a pris-  
 8 oner-of-war medal, the person’s conduct must have been  
 9 honorable for the period of captivity which serves as the  
 10 basis for the issuance.

11 “(e) If a person dies before the issuance of a prisoner-  
 12 of-war medal to which he is entitled, the medal may be  
 13 issued to the person’s representative, as designated by the  
 14 President.

15 “(f) Under regulations to be prescribed by the Presi-  
 16 dent, a prisoner-of-war medal that is lost, destroyed, or  
 17 rendered unfit for use without fault or neglect on the part  
 18 of the person to whom it was issued may be replaced with-  
 19 out charge.

20 “(g) In this section, the term ‘period of war’ has the  
 21 meaning given such term in section 101(11) of title 38.”.

22 (b) TECHNICAL AMENDMENT.—The table of chapters  
 23 at the beginning of part III of such title is amended by  
 24 inserting after the item relating to chapter 23 the follow-  
 25 ing new item:

“25. **Miscellaneous Awards** ..... **2501**”.

1 **SEC. 2. EFFECTIVE DATE.**

2 Section 2501 of title 5, United States Code, as added  
3 by section 1, applies with respect to any person who, after  
4 April 5, 1917, is forcibly detained or interned as described  
5 in subsection (a) of such section.

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