

108TH CONGRESS  
1ST SESSION

# H. R. 3388

To amend title 10, United States Code, to provide for the issuance of a military service medal to each member of the Armed Forces who served honorably during the Cold War, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 29, 2003

Mr. TANCREDO (for himself, Mr. MOORE, and Mr. MORAN of Virginia) introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to provide for the issuance of a military service medal to each member of the Armed Forces who served honorably during the Cold War, and for other purposes.

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 “Cold War Victory  
5 Medal Act”.

6 **SEC. 2. FINDINGS.**

7 (a) IN GENERAL.—Congress finds the following:

1           (1) The United States Armed Forces engaged  
2           the forces of international communism from Sep-  
3           tember 2, 1945, the end of World War II, through  
4           December 26, 1991, the date of the disintegration of  
5           the former Soviet Union.

6           (2) During that extended period, the United  
7           States relied for the security of the Nation and its  
8           interests on the performance by the Armed Forces  
9           of their obligation to serve and defend the United  
10          States.

11          (3) The defeat of the former Soviet Union and  
12          its Warsaw Pact allies constituted the greatest suc-  
13          cess of the Armed Forces since the end of World  
14          War II.

15          (4) Many members of the Armed Forces who  
16          served the Nation during the prolonged period of the  
17          Cold War have not received the tangible recognition  
18          that they are due for that service.

19          (b) REAFFIRMATION OF PRIOR FINDINGS.—Congress  
20          reaffirms the findings in section 1084 of the National De-  
21          fense Authorization Act for Fiscal Year 1998 (Public Law  
22          105–85; 10 U.S.C. note prec. 1121; 111 Stat. 1919–  
23          1920), which commended members of the Armed Forces  
24          and Government civilian personnel who served during the  
25          Cold War, and notes that that section provided for the

1 issuance of a certificate of recognition for those members  
2 and personnel.

3 **SEC. 3. COLD WAR VICTORY MEDAL.**

4 (a) **AUTHORITY.**—Chapter 57 of title 10, United  
5 States Code, is amended by adding at the end the fol-  
6 lowing new section:

7 **“§ 1134. Cold War Victory Medal**

8 “(a) **MEDAL AUTHORIZED.**—The Secretary con-  
9 cerned shall issue a service medal, to be known as the  
10 ‘Cold War Victory Medal’, to persons eligible to receive  
11 the medal under subsection (b). The Cold War Victory  
12 Medal shall be of an appropriate design approved by the  
13 Secretary of Defense, with ribbons, lapel pins, and other  
14 appurtenances.

15 “(b) **ELIGIBLE PERSONS.**—The following persons are  
16 eligible to receive a Cold War Victory Medal:

17 “(1) A person who—

18 “(A) performed active duty or inactive  
19 duty training as an enlisted member during the  
20 Cold War;

21 “(B) completed the person’s initial term of  
22 enlistment or, if discharged before completion of  
23 such initial term of enlistment, was honorably  
24 discharged after completion of not less than  
25 180 days of service on active duty; and

1           “(C) has not received a discharge less fa-  
2 vorable than an honorable discharge or a re-  
3 lease from active duty with a characterization  
4 of service less favorable than honorable.

5           “(2) A person who—

6           “(A) performed active duty or inactive  
7 duty training as a commissioned officer or war-  
8 rant officer during the Cold War;

9           “(B) completed the person’s initial service  
10 obligation as an officer or, if discharged or sep-  
11 arated before completion of such initial service  
12 obligation, was honorably discharged after com-  
13 pletion of not less than 180 days of service on  
14 active duty; and

15           “(C) has not been released from active  
16 duty with a characterization of service less fa-  
17 vorable than honorable and has not received  
18 discharge or separation less favorable than an  
19 honorable discharge.

20           “(c) ONE MEDAL AUTHORIZED.—Not more than one  
21 Cold War Victory Medal may be issued to or on behalf  
22 of any person described in subsection (b).

23           “(d) ISSUANCE TO REPRESENTATIVE OF DE-  
24 CEASED.—If a person described in subsection (b) dies be-  
25 fore being issued a Cold War Victory Medal, the medal

1 shall be presented to the person's representative, as des-  
2 ignated by the Secretary concerned.

3       “(e) REPLACEMENT.—Under regulations prescribed  
4 by the Secretary concerned, a Cold War Victory Medal  
5 that is lost, destroyed, or rendered unfit for use without  
6 fault or neglect on the part of the person to whom it was  
7 issued may be replaced without charge.

8       “(f) APPLICATION FOR MEDAL.—The Secretary con-  
9 cerned shall issue a Cold War Victory Medal to or on be-  
10 half of a person described in subsection (b) upon receipt  
11 by the Secretary concerned of an application for such  
12 medal, submitted in accordance with such regulations as  
13 the Secretary prescribes.

14       “(g) UNIFORM REGULATIONS.—The Secretary of De-  
15 fense shall ensure that regulations prescribed under this  
16 section by the Secretaries of the military departments are  
17 uniform so far as is practicable.

18       “(h) DEFINITION.—In this section, the term ‘Cold  
19 War’ means the period beginning on September 2, 1945,  
20 and ending on December 26, 1991.”.

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

“1134. Cold War Victory Medal.”.

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