

AMENDMENT TO H.R. 2670
OFFERED BY MR. BANKS OF INDIANA

At the appropriate place in title V, insert the following new section:

1 **SEC. 5** ____ . **MILITARY PERSONNEL: RECRUITING; MERIT-**
2 **BASED DETERMINATIONS.**

3 (a) RECRUITING.—Not later than September 30,
4 2024, the Secretary of Defense shall prescribe regulations
5 that any effort to recruit an individual to serve in a cov-
6 ered Armed Force may not take into account the race or
7 gender of such individual.

8 (b) MERIT-BASED DETERMINATIONS.—Not later
9 than September 30, 2024, the Secretary of Defense shall
10 prescribe regulations that, with regards to a military ac-
11 cession, assignment, selection, or promotion—

12 (1) a determination shall be made on the basis
13 of merit in order to advance those individuals who
14 exhibit the talent and abilities necessary to promote
15 the national security of the United States;

16 (2) a candidate shall be evaluated on the bases
17 of qualifications, performance, integrity, fitness,
18 training, and conduct;

1 (3) no determination may be based on favor-
2 itism or nepotism; and

3 (4) no quota may be used.

4 (c) COVERED ARMED FORCE DEFINED.—In this sec-
5 tion, the term “covered Armed Force” means the fol-
6 lowing:

7 (1) The Army.

8 (2) The Navy.

9 (3) The Marine Corps.

10 (4) The Air Force.

11 (5) The Space Force.

