

**AMENDMENT TO H.R. 2647, AS REPORTED
OFFERED BY MR. HASTINGS OF FLORIDA**

At the end of subtitle C of title V (page 134, after line 24), add the following new section:

1 **SEC. 524. PROHIBITION ON RECRUITMENT, ENLISTMENT,**
2 **OR RETENTION OF PERSONS ASSOCIATED OR**
3 **AFFILIATED WITH GROUPS ASSOCIATED**
4 **WITH HATE-RELATED VIOLENCE AGAINST**
5 **GROUPS OR PERSONS OR THE UNITED**
6 **STATES GOVERNMENT.**

7 Section 504 of title 10, United States Code, is
8 amended by adding at the end the following new sub-
9 section:

10 “(c) PERSONS ASSOCIATED OR AFFILIATED WITH
11 HATE GROUPS.—

12 “(1) PROHIBITION.—A person associated or af-
13 filiated with a group associated with hate-related vi-
14 olence against groups or persons or the United
15 States Government, as determined by the Attorney
16 General, may not be recruited, enlisted, or retained
17 in the armed forces.

1 “(2) DEFINITION OF HATE GROUP.—In this
2 subsection, the terms ‘group associated with hate-re-
3 lated violence’ or ‘hate group’ mean the following:

4 “(A) Groups or organizations that espouse
5 or engage in acts of violence against other
6 groups or minorities based on ideals of hate,
7 ethnic supremacies, white supremacies, racism,
8 anti-Semitism, xenophobia, or other bigotry
9 ideologies.

10 “(B) Groups or organizations engaged in
11 criminal gang activity including drug and weap-
12 ons trafficking and smuggling.

13 “(C) Groups or organizations that espouse
14 an intention or expectation of armed revolu-
15 tionary activity against the United States Gov-
16 ernment, or the violent overthrow of the United
17 States Government.

18 “(D) Groups or organizations that espouse
19 an intention or expectation of armed activity in
20 a ‘race war’.

21 “(E) Groups or organizations that encour-
22 age members to join the armed forces in order
23 to obtain military training to be used for acts
24 of violence against minorities, other groups, or
25 the United States Government.

1 “(F) Groups or organizations that espouse
2 violence based on race, creed, religion, ethnicity,
3 or sexual orientation.

4 “(G) Other groups or organizations that
5 are determined by the Attorney General to be
6 of a violent, extremist nature.

7 “(3) EVIDENCE OF ASSOCIATION OR AFFILI-
8 ATION WITH HATE GROUP.—The following shall con-
9 stitute evidence that a person is associated or affili-
10 ated with a group associated with hate-related vio-
11 lence:

12 “(A) Individuals possessing tattoos or
13 other body markings indicating association or
14 affiliation with a hate group.

15 “(B) Individuals known to have attended
16 meetings, rallies, conferences, or other activities
17 sponsored by a hate group.

18 “(C) Individuals known to be involved in
19 online activities with a hate group, including
20 being engaged in online discussion groups or
21 blog or other postings that support, encourage,
22 or affirm the group’s extremist or violent views
23 and goals.

24 “(D) Individuals who are known to have in
25 their possession photographs, written

1 testimonials (including diaries or journals),
2 propaganda, or other materials indicating in-
3 volvement or affiliation with a hate group. Such
4 materials can include photographs, written ma-
5 terials relating to or referring to extreme hatred
6 that are clearly not of an academic nature, pos-
7 session of objects that venerate or glorify hate-
8 inspired violence, and related materials, as de-
9 termined by the Attorney General..

10 “(E) Individuals espousing the intent to
11 acquire military training for the purpose of
12 using such training towards committing acts of
13 violence of a purpose not affiliated with the
14 armed forces.

15 “(4) REQUIREMENTS FOR RECRUITERS AND
16 ENLISTMENT PROCESSING STATIONS.—A military re-
17 cruiters may not enlist, or assist in enlisting, a per-
18 son who is associated or affiliated with a group asso-
19 ciated with hate-related violence, as evidenced pursu-
20 ant to paragraph (3). A person at any military en-
21 listment processing station who, during the screen-
22 ing process, is found to be affiliated or associated
23 with a hate group (including through admitting to
24 any such affiliation or association on any form or
25 document) is automatically prohibited from enlisting.

1 “(5) SEPARATION.—

2 “(A) SEPARATION REQUIRED.—A person
3 discovered or determined to be associated or af-
4 filiated with a group associated with hate-re-
5 lated violence, as evidenced pursuant to para-
6 graph (3), shall be immediately discharged from
7 the armed forces, in the manner prescribed in
8 regulations regarding discharge from service.

9 “(B) EXCEPTION.—Subparagraph (A)
10 shall not apply to a member of the armed forces
11 who has renounced the member’s previous affili-
12 ation or association with a group associated
13 with hate-related violence, as determined by the
14 commanding officer of the member.

15 “(6) REPORTING REQUIREMENT.—Not later
16 than April 1, 2010, and annually thereafter, the
17 Secretary concerned shall submit to the Committees
18 on Armed Service of the Senate and House of Rep-
19 resentatives a report—

20 “(A) on the presence in the armed forces
21 of members who are associated or affiliated
22 with a group associated with hate-related vio-
23 lence and describing the actions of the Sec-
24 retary to discharge such members; and

1 “(B) describing the actions of the Sec-
2 retary to prevent persons who are associated or
3 affiliated with a hate group from enlisting.”.

