

113TH CONGRESS  
1ST SESSION

# S. 976

To provide for education of potential military recruits on healthy body weight and to facilitate and encourage exercise in potential military recruits, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MAY 16, 2013

Mr. UDALL of Colorado introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To provide for education of potential military recruits on healthy body weight and to facilitate and encourage exercise in potential military recruits, 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 “Fit to Serve Act”.

5 **SEC. 2. INFORMATION FOR MILITARY RECRUITS ON**

6 **HEALTHY WEIGHT.**

7 (a) IN GENERAL.—Commencing not later than 90  
8 days after the date of the enactment of this Act, the Sec-  
9 retary of Defense may provide for the dissemination of

1 information on healthy weight to potential military re-  
2 cruits.

3 (b) COVERED INFORMATION.—The information pro-  
4 vided under subsection (a) may include the following:

5 (1) Information on the healthy weight of var-  
6 ious populations of potential military recruits, set  
7 forth by age, height, sex, and other applicable fac-  
8 tors.

9 (2) Information to assist potential recruits in  
10 calculating and tracking body mass index (BMI),  
11 and in determining whether they are obese or at risk  
12 for obesity.

13 (3) Information on the risks of obesity.

14 (4) Information on the importance of healthy  
15 weight for military service.

16 (5) Information on how to achieve and maintain  
17 a healthy weight.

18 (c) MEANS AND LOCATIONS OF DISSEMINATION.—

19 (1) ELECTRONIC DISSEMINATION.—Information  
20 may be provided under subsection (a) electronically  
21 through the following:

22 (A) Internet websites of each Armed Force  
23 devoted to recruiting.

24 (B) Internet websites of particular units of  
25 the Armed Forces, if appropriate.

1 (C) Internet websites of the military serv-  
2 ice academies and other appropriate Depart-  
3 ment of Defense schools.

4 (D) Internet websites for the Senior Re-  
5 serve Officers' Training Corps (ROTC) and the  
6 Junior Reserve Officers' Training Corps  
7 (JROTC).

8 (2) DISSEMINATION IN WRITING.—Information  
9 may be provided under subsection (a) in written  
10 form at appropriate locations to the following:

11 (A) Potential recruits visiting military re-  
12 cruiting locations.

13 (B) Members of the Armed Forces on ac-  
14 tive duty.

15 (C) Cadets and midshipmen attending the  
16 military service academies, State-sponsored  
17 military academies, institutions of higher edu-  
18 cation that maintain a corps of cadets, and  
19 military preparatory schools.

20 (D) Participants in the Senior Reserve Of-  
21 ficers' Training Corps and the Junior Reserve  
22 Officers' Training Corps.

1 **SEC. 3. JOINT USE AGREEMENTS ON USE OF MILITARY**  
2 **ATHLETIC FACILITIES BY NON-GOVERNMENT**  
3 **CIVILIANS.**

4 (a) AGREEMENTS AUTHORIZED.—Each Secretary of  
5 a military department may enter into joint use agreements  
6 with local governments in the vicinity of military installa-  
7 tions under the jurisdiction of such Secretary in order to  
8 permit use of athletic facilities at such installations by  
9 non-Government civilians who reside within the jurisdic-  
10 tion of such local governments.

11 (b) PROTECTION OF SECURITY.—

12 (1) EXCLUSION OF CERTAIN INSTALLATIONS.—

13 The Secretary of a military department may not  
14 enter into a joint use agreement under subsection  
15 (a) with respect to an installation if the Secretary  
16 determines that sensitive activities at the installation  
17 would make the use of athletic facilities of the in-  
18 stallation by non-Government civilians, or the pres-  
19 ence of such civilians at the installation in connec-  
20 tion with such use, inadvisable.

21 (2) USE BY CLEARED PERSONNEL.—The Sec-  
22 retary of a military department may require in a  
23 joint use agreement under subsection (a) that—

24 (A) a security or other appropriate clear-  
25 ance shall be a condition to the use of the ath-  
26 letic facilities covered by the agreement by non-

1 Government civilians permitted such use under  
2 the agreement; and

3 (B) non-Government civilians using such  
4 facilities under the agreement shall comply with  
5 such security procedures and requirements as  
6 the commander of the installation concerned  
7 shall establish.

8 (c) MODEL AGREEMENT.—The Secretary of Defense  
9 may, for purposes of facilitating entry into joint use agree-  
10 ments under subsection (a)—

11 (1) provide for the development of a model joint  
12 use agreement for purposes of that subsection which  
13 shall, to the extent appropriate, be based on appro-  
14 priate model agreements developed by the National  
15 Policy and Legal Analysis Network (NPLAN); and

16 (2) authorize the Secretaries of the military de-  
17 partments to develop standardized guidelines on se-  
18 curity clearances and other security requirements to  
19 be required in connection with the use of athletic fa-  
20 cilities by non-Government civilians under such  
21 agreements.

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