SEC. ___. REPEAL OF REQUIREMENT FOR REVIEW OF CERTAIN ARMY RESERVE OFFICER UNIT VACANCY PROMOTIONS BY COMMANDERS OF ASSOCIATED ACTIVE DUTY UNITS.

Section 1113 of the Army National Guard Combat Readiness Reform Act of 1992 (10 U.S.C. 10105 note) is repealed.

***[Please note: The "Changes to Existing Law" section below sets out in red-line format how the legislative text would amend existing law.]**

Section-by-Section Analysis

This proposal would repeal the requirement for the commander of an active duty unit associated with an Army Selected Reserve unit to review promotion recommendations for unit vacancy promotions. Currently, section 1113 of the Army National Guard Combat Readiness Reform Act of 1992 (which was enacted as title XI of the National Defense Authorization Act for Fiscal Year 1993) requires commanders of associated active duty units to review candidates for unit vacancy promotions and inform the promotion authority within 60 days of receiving notice of a recommended promotion whether the active duty commander concurs or non-concurs with the unit vacancy promotion. The Active Component (AC) does not utilize the Unit Vacancy Promotion (UVP) system. The ARNG and USAR have separate peacetime chains of command which informs the UVP selection criteria. Requiring an AC associate unit commander's recommendation adds an unnecessary layer of bureaucracy that could delay promotions for RC Soldiers. Additionally, many AC associate unit commanders may have limited interaction with RC Soldiers unless they are activated under title 10 orders for deployment. Furthermore, the Army has established other processes for review of RC promotions. The associations have been replaced by training partnerships, which do not include review of promotions.

Budget Implications: The cessation of the activity and the removal of the provision from the law will not consume any resources.

Changes to Existing Law: This proposal would repeal section 1113 of the Army National Guard Combat Readiness Reform Act of 1992 (10 U.S.C. 10105 note).

~~**SEC. 1113. REVIEW OF OFFICER PROMOTIONS BY COMMANDER OF ASSOCIATED ACTIVE DUTY UNIT.**~~

~~(a) REVIEW.—Whenever an officer in an Army Selected Reserve unit as defined in subsection (b) is recommended for a unit vacancy promotion to a grade above first lieutenant, the recommended promotion shall be reviewed by the commander of the active duty unit associated with the Selected Reserve unit of that officer or another active-duty officer designated by the Secretary of the Army. The commander or other active-duty officer designated by the Secretary~~

~~of the Army shall provide to the promoting authority, through the promotion board convened by the promotion authority to consider unit vacancy promotion candidates, before the promotion is made, a recommendation of concurrence or nonconcurrence in the promotion. The recommendation shall be provided to the promoting authority within 60 days after receipt of notice of the recommended promotion.~~

~~(b) COVERAGE OF SELECTED RESERVE COMBAT AND EARLY DEPLOYING UNITS.—(1) Subsection (a) applies to officers in all units of the Selected Reserve that are designated as combat units or that are designated for deployment within 75 days of mobilization.~~

~~(2) Subsection (a) shall take effect with respect to officers of the Army Reserve, and with respect to officers of the Army National Guard in units not subject to subsection (a) as of the date of the enactment of the National Defense Authorization Act for Fiscal Year 1996 [Feb. 10, 1996], at the end of the 90-day period beginning on such date of enactment.~~

~~(c) REPORT ON FEASIBILITY.—The Secretary of the Army shall submit to the Committees on Armed Services of the Senate and House of Representatives a report, not later than March 1, 1993, containing a plan for implementation of subsection (a). The Secretary may include with the report such proposals for legislation to clarify, improve, or modify the provisions of subsection (a) in order to better carry out the purposes of those provisions as the Secretary considers appropriate.~~