

U.S. SENATOR MARIA CANTWELL WASHINGTON

U.S. Coast Guard Authorization Act of 2025 – New and Updated Sexual Assault and Sexual Harassment (SASH) Prevention and Response Provisions

Among many provisions, the bipartisan Coast Guard Authorization Act of 2025 would establish or update numerous Coast Guard and Academy authorities and programs to improve reporting, oversight, prevention, and accountability related to sexual misconduct. These provisions were drafted in response to <u>Operation Fouled Anchor</u>, which revealed gross mishandling of sexual assault and sexual harassment cases of U.S. Coast Guard personnel. <u>Here is a full breakdown:</u>

Victim Support

- Addresses Expedited Transfers for Victims: To ensure victims of sexual assault and
 domestic violence feel safe, particularly if they are experiencing retaliation, the bill
 requires the Coast Guard to develop processes that are consistent with Department of
 Defense (DOD) policies for transferring members who are victims to a new unit. This
 includes requiring consideration of the victim's career path when determining the
 transfer location, and recusal of officials involved in the approval or denial of an
 expedited transfer who may have a conflict of interest. The bill also establishes the
 opportunity for Coast Guard Academy cadets who are sexual assault victims to transfer to
 a DOD service academy, an option which students attending one of the DOD academies
 have had since 2020.
- Strengthens Protective Orders for Victims: Reforms the process for victims of domestic abuse or sex-related offenses to obtain protective orders prohibiting perpetrators from contacting or communicating with them. Previously, many victims were not aware of the process for obtaining an order and Coast Guard procedures placed a heavy burden on victims to renew the orders themselves every 90 days.
- Establishes Confidential Reporting of Sexual Harassment: Requires the Coast Guard to develop a process for members to report sexual harassment in a confidential manner. This will improve access to programs and services by providing more avenues for

reporting sexual harassment and allow members a reporting option that the DOD services have had since 2021.

- Expedites Victim Access to Records and Expands Records Retention: In response to whistleblower concerns about lengthy delays in receiving case files, this bill requires victims to receive expedited access to records associated with their reported assault. Additionally, this provision specifies what documents must be included and retained in case files and expands the retention timeframes to address the discovery from Operation Fouled Anchor that relevant documents and other evidence often were not retained.
- Requires Door Locks on Coast Guard Academy Cadet Dorm Rooms: Requires installation
 of electronic door locks on each dorm room at the Coast Guard Academy and requires
 the Coast Guard to maintain the identity of individuals who electronically access a cadet
 room. Unauthorized room entries were a factor in the majority of incident cases in
 Operation Fouled Anchor that occurred on campus. Allowing cadets to lock their doors
 has been recommended by victims and individuals in the Coast Guard for more than 25
 years.
- Overhauls Sexual Misconduct Training: Requires new, specified sexual misconduct training content tailored to command leadership, first responders, and all Coast Guard members. This will ensure that members are educated about victim support resources and other programs that are modified in this bill, including:
 - Expedited transfers
 - No-contact orders
 - Military and civilian protective orders
 - Temporary separation
 - Recommendations from the Accountability and Transparency Review that have been codified in law
- Expands Victim Access to Medical Exams Upon Involuntary Separation: Victims of sexual assault often suffer from behavioral health conditions such as anxiety, depression, or post-traumatic stress disorder that can manifest more than two years after an incident. This provision expands eligibility for medical exams for those facing an involuntary separation from two years to five years after a reported incident, and now includes any behavioral health condition listed in the DSM, rather than what is currently covered: traumatic brain injuries and PTSD.

Accountability and Oversight

• Institutes Accountability for Retired Offenders: The bill explicitly codifies the Coast Guard's authority to reconsider and reduce the rank of a retired commissioned officer, affecting their pension, if substantial evidence comes to light that the officer acted with disregard for relevant laws, committed sexual assault, or failed to report instances of sexual assault with an intent to defraud or deceive.

- Requires Sexual Misconduct to be Recorded in Personnel Service Records: Requires information regarding substantiated sexual misconduct to be placed in personnel records of members and to be considered in civilian hiring. According to findings and recommendations in the Coast Guard's Culture of Respect Report, and underscored by whistleblowers, misconduct has not been appropriately considered in the past.
- Improves Security Clearance Oversight: The bill also requires the Coast Guard to improve oversight of security clearances for perpetrators. The bill adds the Coast Guard to DOD's statutory requirements specifying that security clearance adjudicators consider convictions or determinations by commanding officers that an individual committed sexual assault, sexual harassment, fraud, or other violations that could make the individual susceptible to blackmail.
- Transfers Investigations of Senior Leader Misconduct from Coast Guard to DHS IG:
 Requires any credible allegation of misconduct, as defined by DOD policy, made against a
 Coast Guard senior officer or Senior Executive Service member to be referred to the
 Department of Homeland Security's Inspector General, rather than being internally
 investigated by the Coast Guard.
- Demands Reporting of Retaliation Against Victims: Requires documentation of all reports of retaliation related to sexual misconduct made by Coast Guard personnel and to include information about sexual misconduct cases involving retaliation in the Coast Guard's annual reports to Congress. The bill adds the Coast Guard to the DOD's statutory requirements to better assist the Coast Guard and Congress in understanding the extent to which retaliation is occurring.

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