

(3) The military judge shall examine the evidence or a proffer thereof *in camera*, if such examination is necessary to rule on the motion.

(4) To prevent unnecessary disclosure of evidence of a victim's records or communications, the military judge may issue protective orders or may admit only portions of the evidence.

(5) The motion, related papers, and the record of the hearing shall be sealed and shall remain under seal unless the military judge or an appellate court orders otherwise.

(d) The following amendments conform M.R.E. 609 to F.R.E. 609:

(1) M.R.E. 609(a) is amended to substitute the words "character for truthfulness" for the word "credibility."

(2) M.R.E. 609(a)(2) is amended to substitute the words "regardless of the punishment, if it readily can be determined that establishing the elements of the crime required proof or admission of an act of dishonesty or false statement by the witness" for the words "if it involved dishonesty or false statement, regardless of the punishment".

(3) M.R.E. 609(c) is amended to substitute the words "a subsequent crime that was punishable by death, dishonorable discharge, or imprisonment in excess of one year" for the words "a subsequent crime which was punishable by death, dishonorable discharge, or imprisonment in excess of one year".

Sec. 2. Part IV of the Manual for Courts-Martial, United States, is amended as follows:

(a) Paragraph 13, Article 89, Disrespect toward a superior commissioned officer, paragraph c.(1) is amended to substitute the words “uniformed service” for “armed forces” and “armed force” everywhere the words “armed forces” or “armed force” appear in that paragraph. (This change is made to clarify that the uniformed officers of the Public Health Service and the National Oceanic and Atmospheric Administration, when assigned to and serving with the armed forces, are included in the definition of a superior commissioned officer.)

(b) Paragraph 35, Article 111, Drunken or reckless operation of vehicle, aircraft or vessel, paragraph f. is amended to read as follows:

“f. *Sample Specification.*

In that _____ (personal jurisdiction data), did (at/on board _____ location) (subject matter jurisdiction data, if required), on or about _____, 20____, (in the motor pool area) (near the Officer’s Club) (at the intersection of _____ and _____) (while in the Gulf of Mexico) (while in flight over North America) physically control [a vehicle, to wit: (a truck) (a passenger car) (_____)] [an aircraft, to wit: (an AH-64 helicopter) (an F-14A fighter) (a KC-135 tanker) (_____)] [a vessel, to wit: (the aircraft carrier USS _____) (the Coast Guard Cutter _____) (_____)], [while drunk] [while impaired by _____] [while the alcohol concentration in his (blood or breath) equaled or exceeded the applicable limit under subparagraph (b) of the text of the statute in paragraph 35 as shown by chemical analysis] [in a (reckless) (wanton) manner by (attempting to pass another vehicle on a sharp curve) (by ordering that the