

### 115TH CONGRESS 1ST SESSION

# H. R. 1799

To amend title 10, United States Code, to include a single comprehensive disability examination as part of the required Department of Defense physical examination for separating members of the Armed Forces, and for other purposes.

### IN THE HOUSE OF REPRESENTATIVES

March 29, 2017

Mr. WITTMAN (for himself, Ms. Shea-Porter, Mr. Ryan of Ohio, and Mr. Jones) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

## A BILL

To amend title 10, United States Code, to include a single comprehensive disability examination as part of the required Department of Defense physical examination for separating members of the Armed Forces, 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,

#### 1 SECTION 1. SHORT TITLE.

- 2 This Act may be cited as the "Veterans Affairs
- 3 Transfer of Information and sharing of Disability Exam-
- 4 ination Procedures with DOD Doctors Act".
- 5 SEC. 2. INCLUSION OF SINGLE COMPREHENSIVE DIS-
- 6 ABILITY EXAMINATION AS PART OF RE-
- 7 QUIRED DEPARTMENT OF DEFENSE PHYS-
- 8 ICAL EXAMINATION FOR SEPARATING MEM-
- 9 BERS OF THE ARMED FORCES.
- Section 1145(a)(5) of title 10, United States Code,
- 11 is amended by adding at the end the following new sub-
- 12 paragraphs:
- "(C) If a member of the armed forces who is required
- 14 to receive a physical examination under subparagraph (A)
- 15 has or is believed to have a medical condition that will
- 16 or may make the member eligible for disability compensa-
- 17 tion and benefits from the Department of Veterans Af-
- 18 fairs, the physical examination shall be performed by a
- 19 health care provider who is certified by the Department
- 20 of Veterans Affairs to determine such eligibility. If such
- 21 a condition is discovered during the physical examination
- 22 and the health care provider performing the examination
- 23 is not certified by the Department of Veterans Affairs, the
- 24 examination shall be completed by a health care provider
- 25 certified by the Department of Veterans Affairs.

- 1 "(D) An eligibility determination made as part of a
- 2 physical examination under subparagraph (C) shall be
- 3 binding on the Department of Veterans Affairs and be
- 4 used as the basis for assigning a disability rating for the
- 5 separating member.".
- 6 SEC. 3. DEPARTMENT OF DEFENSE AND DEPARTMENT OF
- 7 VETERANS AFFAIRS JOINT RECORDKEEPING
- 8 SYSTEM.
- 9 The Secretary of Veterans Affairs and the Secretary
- 10 of Defense shall jointly establish a system to be used by
- 11 both the Department of Defense and the Department of
- 12 Veterans Affairs to establish and maintain the medical
- 13 and personnel records of members of the Armed Forces
- 14 and veterans. Such system shall provide for data sharing
- 15 between the Department of Defense and the Department
- 16 of Veterans Affairs.

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