

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 4435  
OFFERED BY MR. O’ROURKE OF TEXAS**

At the end of subtitle B of title VII (page 184, after  
line 13) add the following:

1 **SEC. \_\_\_\_ . ELECTRONIC MEDICAL RECORDS AND PHYSICAL**  
2 **EXAMINATION FOR SEPARATING MEMBERS**  
3 **OF THE ARMED FORCES.**

4 (a) TRANSMITTAL OF ELECTRONIC MEDICAL  
5 RECORDS TO SEPARATING MEMBERS OF THE ARMED  
6 FORCES.—

7 (1) IN GENERAL.—Section 1142 of title 10,  
8 United States Code, is amended—

9 (A) in subsection (c)—

10 (i) by striking “In the case” and in-  
11 serting “(1) In the case”;

12 (ii) by adding at the end the following  
13 new paragraph:

14 “(2)(A) The Secretary concerned shall provide to  
15 each member of the armed forces who is scheduled to be  
16 separated from the armed forces a copy of the medical  
17 records of the member (including the results of a Physical

1 Evaluation Board or any other physical examination) in  
2 an electronic format.

3 “(B) To the extent practicable, the Secretary con-  
4 cerned shall ensure that medical records provided to a  
5 member of the National Guard under subparagraph (A)  
6 include medical records that are—

7 “(i) in connection with the service of the mem-  
8 ber in the National Guard, maintained by the Gov-  
9 ernor of the State, Commonwealth, territory, or pos-  
10 session of the United States, or in the case of the  
11 District of Columbia, the Commanding General of  
12 the National Guard of the District of Columbia; and

13 “(ii) provided to the Secretary for purposes of  
14 such subparagraph.”; and

15 (iii) in the heading by striking “TO  
16 DEPARTMENT OF VETERANS AFFAIRS”;  
17 and

18 (B) in the heading by striking “**to De-**  
19 **partment of Veterans Affairs**”.

20 (2) CLERICAL AMENDMENT.—The table of sec-  
21 tions at the beginning of chapter 58 of such title is  
22 amended by striking the item relating to section  
23 1142 and inserting the following:

“1142. Preseparation counseling; transmittal of medical records”.

1 (b) MANDATORY PHYSICAL EXAMINATIONS OF SEPA-  
2 RATING MEMBERS OF THE ARMED FORCES.—Section  
3 1145 of title 10, United States Code, is amended—

4 (1) in subsection (a)(5)—

5 (A) by striking “(A) The Secretary” and  
6 inserting “The Secretary”;

7 (B) by inserting “comprehensive” after  
8 “undergo a”; and

9 (C) by striking subparagraph (B); and

10 (2) by adding at the end the following new sub-  
11 section:

12 “(f) MANDATORY PHYSICAL EXAMINATIONS FOR  
13 MEMBERS NOT OTHERWISE COVERED BY THIS SEC-  
14 TION.—(1) The Secretary concerned shall provide a com-  
15 prehensive physical examination pursuant to subsection  
16 (a)(5) to each member of the armed forces who is sched-  
17 uled to be separated from the armed forces and does not  
18 otherwise receive such an examination under such sub-  
19 section.

20 “(2) A member may not be entitled to health care  
21 benefits pursuant to subsection (a), (b), or (c) solely by  
22 reason of being provided a physical examination under  
23 paragraph (1).”.

