AMENDMENT TO RULES COMMITTEE PRINT

116-19

OFFERED BY MR. BROWN OF MARYLAND

At the end of subtitle J of title V, add the following:

SEC. ___. REPORT ON CERTAIN WAIVERS RECEIVED BY
TRANSGENDER INDIVIDUALS.

(a) IN GENERAL.—Not later than 120 days after the
date of the enactment of this Act, and annually thereafter
during the two subsequent calendar years, the Secretary
of Defense shall submit to the Committees on Armed Serv-
ices of the House of Representatives and the Senate a re-
port identifying the number of individuals (disaggregated
by the status of the individuals as exempt individuals or
nonexempt individuals) to whom the following applied dur-
ing the reporting period for such report:

(1) Diagnosed with a covered medical condi-
tion—

(A) prior to accession into the Armed
Forces; or

(B) as a member of the Armed Forces.

(2) Presumptively denied accession into the
Armed Forces as a result of a covered medical con-
dition.
(3) Applied for a service waiver as a result of a covered medical condition.

(4) Received a service waiver for a covered medical condition.

(5) Denied a service waiver for a covered medical condition.

(6) Separated from the Armed Forces as a result of a covered medical condition.

(b) DEFINITIONS.—In this section:

(1) **EXEMPT AND NONEXEMPT INDIVIDUALS.**—The terms “exempt individuals” and “nonexempt individuals” have the meanings given those terms in attachment 3 of the memorandum—

(A) issued by the Office of the Deputy Secretary of Defense;

(B) dated March 12, 2019; and

(C) with the subject heading “Directive-type Memorandum (DTM)-19-004 - Military Service by Transgender Persons and Persons with Gender Dysphoria”.

(2) **COVERED MEDICAL CONDITION.**—The term “covered medical condition” means—

(A) gender dysphoria;

(B) gender transition treatment; or
(C) any other condition related to gender dysphoria or gender transition treatment.

(3) REPORTING PERIOD.—The term “reporting period” means, with respect to a report submitted under subsection (a), the calendar year most recently completed before the date on which such report is to be submitted.

(4) SERVICE WAIVER.—The term “service waiver” includes a waiver—

(A) for accession into the Armed Forces;

(B) to continue service in the Armed Forces; or

(C) to otherwise permit service in the Armed Forces.