

**AMENDMENT TO**  
**RULES COMMITTEE PRINT 116–57**  
**OFFERED BY MS. GABBARD OF HAWAII**

At the end of subtitle B of title VII, add the following new section:

1 **SEC. 7\_\_\_ . NOTIFICATIONS AND REPORTS REGARDING RE-**  
2 **PORTED CASES OF BURN PIT EXPOSURE.**

3 (a) QUARTERLY NOTIFICATIONS.—

4 (1) REQUIREMENT.—On a quarterly basis, the  
5 Secretary of Veterans Affairs shall submit to the ap-  
6 propriate congressional committees a report on each  
7 case of burn pit exposure reported during the pre-  
8 vious quarter. Each such report shall include, with  
9 respect to such cases, the following:

10 (A) Notice of the case, including the med-  
11 ical facility at which the case was reported.

12 (B) Notice of, as available—

13 (i) the enrollment status of the cov-  
14 ered veteran with respect to the patient en-  
15 rollment under section 1705(a) of title 38,  
16 United States Code;

17 (ii) a summary of all health care visits  
18 by the covered veteran at the medical facil-

1                   ity at which the case was reported that are  
2                   related to the case;

3                   (iii) the demographics of the covered  
4                   veteran, including age, sex, and race;

5                   (iv) identification of any non-Depart-  
6                   ment of Veterans Affairs health care bene-  
7                   fits that the covered veteran receives;

8                   (v) the Armed Force in which the cov-  
9                   ered veteran served and the rank of the  
10                  covered veteran;

11                 (vi) the period in which the covered  
12                 veteran served;

13                 (vii) each location of an open burn pit  
14                 from which the covered veteran was ex-  
15                 posed to toxic airborne chemicals and  
16                 fumes caused by open burn pits during  
17                 such service;

18                 (viii) the medical diagnoses of the cov-  
19                 ered veteran and the treatment provided to  
20                 the veteran; and

21                 (ix) whether the covered veteran is  
22                 registered in the Airborne Hazards and  
23                 Open Burn Pit Registry.

24                 (2) PROTECTION OF INFORMATION.—The Sec-  
25                 retary shall ensure that the reports submitted under

1 paragraph (1) do not include the identity of covered  
2 veterans or contain other personally identifiable  
3 data.

4 (b) ANNUAL REPORT ON CASES.—

5 (1) IN GENERAL.—Not later than 180 days  
6 after the date of the enactment of this Act, and an-  
7 nually thereafter, the Secretary of Veterans Affairs,  
8 in collaboration with the Secretary of Defense, shall  
9 submit to the appropriate congressional committees  
10 a report detailing the following:

11 (A) The total number of covered veterans.

12 (B) The total number of claims for dis-  
13 ability compensation under chapter 11 of title  
14 38, United States Code, approved and denied  
15 by the Secretary of Veterans Affairs with re-  
16 spect to covered veterans, and for each such de-  
17 nial, the rationale of the denial.

18 (C) A comprehensive list of—

19 (i) the conditions for which covered  
20 veterans seek treatment; and

21 (ii) the locations of the open burn pits  
22 to which the covered veterans were exposed  
23 to toxic airborne chemicals and fumes  
24 caused by open burn pits.

1 (D) Identification of any illnesses relating  
2 to exposure to open burn pits which formed the  
3 basis for the Secretary to award benefits, in-  
4 cluding but not limited to, entitlement to serv-  
5 ice connection or an increase in disability rat-  
6 ing.

7 (E) Any updates or trends with respect to  
8 the information described in subparagraphs (A),  
9 (B), and (C) that the Secretary determines ap-  
10 propriate.

11 (2) MATTERS INCLUDED IN FIRST REPORT.—  
12 The Secretary shall include in the first report under  
13 paragraph (1) notifications containing the informa-  
14 tion specified in subsection (a)(1) with respect to re-  
15 ported cases of burn pit exposure made during the  
16 period beginning January 1, 1990, and ending on  
17 the day before the date of the enactment of this Act.

18 (c) INFORMATION REGARDING REGISTRY.—Section  
19 201(a) of the Dignified Burial and Other Veterans' Bene-  
20 fits Improvement Act of 2012 (Public Law 112–260; 38  
21 U.S.C. 527 note) is amended by adding at the end the  
22 following new paragraph:

23 “(3) INFORMATION.—

24 “(A) NOTICE.—The Secretary shall ensure  
25 that a medical professional of the Department

1 of Veterans Affairs informs a veteran of the  
2 registry under paragraph (1) if the veteran pre-  
3 sents at a medical facility of the Department  
4 for treatment that the veteran describes as  
5 being related to, or ancillary to, the exposure of  
6 the veteran to toxic airborne chemicals and  
7 fumes caused by open burn pits.

8 “(B) DISPLAY.—In making information  
9 public regarding the number of participants in  
10 the registry under paragraph (1), the Secretary  
11 shall display such numbers by both State and  
12 by congressional district.”.

13 (d) COMPTROLLER GENERAL REPORT.—Not later  
14 than 180 days after the date of the enactment of this Act,  
15 the Comptroller General of the United States shall submit  
16 to the appropriate congressional committees a report con-  
17 taining an assessment of the effectiveness of any memo-  
18 randum of understanding or memorandum of agreement  
19 entered into by the Secretary of Veterans Affairs with re-  
20 spect to—

21 (1) the processing of reported cases of burn pit  
22 exposure; and

23 (2) the coordination of care and provision of  
24 health care relating to such cases at medical facili-

1 ties of the Department and at non-Department fa-  
2 cilities.

3 (e) DEFINITIONS.—In this section:

4 (1) The term “Airborne Hazards and Open  
5 Burn Pit Registry” means the registry established  
6 by the Secretary of Veterans Affairs under section  
7 201 of the Dignified Burial and Other Veterans’  
8 Benefits Improvement Act of 2012 (Public Law  
9 112–260; 38 U.S.C. 527 note).

10 (2) The term “appropriate congressional com-  
11 mittees” means—

12 (A) The Committee on Veterans’ Affairs  
13 and the Committee on Armed Services of the  
14 House of Representatives; and

15 (B) the Committee on Veterans’ Affairs  
16 and the Committee on Armed Services of the  
17 Senate.

18 (3) The term “covered veteran” means a vet-  
19 eran described in paragraph (5).

20 (4) The term “open burn pit” has the meaning  
21 given that term in section 201(c) of the Dignified  
22 Burial and Other Veterans’ Benefits Improvement  
23 Act of 2012 (Public Law 112–260; 38 U.S.C. 527  
24 note).

1           (5) The term “reported case of burn pit expo-  
2           sure” means each instance in which a veteran pre-  
3           sents at a medical facility of the Department of Vet-  
4           erans Affairs (or in a non-Department facility pur-  
5           suant to section 1703 or 1703A of title 38, United  
6           States Code) for treatment that the veteran de-  
7           scribes as being related to, or ancillary to, the expo-  
8           sure of the veteran to toxic airborne chemicals and  
9           fumes caused by open burn pits at any time while  
10          serving in the Armed Forces.

