AMENDMENT TO RULES COMMITTEE PRINT 115–
23
OFFERED BY MS. BEUTLER OF WASHINGTON

Page 126, after line 12, insert the following:

SEC. 516. AUTHORITY FOR DISCHARGE REVIEW BOARDS TO
REFER CERTAIN APPLICATIONS FOR RELIEF
TO THE PHYSICAL DISABILITY BOARD OF REVIEW.

(a) AUTHORITY FOR DISCHARGE REVIEW BOARDS
to Refer for Disability Review.—Section 1553(b) of
title 10, United States Code, is amended to read as fol-

ows:

“(b)(1) To reflect its findings, a board established
under this section may—

“(A) change a discharge or dismissal;

“(B) issue a new discharge; or

“(C) in the case of a former member whose ap-
lication for relief is based in whole or in part on
matters relating to a sex-related offense, post-trau-
matic stress disorder, or traumatic brain injury,
refer the application for relief to the Physical Dis-
ability Board of Review established under section
1554a of this title for review under such section.
“(2) Any action of the board under this subsection is subject to review by the Secretary concerned.”.

(b) TREATMENT OF REFERRAL.—Section 1554a of title 10, United States Code, is amended—

(1) by redesignating subsection (f) as subsection (g); and

(2) by inserting after subsection (e) the following new subsection (f):

“(f) REFERRALS FROM DISCHARGE REVIEW BOARD.—(1) Except as provided in paragraph (2), a referral for review pursuant to section 1553(b)(1)(C) of this title shall be treated as a request for review by a covered individual for purposes of this section.

“(2) In the case of a referral for review pursuant to section 1553(b)(1)(C) of this title—

“(A) a previous disability determination by a Physical Evaluation Board shall not be required; and

“(B) subsection (c)(4) shall not apply.”.