

118TH CONGRESS
2D SESSION

S. 5557

To require identification in medical records of the Department of Defense of the affiliation of certain non-Department of Defense health care providers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 17 (legislative day, DECEMBER 16), 2024

Mr. CORNYN (for himself and Mr. CRUZ) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To require identification in medical records of the Department of Defense of the affiliation of certain non-Department of Defense health care providers, 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. IDENTIFICATION IN PATIENT MEDICAL**
2 **RECORDS OF AFFILIATION OF CERTAIN NON-**
3 **DEPARTMENT OF DEFENSE HEALTH CARE**
4 **PROVIDERS.**

5 (a) IN GENERAL.—Chapter 55 of title 10, United
6 States Code, is amended by inserting after section 1091
7 the following new section:

8 **“§ 1091a. Identification in patient medical records of**
9 **affiliation of certain non-Department of**
10 **Defense health care providers**

11 “(a) REQUIREMENT.—The Secretary of Defense shall
12 ensure that medical records of the Department of Defense
13 include the organizational affiliation of any independent
14 health care contractor identified in such medical records.

15 “(b) INDEPENDENT HEALTH CARE CONTRACTOR
16 DEFINED.—In this section, the term ‘independent health
17 care contractor’ means a health care provider who meets
18 the following criteria:

19 “(1) The health care provider is a nonpersonal
20 services contractor, or an employee of such a con-
21 tractor, pursuant to subpart 37.4 of the Federal Ac-
22 quisition Regulation, or other applicable regulation.

23 “(2) The health care provider provides health
24 care services under this chapter in any military med-
25 ical treatment facility (as defined in section 1073c(i)
26 of this title) or other location under the jurisdiction

1 of the Secretary of Defense, including an operational
2 clinic.”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 at the beginning of such chapter is amended by inserting
5 after the item relating to section 1091 the following new
6 item:

“1091a. Identification in patient medical records of affiliation of certain non-
Department of Defense health care providers.”.

