

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 9458

To provide temporary authority to the Secretary of Defense to appoint retired members of the Armed Forces to military health system positions, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 7, 2022

Mr. KILMER introduced the following bill; which was referred to the Committee on Oversight and Reform

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## A BILL

To provide temporary authority to the Secretary of Defense to appoint retired members of the Armed Forces to military health system positions, 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,*

3 **SECTION 1. TEMPORARY AUTHORITY TO APPOINT RETIRED**  
4 **MEMBERS OF THE ARMED FORCES TO MILI-**  
5 **TARY HEALTH SYSTEM POSITIONS.**

6 Section 1108 of the William M. (Mac) Thornberry  
7 National Defense Authorization Act for Fiscal Year 2021  
8 (Public Law 116–283) is amended—

1           (1) in subsection (a), by striking “subsection  
2           (b)” and inserting “subsection (b) or (c)”;

3           (2) in the heading for subsection (b), by strik-  
4           ing “POSITIONS” and inserting “DEFENSE INDUS-  
5           TRIAL BASE FACILITY POSITIONS”;

6           (3) by redesignating subsections (c), (d), and  
7           (e) as subsections (d), (e), and (f), respectively;

8           (4) by inserting after subsection (b) the fol-  
9           lowing:

10          “(c) MILITARY HEALTH SYSTEM POSITIONS.—The  
11          positions in the Department described in this subsection  
12          are medical or health profession positions in the civil serv-  
13          ice within the military health system.”; and

14          (5) by amending subsection (f) (as redesignated  
15          by paragraph (3) of this section) to read as follows:

16          “(f) DEFINITIONS.—In this section—

17                 “(1) the term ‘civil service’ has the meaning  
18                 given that term in section 2101 of title 5, United  
19                 States Code;

20                 “(2) the term ‘medical or health profession po-  
21                 sitions’ means any position listed under any of para-  
22                 graphs (1), (2), or (3) of section 7401 of title 38,  
23                 United States Code; and

1           “(3) the terms ‘member’ and ‘Secretary con-  
2           cerned’ have the meaning given those terms in sec-  
3           tion 101 of title 37, United States Code.”.

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