

118TH CONGRESS  
1ST SESSION

# S. 2532

To require the Secretary of Defense to submit an annual report on certain out-of-cycle or premature personnel transfers.

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IN THE SENATE OF THE UNITED STATES

JULY 26, 2023

Mrs. FEINSTEIN introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To require the Secretary of Defense to submit an annual report on certain out-of-cycle or premature personnel transfers.

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. REPORTS ON CERTAIN OUT-OF-CYCLE AND**  
4 **PREMATURE PERSONNEL TRANSFERS.**

5 (a) IN GENERAL.—Not later than December 1, 2025,  
6 and each December 1 thereafter, the Secretary of Defense  
7 shall submit to the congressional defense committees, and  
8 any other committee of Congress the Secretary considers  
9 appropriate, a report detailing the number and nature of  
10 out-of-cycle or premature personnel transfers carried out

1 during the preceding fiscal year for individuals described  
2 in subsection (b) as a result of such individuals, or the  
3 dependents of such individuals, being affected by—

4 (1) sexual assault;

5 (2) sexual harassment;

6 (3) humanitarian or compassionate requests;

7 (4) discrimination, harassment, bullying, reprisals, or threats based on the race, color, national origin, religion, sex (including gender identity), or sexual orientation of such individuals or dependents;

11 (5) medical issues, including lack of access to care for such individuals or dependents at their current duty location; or

14 (6) child custody arrangements.

15 (b) INDIVIDUAL DESCRIBED.—An individual described in this subsection is an individual who is—

17 (1) a member of the Armed Forces on active duty;

19 (2) a member of the Armed Forces in a reserve component;

21 (3) a member of the National Guard; or

22 (4) a civilian employee of the Department of Defense.

24 (c) ELEMENTS.—Each report required by subsection

25 (a) shall include the following for the preceding fiscal year:

1           (1) The total number of personnel transfers for  
2 each reason described in paragraphs (1) through (6)  
3 of subsection (a).

4           (2) Demographic information of each individual  
5 involved in such a transfer, including the age, gen-  
6 der, and military rank or civilian pay grade of the  
7 individual.

8           (3) An analysis of the geographic distribution of  
9 such transfers.

10          (4) For each such transfer, the branch or com-  
11 ponent of the Department of Defense to which the  
12 individual concerned was transferred.

13          (5) A description of any trend or pattern identi-  
14 fied in the data, including recurring issues or areas  
15 of concern.

16          (6) An estimate of the total cost of such trans-  
17 fers.

18          (d) FORM.—Each report required by subsection (a)  
19 shall be submitted in unclassified form but may include  
20 a classified annex, as necessary to protect sensitive infor-  
21 mation.

22          (e) PRIVACY.—To ensure the privacy of military per-  
23 sonnel, personally identifiable information shall not be in-  
24 cluded in any report under this section.

1 (f) PUBLIC AVAILABILITY.—The Secretary shall  
2 make each report required by subsection (a) available to  
3 the public on the internet website of the Department of  
4 Defense.

5 (g) DEFINITIONS.—In this section:

6 (1) OUT-OF-CYCLE OR PREMATURE.—With re-  
7 spect to a personnel transfer, the term “out-of-cycle  
8 or premature” means an assignment action taken in  
9 advance of the originally scheduled or anticipated ro-  
10 tation date of the personnel concerned.

11 (2) PERSONNEL TRANSFER.—The term “per-  
12 sonnel transfer” includes a permanent change of  
13 duty station, temporary duty assignment, reassign-  
14 ment, permanent change of assignment, and any  
15 other movement of military personnel within the De-  
16 partment of Defense.

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