

111TH CONGRESS  
2D SESSION

# H. R. 5106

To direct the Secretary of Defense to establish a commission on urotrauma.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 2010

Mr. SPACE (for himself and Ms. SHEA-PORTER) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To direct the Secretary of Defense to establish a commission  
on urotrauma.

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. COMMISSION ON UROTRAUMA.**

4       (a) ESTABLISHMENT.—Subject to the availability of  
5       appropriations for such purpose, the Secretary of Defense  
6       shall establish a commission to be known as the “Commis-  
7       sion on Urotrauma” (in this section referred to as the  
8       “Commission”).

1 (b) CONSULTATION.—In carrying out this section,  
2 the Secretary of Defense shall consult with the Secretary  
3 of Veterans Affairs and the Secretary of Health and  
4 Human Services.

5 (c) DUTIES.—The Commission shall conduct a study  
6 on urotrauma among members of the Armed Forces and  
7 veterans, including—

8 (1) an analysis of the incidence, duration, mor-  
9 bidity rate, and mortality rate of urotrauma;

10 (2) an analysis of the social and economic costs  
11 and effects of urotrauma;

12 (3) with respect to the Department of Defense  
13 and Department of Veterans Affairs, an evaluation  
14 of the facilities, access to private facilities, resources,  
15 personnel, and research activities that are related to  
16 the diagnosis, prevention, and treatment of  
17 urotrauma;

18 (4) an evaluation of programs (including such  
19 biological, behavioral, environmental, and social pro-  
20 grams) that improve the prevention or treatment of  
21 urotrauma; and

22 (5) a long-term plan for the use and organiza-  
23 tion of the resources of the Federal Government to  
24 improve the prevention and treatment of urotrauma.

25 (d) MEMBERSHIP.—

1           (1) APPOINTED MEMBERS.—In addition to the  
2       ex officio members described in paragraph (2), the  
3       Committee shall be composed of 19 members as fol-  
4       lows:

5                   (A) Sixteen members appointed by the Sec-  
6       retary of Defense.

7                   (B) One member appointed by the Sec-  
8       retary of Health and Human Services from  
9       among officers or employees of the National In-  
10      stitute of Diabetes and Digestive and Kidney  
11      Diseases whose primary interest is in the field  
12      of urotrauma.

13                  (C) The Chief of the Department of Sur-  
14      gery of Walter Reed National Military Medical  
15      Center.

16                  (D) The Chief Medical Director of the De-  
17      partment of Veterans Affairs.

18           (2) EX OFFICIO MEMBERS.—The nonvoting, ex  
19      officio members of the Commission are as follows:

20                   (A) The Surgeon General of the Navy.

21                   (B) The Surgeon General of the Army.

22                   (C) The Surgeon General of the Air Force.

23                   (D) The Medical Officer of the Marine  
24      Corps.

1 (E) The Director of the National Institutes  
2 of Health.

3 (F) The Director of the National Institute  
4 of Diabetes and Digestive and Kidney Diseases.

5 (G) The Director of the Division of Kid-  
6 ney, Urologic, and Hematologic Diseases of the  
7 National Institute of Diabetes and Digestive  
8 Kidney Diseases.

9 (H) The Director of the National Institute  
10 of Biomedical Imaging and Bioengineering.

11 (3) QUALIFICATIONS.—In appointing members  
12 under paragraph (1)(A), the Secretary of Defense  
13 shall appoint individuals with experience related to—

14 (A) studying or researching urotrauma;

15 (B) preventing or treating urotrauma; or

16 (C) suffering from urotrauma.

17 (4) TERM.—Each member shall be appointed  
18 for the life of the Commission.

19 (5) VACANCIES.—A vacancy in the Commission  
20 shall be filled in the manner in which the original  
21 appointment was made.

22 (6) PAY.—

23 (A) Except as provided in subparagraph  
24 (C), members of the Commission shall serve  
25 without pay.

1           (B) Except as provided in subparagraph  
2           (C), members of the Commission who are full-  
3           time officers or employees of the United States  
4           may not receive additional pay, allowances, or  
5           benefits by reason of their service on the Com-  
6           mission.

7           (C) Each member shall receive travel ex-  
8           penses, including per diem in lieu of subsist-  
9           ence, in accordance with applicable provisions  
10          under subchapter I of chapter 57 of title 5,  
11          United States Code.

12          (7) QUORUM.—A majority of members of the  
13          Commission shall constitute a quorum but a lesser  
14          number may hold hearings.

15          (8) CHAIRPERSON.—The Secretary of Defense  
16          shall designate a member as the chairperson of the  
17          Committee.

18          (9) MEETINGS.—The Commission shall meet at  
19          the call of the chairperson.

20          (e) STAFF.—

21               (1) DIRECTOR.—The Commission shall have a  
22               director who shall be appointed by the chairperson.

23               (2) STAFF.—Subject to rules prescribed by the  
24               Commission, the chairperson may appoint additional  
25               personnel as the chairperson considers appropriate.

1           (3) APPLICABILITY OF CERTAIN CIVIL SERVICE  
2       LAWS.—The director and staff of the Commission  
3       shall be appointed subject to the provisions of title  
4       5, United States Code, governing appointments in  
5       the competitive service, and shall be paid in accord-  
6       ance with the provisions of chapter 51 and sub-  
7       chapter III of chapter 53 of that title relating to  
8       classification and General Schedule pay rates.

9           (4) EXPERTS AND CONSULTANTS.—Subject to  
10      rules prescribed by the Commission, the chairperson  
11      may procure temporary and intermittent services  
12      under section 3109(b) of title 5, United States Code.

13          (5) STAFF TO FEDERAL AGENCIES.—Upon re-  
14      quest of the chairperson, the head of any Federal  
15      department or agency may detail, on a reimbursable  
16      basis, any of the personnel of that department or  
17      agency to the Commission to assist it in carrying out  
18      its duties under this section.

19      (f) POWERS OF COMMISSION.—

20          (1) HEARINGS AND SESSIONS.—The Commis-  
21      sion may, for the purpose of carrying out this sec-  
22      tion, hold hearings, sit and act at times and places,  
23      take testimony, and receive evidence as the Commis-  
24      sion considers appropriate. The Commission may ad-

1 minister oaths or affirmations to witnesses appear-  
2 ing before it.

3 (2) POWERS OF MEMBERS AND AGENTS.—Any  
4 member or agent of the Commission may, if author-  
5 ized by the Commission, take any action which the  
6 Commission is authorized to take by this section.

7 (3) OBTAINING OFFICIAL DATA.—The Commis-  
8 sion may secure directly from any department or  
9 agency of the United States information necessary  
10 to enable it to carry out this section. Upon request  
11 of the chairperson of the Commission, the head of  
12 that department or agency shall furnish that infor-  
13 mation to the Commission.

14 (4) MAILS.—The Commission may use the  
15 United States mails in the same manner and under  
16 the same conditions as other departments and agen-  
17 cies of the United States.

18 (5) ADMINISTRATIVE SUPPORT SERVICES.—  
19 Upon the request of the Commission, the Adminis-  
20 trator of General Services shall provide to the Com-  
21 mission, on a reimbursable basis, the administrative  
22 support services necessary for the Commission to  
23 carry out its responsibilities under this section.

24 (g) REPORTS.—

1           (1) INTERIM REPORT.—Not later than one year  
2           after the date on which the members are appointed  
3           under subsection (d)(1), the Commission shall sub-  
4           mit to the appropriate congressional committees an  
5           interim report on the study conducted under sub-  
6           section (c).

7           (2) FINAL REPORT.—Not later than two years  
8           after the date on which the members are appointed  
9           under subsection (d)(1), the Commission shall sub-  
10          mit to the appropriate congressional committees a  
11          final report on the study conducted under subsection  
12          (c), including any recommendations the Commission  
13          considers appropriate to improve the prevention and  
14          treatment of urotrauma among members of the  
15          Armed Forces and veterans.

16          (h) TERMINATION.—The Commission shall terminate  
17          on the date that is 60 days after the date on which the  
18          Commission submits the final report under subsection  
19          (g)(2).

20          (i) DEFINITIONS.—In this section:

21                (1) The term “appropriate congressional com-  
22                mittees” means—

23                        (A) the Committees on Armed Services of  
24                        the House of Representatives and Senate; and



1 (B) the Committees on Veterans' Affairs of  
2 the House of Representatives and Senate.

3 (2) The term "urotrauma" means injury to the  
4 urinary tract (including the kidneys, ureters, urinary  
5 bladder, urethra, and female and male genitalia)  
6 from a penetrating, blunt, blast, thermal, chemical,  
7 or biological cause.

8 (j) AUTHORIZATION OF APPROPRIATIONS.—There is  
9 authorized to be appropriated to carry out this section  
10 \$4,000,000 for fiscal years 2011 through 2014.

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