

111TH CONGRESS
2D SESSION

S. 3425

To amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 26, 2010

Mrs. MURRAY (for herself and Mrs. McCASKILL) introduced the following bill;
which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, 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. SHORT TITLE.**

4 This Act may be cited as the “Embedded Mental
5 Health Providers for Reserves Act of 2010”.

1 **SEC. 2. ACCESS TO MENTAL HEALTH ASSESSMENTS FOR**
2 **MEMBERS OF THE RESERVE COMPONENTS**
3 **OF THE ARMED FORCES PERFORMING INAC-**
4 **TIVE-DUTY TRAINING.**

5 Section 1074a of title 10, United States Code, is
6 amended—

7 (1) by redesignating subsection (h) as sub-
8 section (i);

9 (2) by inserting after subsection (g) the fol-
10 lowing new subsection (h):

11 “(h)(1) The Secretary concerned shall provide to any
12 member of the reserve components performing inactive-
13 duty training during scheduled unit training assemblies
14 access to mental health assessments with a licensed men-
15 tal health professional who shall be available for referrals
16 during duty hours on the premises of the principal duty
17 location of the member’s unit.

18 “(2) All mental health services provided under this
19 subsection shall be subject to and comply with all applica-
20 ble privacy rules and security rules published by the De-
21 partment of Health and Human Services as required by
22 the Health Insurance Portability and Accountability Act
23 of 1996.

24 “(3) Mental health services provided to a member
25 under this subsection shall be at no cost to the member.”;
26 and

1 (3) in subsection (i), as redesignated by para-
2 graph (1), by striking “medical and dental readi-
3 ness” and inserting “medical, dental, and behavioral
4 health readiness”.

5 **SEC. 3. BEHAVIORAL HEALTH SUPPORT FOR MEMBERS OF**
6 **THE RESERVE COMPONENTS OF THE ARMED**
7 **FORCES.**

8 (a) IN GENERAL.—Each member of a reserve compo-
9 nent of the Armed Forces participating in annual training
10 or individual duty training shall, while so participating,
11 have access to the behavioral health support programs for
12 members of the reserve components described in sub-
13 section (b).

14 (b) BEHAVIORAL HEALTH SUPPORT PROGRAMS.—
15 The behavioral health support programs for member of
16 the reserve components described in this subsection shall
17 include one or any combination of the following:

18 (1) Programs providing access to licensed men-
19 tal health providers in armories, reserve centers, or
20 other places for scheduled unit training assemblies.

21 (2) Programs providing training on suicide pre-
22 vention and post-suicide response.

23 (3) Psychological health programs.

24 (4) Such other programs as the Secretary of
25 Defense, in consultation with the Surgeon General

1 for the National Guard of the State in which the
2 members concerned reside, the Director of Psycho-
3 logical Health of the State in which the members
4 concerned reside, the Department of Mental Health
5 or the equivalent agency of the State in which the
6 members concerned reside, or the Director of the
7 Psychological Health Program of the National
8 Guard Bureau, considers appropriate.

9 (c) AVAILABILITY OF DEFENSE HEALTH PROGRAM
10 FUNDS.—Subject to applicable provisions of appropria-
11 tions Acts, amounts available for the Department of De-
12 fense for Defense Health Program shall be available for
13 behavioral health support programs for members of the
14 reserve components under this section.

15 (d) BUDGET.—The Office of the Secretary of Defense
16 for Health Affairs shall coordinate with the reserve compo-
17 nents, including the National Guard Bureau, in deter-
18 mining the amounts required on a fiscal-year basis for be-
19 havioral support programs for members of the reserve
20 components under this section.

21 (e) EXECUTIVE AGENT.—The Joint Staff of the Na-
22 tional Guard Bureau shall be the executive agent for the
23 implementation of behavioral health support programs for
24 members of the reserve components under this section.

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