

118TH CONGRESS  
2D SESSION

# H. R. 7734

To amend title 38, United States Code, to require a notation in the personnel record file of certain employees of the Department of Veterans Affairs who resign from Government employment under certain circumstances.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 2024

Mr. SCOTT FRANKLIN of Florida introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

To amend title 38, United States Code, to require a notation in the personnel record file of certain employees of the Department of Veterans Affairs who resign from Government employment under certain circumstances.

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. NOTATION IN DEPARTMENT OF VETERANS AF-**  
4 **FAIRS EMPLOYEE PERSONNEL RECORD FILE**  
5 **OF PERSONNEL INVESTIGATION REQUIRED.**

6 (a) IN GENERAL.—Subchapter I of chapter 7 of title  
7 38, United States Code, is amended by adding at the end  
8 the following new section:

1 **“§ 729. Notation in Department of Veterans Affairs**  
2 **employee personnel record file of per-**  
3 **sonnel investigation**

4 “(a) IN GENERAL.—With respect to any employee oc-  
5 cupying a position in the competitive service or the ex-  
6 cepted service within the Department who is the subject  
7 of a personnel investigation and who resigns from Govern-  
8 ment employment prior to the resolution of such investiga-  
9 tion, the Secretary shall make a permanent notation of  
10 such investigation in the official personnel record file of  
11 such employee.

12 “(b) ADDITIONAL NOTATION.—With respect to any  
13 employee described in subsection (a), the Secretary shall  
14 make an additional notation in the official personnel  
15 record file of such employee whether any of the allegations  
16 made with respect to such employee pursuant to such in-  
17 vestigation would have been substantiated.

18 “(c) PERSONNEL INVESTIGATION DEFINED.—In this  
19 section, the term ‘personnel investigation’ includes—

20 “(1) an investigation by an Inspector General;

21 “(2) an internal investigation carried out by the  
22 Secretary;

23 “(3) an investigation by the head of any other  
24 Federal office responsible for investigating allega-  
25 tions of employee misconduct, including the General  
26 Counsel of the Department; and

1           “(4) an adverse personnel action as a result of  
2           performance, misconduct, or for such cause as will  
3           promote the efficiency of the service under chapter  
4           43 or chapter 75 of title 5.”.

5           (b) CLERICAL AMENDMENT.—The table of sections  
6           at the beginning of such chapter is amended by inserting  
7           after the item relating to section 728 the following new  
8           item:

          “729. Notation in Department of Veterans Affairs employee personnel  
          record file of personnel investigation.”.

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