

DEPARTMENT OF THE ARMY
HEADQUARTERS
UNITED STATES ARMY ENGINEER CENTER AND FORT LEONARD WOOD
FORT LEONARD WOOD, MISSOURI 65473

FLW Regulation
No. 40-28

20 May 2004

Medical Services
**REQUEST OF MEDICAL STATEMENT AND/OR EVALUATION OF
MEDICAL PROBLEMS FOR ADMINISTRATIVE CONSIDERATION**

Summary. This regulation prescribes procedures whereby medical statement may be obtained for the purpose of attachment to individual request for favorable action.

Applicability. This regulation applies to Active Army, Department of Defense (DOD) agencies, and the tenant unit located at Fort Leonard Wood.

Supplementation. Supplementation of the regulation is prohibited unless specifically approved by Headquarters, United States Army Engineer Center and Fort Leonard Wood (UASECFLW).

Suggested Improvements. The proponent agency for this regulation is the Director of Health Services. Users are invited to send comments and suggested improvements on DA FORM 2028 (Recommended Changes to Publication and Blank Forms) to Cdr, USAECFLW, ATTN: ATZT-CS Fort Leonard Wood, MO 65473-8952.

FOR THE COMMANDER:



KATHLEEN S KERNS
Director, Information
Management

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* This regulation supersedes FLW Reg 40-28, 24 Feb 02

1. Purpose. To establish procedures whereby medical statements may be obtained for the purpose of attachment to individual request for favorable personal action.

2. References and Forms.

a. Required References.

(1) AR 40-501 (Statement for Medical Fitness). Cited in paragraph 5b.

(2) AR 55-46 (Travel of Dependents and Accompanied Military and Civilian Personnel to, from, or between Overseas areas). Cited in paragraph 5e.

b. Reference Forms

(1) DA Form 3739, Application for Assignment/Deletion/Deferment for Extreme Family Problem.

(2) USA MEDDAC Form 9, Statement and Recommendation on Medical Problems or Deferment or Exception to Family Quarters Policy.

3. Explanation of Acronyms. Acronyms used in this regulation are explained in the glossary.

4. General. Medical statements that are results of evaluation of medical problems will not be furnished except as outlined herein.

5. Procedures.

a. Procedures for requesting a USA MEDDAC Form 9 (Statement and Recommendation on Medical Problems or Deferment Problems or Deferment Exception to Family Quarters Policy) for reassignment or temporary deferment from overseas levy will be as follows:

(1) Individuals must submit a DA Form 3739 (Application for Compassionate Actions) to the Commander, United States Army Medical Department Activity (USA MEDDAC), ATTN: MCXP-CS.

(2) Block 24, DA Form 3739, will contain, as a minimum, the following information:

(a) Family member's name, social security number (SSN), and relationship to sponsor.

(b) Statement as to the positive or negative effects expected on the family member's medical condition, if the sponsor is separated from the family member.

(3) Statement from the attending physician must be attached to a DA Form 3739, if the family member has not been treated by the General Leonard Wood Army Community Hospital or is not residing in the immediate area. This statement must describe the family member's medical condition in detail and will contain a recommendation from the physician as to the medical benefits to be expected from the sponsor's deferment/compassionate reassignment.

(4) Medical Department Activity (MEDDAC) Commander will forward USA MEDDAC Form 9 and DA Form 3739 to the initiating unit commander.

(5) Once the unit commander receives DA Form 3739, statement from attending physician and USA MEDDAC Form 9, he/she will forward these forms through the proper chain of command to the Directorate of Military Personnel, ATTN: ATZT-AG-SM, Fort Leonard Wood, Missouri 65473.

(a) It is contrary to the policy of the Surgeon General to issue medical statement to members of the military services for the purpose of requesting compassionate reassignment based on their medical condition. Whenever the attending medical officer is of the opinion that a member of the Army should be reassigned due to climatic or geographic reasons, he/she will arrange for that individual to appear before a medical board under the provision of AR 40-501

(b) Requests for exception to family quarters policy on a medical basis will be sent through the proper chain of command through the commander, USAECFLW, ATTN: ATZT-DPW-H, Fort Leonard Wood, Missouri 65473. USA MEDDAC Form 9, as appropriate, will be completed by the attending medical officer at the General Leonard Wood Army Community Hospital, signed by the Hospital Commander or his/her designated representative, attached to the correspondence, and forwarded.

(c) Request for medical certification required for military personnel and their family members alerted to Fort Churchill, Canada or a Military Assistance Group (MAAG) assignment will be referred directly to the Deputy Commander for Clinical Services by the Director of Military Personnel.

(d) Request for exception to normal mode of travel under the provision of AR 55-46 will be referred to the attending medical officer by the Transportation Officer. The attending medical officer will prepare a memorandum regarding the patient's medical condition.

GLOSSARY

AF
Air Force
AR
Army Regulation

DA
Department of the Army

DOD
Department Of Defense

MAAG
Military Assistance Advisory Group

MEDDAC
Medical Department Activity

SOP
Standing Operating Procedures

SSN
Social security number

USA MEDDAC
United States Army Medical Department Activity

USAECFLW
United States Army Engineer Center and Fort Leonard Wood