

104TH CONGRESS
1ST SESSION

H. R. 2352

To increase, effective as of December 1, 1995, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 19, 1995

Mr. EVERETT (for himself, Mr. STUMP, and Mr. MONTGOMERY) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To increase, effective as of December 1, 1995, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans.

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 "Veterans' Compensa-
5 tion Cost-of-Living Adjustment Act of 1995".

1 **SEC. 2. INCREASE IN RATES OF DISABILITY COMPENSA-**
2 **TION AND DEPENDENCY AND INDEMNITY**
3 **COMPENSATION.**

4 (a) **RATE ADJUSTMENT.**—The Secretary of Veterans
5 Affairs shall, effective on December 1, 1995, increase the
6 dollar amounts in effect for the payment of disability com-
7 pensation and dependency and indemnity compensation by
8 the Secretary, as specified in subsection (b).

9 (b) **AMOUNTS TO BE INCREASED.**—The dollar
10 amounts to be increased pursuant to subsection (a) are
11 the following:

12 (1) **COMPENSATION.**—Each of the dollar
13 amounts in effect under section 1114 of title 38,
14 United States Code.

15 (2) **ADDITIONAL COMPENSATION FOR DEPEND-**
16 **ENTS.**—Each of the dollar amounts in effect under
17 sections 1115(1) of such title.

18 (3) **CLOTHING ALLOWANCE.**—The dollar
19 amount in effect under section 1162 of such title.

20 (4) **NEW DIC RATES.**—The dollar amounts in
21 effect under paragraphs (1) and (2) of section
22 1311(a) of such title.

23 (5) **OLD DIC RATES.**—Each of the dollar
24 amounts in effect under section 1311(a)(3) of such
25 title.

1 (6) ADDITIONAL DIC FOR DISABILITY.—The
2 dollar amounts in effect under sections 1311(c) and
3 1311(d) of such title.

4 (7) DIC FOR DEPENDENT CHILDREN.—The
5 dollar amounts in effect under sections 1313(a) and
6 1314 of such title.

7 (c) DETERMINATION OF INCREASE.—(1) The in-
8 crease under subsection (a) shall be made in the dollar
9 amounts specified in subsection (b) as in effect on Novem-
10 ber 30, 1995.

11 (2) Except as provided in paragraph (3), each such
12 amount shall be increased by the same percentage as the
13 percentage by which benefit amounts payable under title
14 II of the Social Security Act (42 U.S.C. 401 et seq.) are
15 increased effective December 1, 1995, as a result of a de-
16 termination under section 215(i) of such Act (42 U.S.C.
17 415(i)).

18 (3)(A) The old-law DIC rates shall each be increased
19 by the amount by which the new-law DIC rate is increased
20 as determined under paragraph (2).

21 (B) For purposes of this paragraph:

22 (i) The term “old-law DIC rates” means the
23 dollar amounts in effect under section 1311(a)(3) of
24 title 38, United States Code.

1 (ii) The term “new-law DIC rate” means the
2 dollar amount in effect under section 1311(a)(1) of
3 title 38, United States Code.

4 (d) SPECIAL RULE.—The Secretary may adjust ad-
5 ministratively, consistent with the increases made under
6 subsection (a), the rates of disability compensation pay-
7 able to persons within the purview of section 10 of Public
8 Law 85–857 (72 Stat. 1263) who are not in receipt of
9 compensation payable pursuant to chapter 11 of title 38,
10 United States Code.

11 (e) PUBLICATION OF ADJUSTED RATES.—At the
12 same time as the matters specified in section 215(i)(2)(D)
13 of the Social Security Act (42 U.S.C. 415(i)(2)(D)) are
14 required to be published by reason of a determination
15 made under section 215(i) of such Act during fiscal year
16 1995, the Secretary of Veterans Affairs shall publish in
17 the Federal Register the amounts specified in subsection
18 (b), as increased pursuant to subsection (a).

○