

Union Calendar No. 329

104<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 3674**

[Report No. 104-650]

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**A BILL**

To amend title 38, United States Code, to clarify the causal relationship required between a veteran's service-connected disability and employment handicap for purposes of determining eligibility for training and rehabilitation assistance, to transfer certain educational assistance entitlements from the Post-Vietnam Era Educational Assistance Program to the Montgomery GI Bill, and for other purposes.

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JUNE 27, 1996

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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### IN THE HOUSE OF REPRESENTATIVES

JUNE 19, 1996

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

JUNE 27, 1996

Additional sponsors: Mr. SMITH of New Jersey, Mr. HUTCHINSON, Mr. BILLRAKIS, Mr. TEJEDA, Mr. FOX of Pennsylvania, Mr. WELLER, and Mr. STEARNS

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## A BILL

To amend title 38, United States Code, to clarify the causal relationship required between a veteran's service-connected disability and employment handicap for purposes of determining eligibility for training and rehabilitation

assistance, to transfer certain educational assistance entitlements from the Post-Vietnam Era Educational Assistance Program to the Montgomery GI Bill, 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; REFERENCES TO TITLE 38,**  
 4 **UNITED STATES CODE.**

5 (a) SHORT TITLE.—This Act may be cited as the  
 6 “Veterans’ Education and Compensation Benefits Amend-  
 7 ments of 1996”.

8 (b) REFERENCES.—Except as otherwise expressly  
 9 provided, whenever in this Act an amendment is expressed  
 10 in terms of an amendment to a section or other provision,  
 11 the reference shall be considered to be made to a section  
 12 or other provision of title 38, United States Code.

13 **TITLE I—VETERANS’ EDUCATION**  
 14 **PROGRAMS**

15 **SEC. 101. EMPLOYMENT HANDICAP FOR WHICH AN INDI-**  
 16 **VIDUAL MAY RECEIVE TRAINING AND REHA-**  
 17 **BILITATION ASSISTANCE.**

18 (a) DEFINITIONS.—Section 3101 is amended—

19 (1) in paragraph (1), by inserting “, resulting  
 20 in substantial part from a disability described in sec-  
 21 tion 3102(1)(A) of this title,” after “impairment”;

1           (2) in paragraph (6), by inserting “authorized  
2           under section 3120 of this title” after “assistance”;  
3           and

4           (3) in paragraph (7), by inserting “, resulting  
5           in substantial part from a service-connected disabili-  
6           ty rated at 10 percent or more,” after “impair-  
7           ment”.

8           (b) BASIC ENTITLEMENT.—Section 3102 is amend-  
9           ed—

10           (1) in paragraph (1)(A)(i), by striking out  
11           “which is” and all that follows through “chapter 11  
12           of this title” and inserting in lieu thereof “rated at  
13           20 percent or more”;

14           (2) in paragraph (2)(A), by striking out “which  
15           is” and all that follows through “chapter 11 of this  
16           title” and inserting in lieu thereof “rated at 10 per-  
17           cent”; and

18           (3) by amending paragraph (2)(B) to read as  
19           follows:

20                       “(B) is determined by the Secretary to be  
21                       in need of rehabilitation because of a serious  
22                       employment handicap.”.

23           (c) PERIODS OF ELIGIBILITY.—Section 3103 is  
24           amended—

1           (1) in subsection (b)(3), by striking out “de-  
2       scribed in section 3102(1)(A)(i) of this title” and in-  
3       serting in lieu thereof “rated at 10 percent or  
4       more”;

5           (2) in subsection (c)—

6                (A) in the matter preceding paragraph (1),  
7       by striking out “particular” and inserting in  
8       lieu thereof “current”; and

9                (B) in paragraph (2), by striking out “vet-  
10      eran’s employment” and inserting in lieu there-  
11     of “veteran’s current employment”; and

12          (3) in subsection (d), by striking out “under  
13      this chapter” and inserting in lieu thereof “in ac-  
14      cordance with the provisions of section 3120 of this  
15      title”.

16      (d) SCOPE OF SERVICES AND ASSISTANCE.—Section  
17      3104 is amended—

18          (1) in subsection (a)—

19                (A) in paragraph (1)—

20                   (i) by striking out “such veteran’s dis-  
21                   ability or disabilities cause” and inserting  
22                   in lieu thereof “the veteran has an employ-  
23                   ment handicap or”; and

24                   (ii) by inserting “reasonably” after  
25                   “goal is”;

1 (B) in paragraph (7)(A)—

2 (i) by striking out “(i)”; and

3 (ii) by striking out “, and (ii)” and all  
4 that follows through “such Act”; and

5 (C) in paragraph (12), by striking out  
6 “For the most severely disabled veterans requir-  
7 ing” and inserting in lieu thereof “For veterans  
8 with the most severe service-connected disabil-  
9 ities who require”; and

10 (2) by striking out subsection (b) and redesign-  
11 ating subsection (c) as subsection (b).

12 (e) DURATION OF REHABILITATION PROGRAMS.—  
13 Paragraph (1) of section 3105(c) is amended by striking  
14 out “veteran’s employment” and inserting in lieu thereof  
15 “veteran’s current employment”.

16 (f) INITIAL AND EXTENDED EVALUATIONS; DETER-  
17 MINATIONS REGARDING SERIOUS EMPLOYMENT HANDI-  
18 CAP.—(1) Section 3106 is amended—

19 (A) in subsection (a), by striking out “described  
20 in clause (i) or (ii) of section 3102(1)(A) of this  
21 title” and inserting in lieu thereof “rated at 10 per-  
22 cent or more”;

23 (B) in subsection (b), by striking out “counsel-  
24 ing in accordance with”;

1           (C) in subsection (c), by striking out “with ex-  
2           tended” and inserting in lieu thereof “with an ex-  
3           tended”; and

4           (D) by redesignating subsections (d) and (e) as  
5           subsections (e) and (f), respectively, and inserting  
6           after subsection (c) the following new subsection:

7           “(d) In any case in which the Secretary has deter-  
8           mined that a veteran has a serious employment handicap  
9           and also determines, following such initial and any such  
10          extended evaluation, that achievement of a vocational goal  
11          currently is not reasonably feasible, the Secretary shall de-  
12          termine whether the veteran is capable of participating in  
13          a program of independent living services and assistance  
14          under section 3120 of this title.”.

15          (2) Chapter 31 is amended—

16               (A) in section 3107(c)(2), by striking out  
17               “3106(e)” and inserting in lieu thereof “3106(f”;

18               (B) in section 3109, by striking out “3106(d)”  
19               and inserting in lieu thereof “3106(e”;

20               (C) in section 3118(c), by striking out  
21               “3106(e)” and inserting in lieu thereof “3106(f”;

22               and

23               (D) in section 3120(b), by striking out  
24               “3106(d)” and inserting in lieu thereof “3106(d) or  
25               (e”.

1 (g) ALLOWANCES.—Section 3108 is amended—

2 (1) in subsection (a)(2), by striking out “follow-  
3 ing the conclusion of such pursuit” and inserting in  
4 lieu thereof “while satisfactorily following a program  
5 of employment services provided under section  
6 3104(a)(5) of this title”; and

7 (2) in subsection (f)(1)—

8 (A) in subparagraph (A)—

9 (i) by inserting “eligible for and”  
10 after “veteran is”;

11 (ii) by striking out “chapter 30 or  
12 34” and inserting in lieu thereof “chapter  
13 30”; and

14 (iii) by striking out “either chapter 30  
15 or chapter 34” and inserting in lieu there-  
16 of “chapter 30”; and

17 (B) in subparagraph (B), by striking out  
18 “chapter 30 or 34” and inserting in lieu thereof  
19 “chapter 30”.

20 (h) EMPLOYMENT ASSISTANCE.—Paragraph (1) of  
21 section 3117(a) is amended by inserting “rated at 10 per-  
22 cent or more” after “disability”.

23 (i) PROGRAM OF INDEPENDENT LIVING SERVICES  
24 AND ASSISTANCE.—Section 3120 is amended—



1 (1) in subsection (a)(1), by striking out “\$400”  
2 and inserting in lieu thereof “\$421.62”; and

3 (2) in subsection (b)(1), by striking out “\$325”  
4 and inserting in lieu thereof “\$343.51”.

5 (b) EFFECTIVE DATE.—The amendments made by  
6 subsection (a) shall take effect on October 1, 1996.

7 **SEC. 103. ENROLLMENT OF CERTAIN VEAP-ENROLLED IN-**  
8 **DIVIDUALS IN MONTGOMERY GI BILL.**

9 (a) IN GENERAL.—Subchapter II of chapter 30 is  
10 amended by inserting after section 3018B the following  
11 new section:

12 **“§ 3018C. Enrollment of certain VEAP-enrolled indi-**  
13 **viduals**

14 “(a) Notwithstanding any other provision of law, the  
15 Secretary of Defense shall allow an individual who—

16 “(1) is a participant on the date of the enact-  
17 ment of the Veterans’ Education and Compensation  
18 Benefits Amendments of 1996 in the educational  
19 benefits program provided by chapter 32;

20 “(2) is serving on active duty (excluding the pe-  
21 riods referred to in section 3202(1)(C)) on such  
22 date;

23 “(3) before applying for benefits under this sec-  
24 tion, has completed the requirements of a secondary  
25 school diploma (or equivalency certificate) or has

1 successfully completed the equivalent of 12 semester  
2 hours in a program of education leading to a stand-  
3 ard college degree;

4 “(4) if discharged or released from active duty  
5 during the 180-day period specified in paragraph  
6 (5), is discharged or released therefrom with an hon-  
7 orable discharge; and

8 “(5) before 180 days after the date of the en-  
9 actment of the Veterans’ Education and Compensa-  
10 tion Benefits Amendments of 1996, makes an irrev-  
11 ovable election to receive benefits under this section  
12 in lieu of benefits under chapter 32 of this title, pur-  
13 suant to procedures which the Secretary of each  
14 military department shall provide in accordance with  
15 regulations prescribed by the Secretary of Defense  
16 for the purpose of carrying out this section or which  
17 the Secretary of Transportation shall provide for  
18 such purpose with respect to the Coast Guard when  
19 it is not operating as a service in the Navy;  
20 to become entitled to basic educational assistance under  
21 this chapter.

22 “(b) With respect to an individual who makes an elec-  
23 tion under subsection (a) to become entitled to basic edu-  
24 cation assistance under this chapter—

1           “(1) the basic pay of the individual shall be re-  
2           duced (in a manner determined by the Secretary of  
3           Defense) until the total amount by which such basic  
4           pay is reduced is \$1,200; or

5           “(2) the Secretary shall collect \$1,200 from the  
6           individual, which shall be paid into the Treasury of  
7           the United States as miscellaneous receipts.

8           “(c)(1) Except as provided in paragraph (3) of this  
9           subsection, an individual who is enrolled in the educational  
10          benefits program provided by chapter 32 of this title and  
11          who makes the election described in subsection (a)(5) of  
12          this section shall be disenrolled from such chapter 32 pro-  
13          gram as of the date of such election.

14          “(2) For each individual who is disenrolled from such  
15          program, the Secretary shall refund—

16                 “(A) as provided in section 3223(b) of this title,  
17                 to the individual the unused contributions made by  
18                 the individual to the Post-Vietnam Era Veterans  
19                 Education Account established pursuant to section  
20                 3222(a) of this title; and

21                 “(B) to the Secretary of Defense the unused  
22                 contributions (other than contributions made under  
23                 section 3222(c) of this title) made by such Secretary  
24                 to the Account on behalf of such individual.

1 “(3) Any contribution made by the Secretary of De-  
2 fense to the Post-Vietnam Era Veterans Education Ac-  
3 count pursuant to subsection (c) of section 3222 of this  
4 title on behalf of any individual referred to in paragraph  
5 (1) of this subsection shall remain in such account to  
6 make payments of benefits to such individual under sec-  
7 tion 3015(f) of this title.

8 “(d) The procedures provided in regulations referred  
9 to in subsection (a) shall provide for notice of the require-  
10 ments of subparagraphs (B), (C), and (D) of section  
11 3011(a)(3) and of subparagraph (A) of section 3012 of  
12 this title. Receipt of such notice shall be acknowledged in  
13 writing.”.

14 (b) CONFORMING AMENDMENTS.—(1) The table of  
15 sections at the beginning of chapter 30 is amended by in-  
16 serting after the item relating to section 3018B the follow-  
17 ing new item:

“3018C. Enrollment of certain VEAP-enrolled individuals.”.

18 (2) Subsection (d) of section 3013 is amended by  
19 striking out “or 3018B” and inserting in lieu thereof “,  
20 3018B, or 3018C”.

21 (3) Subsection (f) of section 3015 is amended by in-  
22 serting “, 3018B, or 3018C” after “section 3018A”.

23 (4) Paragraph (3) of section 3035(b) is amended by  
24 striking out “or 3018B” in the matter preceding subpara-

1 graph (A) and inserting in lieu thereof “, 3018B, or  
2 3018C”.

3 (c) TRANSFER OF EDUCATIONAL ASSISTANCE  
4 FUNDS.—(1) Subparagraph (B) of section 3232(b)(2) is  
5 amended—

6 (A) by striking out “, for the purposes of sec-  
7 tion 1322(a) of title 31,”; and

8 (B) by striking out “as provided in such sec-  
9 tion” and inserting in lieu thereof “to the Secretary  
10 for payments for entitlement earned under sub-  
11 chapter II of chapter 30”.

12 (2) Paragraph (1) of section 3035(b) of such title is  
13 amended by inserting before the period at the end the fol-  
14 lowing: “and from transfers from the Post-Vietnam Era  
15 Veterans Education Account pursuant to section  
16 3232(b)(2)(B) of this title”.

17 (3) Subsection (a) of section 1322 of title 31, United  
18 States Code, is amended by striking out “(82)” and in-  
19 serting in lieu thereof “(81)”.

20 **SEC. 104. MONTGOMERY GI BILL ELIGIBILITY FOR CERTAIN**  
21 **ACTIVE DUTY MEMBERS OF ARMY AND AIR**  
22 **NATIONAL GUARD.**

23 (a) IN GENERAL.—Paragraph (7) of section 3002 is  
24 amended by striking out “November 29, 1989” and insert-  
25 ing in lieu thereof “June 30, 1985”.

1           (b) APPLICATION.—(1) An individual may only be-  
2 come eligible for benefits under chapter 30 of title 38,  
3 United States Code, as a result of the amendment made  
4 by subsection (a) by making an election to become entitled  
5 to basic educational assistance under such chapter. The  
6 election may only be made within the nine-month period  
7 beginning on the date of the enactment of this Act in the  
8 manner required by the Secretary of Defense.

9           (2) REDUCTION IN PAY OR LUMP SUM DEPOSIT.—  
10 In the case of any individual making an election under  
11 paragraph (1), the Secretary of Defense shall collect and  
12 deposit \$1,200 from each such individual making an elec-  
13 tion under paragraph (1) in the manner required by sec-  
14 tion 3018(B)(b) of such title.

15           (3) TIME LIMITATION FOR USE OF ELIGIBILITY AND  
16 ENTITLEMENT.—In the case of any individual making an  
17 election under paragraph (1), the 10-year period referred  
18 to in section 3031 of such title shall begin on the later  
19 of—

20                   (A) the date determined under such section  
21           3031; or

22                   (B) the date the election under paragraph (1)  
23           of this subsection becomes effective.

1 **SEC. 105. PERMANENT AUTHORITY FOR ALTERNATIVE**  
2 **TEACHER CERTIFICATION PROGRAMS.**

3 Subsection (c) of section 3452 is amended by striking  
4 out “For the period ending on September 30, 1996, such”  
5 and inserting in lieu thereof “Such”.

6 **TITLE II—VETERANS’ BENEFITS**  
7 **PROGRAMS**

8 **SEC. 201. EFFECTIVE DATE OF DISCONTINUANCE OF CER-**  
9 **TAIN VETERANS’ BENEFITS BY REASON OF**  
10 **DEATH OF RECIPIENT.**

11 (a) DATE OF DISCONTINUANCE OF BENEFITS.—Sec-  
12 tion 5112(b)(1) of title 38, United States Code, is amend-  
13 ed to read as follows:

14 “(1) by reason of—

15 “(A) the marriage or remarriage of the  
16 payee, shall be the last day of the month before  
17 the month during which such marriage or re-  
18 marriage occurs; and

19 “(B) the death of the payee, shall be (i)  
20 the last day of the month before the month dur-  
21 ing which the death occurs, or (ii) in the case  
22 of a payee who was in receipt of compensation  
23 or pension and who has a surviving spouse who  
24 is not entitled to have benefits computed under  
25 section 5310 of this title for the month in which

1           the death occurs, the date on which the death  
2           occurs;”.

3           (b) PAYMENT OF BENEFIT FOR FINAL MONTH.—

4 Section 5112 of such title is further amended by adding  
5 at the end the following new subsection:

6           “(d) In the case of discontinuance of payment of com-  
7 pensation or pension covered by subsection (b)(1)(B)(ii),  
8 the payment for the final calendar month (or any portion  
9 thereof) for which such benefit is payable shall (notwith-  
10 standing any other provision of law) be payable to the sur-  
11 viving spouse.”.

12           (c) COMMENCEMENT DATE FOR DIC.—Section  
13 5110(d) of such title is amended by adding at the end  
14 the following new paragraph:

15           “(3) Notwithstanding paragraph (1), the effective  
16 date of an award of dependency and indemnity compensa-  
17 tion for which application is received within one year from  
18 the date of death shall, in the case of a surviving spouse  
19 who is not entitled to have benefits computed under sec-  
20 tion 5310 of this title for the month in which the death  
21 occurs, be the day following the date on which the death  
22 occurred.”.

23           (d) EFFECTIVE DATE.—The amendments made by  
24 this section shall apply with respect to the death of com-

1 pension and pension recipients occurring after October  
2 1, 1997.

3 **SEC. 202. INCREASE IN PERIOD FOR WHICH ACCRUED BEN-**  
4 **EFITS PAYABLE.**

5 Subsection (a) of section 5121 is amended by striking  
6 out “one year” in the matter preceding paragraph (1) and  
7 inserting in lieu thereof “two years”.

8 **SEC. 203. INCREASE IN AUTOMOBILE ALLOWANCE.**

9 (a) IN GENERAL.—Subsection (a) of section 3902 is  
10 amended by striking out “\$5,500” and inserting in lieu  
11 thereof “\$6,500”.

12 (b) EFFECTIVE DATE.—The amendment made by  
13 subsection (a) shall apply with respect to purchases of  
14 automobiles and other conveyances on or after the date  
15 of the enactment of this Act.

16 **SEC. 204. LEGAL ASSISTANCE FOR FINANCIALLY NEEDY**  
17 **VETERANS IN CONNECTION WITH COURT OF**  
18 **VETERANS APPEALS PROCEEDINGS.**

19 (a) IN GENERAL.—Subchapter III of chapter 72 is  
20 amended by adding at the end the following new section:

21 **“§ 7287. Legal assistance for financially needy veter-**  
22 **ans in proceedings before the Court**

23 “(a)(1) The Court of Veterans Appeals shall provide  
24 funds in order to provide financial assistance by grant or

1 contract to legal assistance entities for purposes of pro-  
2 grams described in subsection (b).

3       “(2) The Court shall seek to provide funds for such  
4 purpose through a nonprofit organization selected by it.  
5 If the Court determines that there exists no nonprofit or-  
6 ganization that would be an appropriate recipient of funds  
7 under this section for the purposes referred to in para-  
8 graph (1) and that it is consistent with the mission of the  
9 Court, the Court shall provide financial assistance, by  
10 grant or contract, directly to legal assistance entities for  
11 purposes of permitting such entities to carry out programs  
12 described in subsection (b).

13       “(b)(1) A program referred to in subsection (a) is any  
14 program under which a legal assistance entity uses finan-  
15 cial assistance under this section to provide assistance or  
16 carry out activities (including assistance, services, or ac-  
17 tivities referred to in paragraph (3)) in order to ensure  
18 that individuals described in paragraph (2) receive, with-  
19 out charge, legal assistance in connection with decisions  
20 to which section 7252(a) of this title may apply or with  
21 other proceedings before the Court.

22       “(2) An individual referred to in paragraph (1) is any  
23 veteran or other person who—

24               “(A) is or seeks to be a party to an action be-  
25 fore the Court; and

1           “(B) cannot, as determined by the Court or the  
2           entity concerned, afford the costs of legal advice and  
3           representation in connection with that action.

4           “(3) Assistance, services, and activities under a pro-  
5           gram described in this subsection may include the follow-  
6           ing for individuals described in paragraph (2) in connec-  
7           tion with proceedings before the Court:

8           “(A) Financial assistance to defray the ex-  
9           penses of legal advice or representation (other than  
10          payment of attorney fees) by attorneys, clinical law  
11          programs of law schools, and veterans service orga-  
12          nizations.

13          “(B) Case screening and referral services for  
14          purposes of referring cases to pro bono attorneys  
15          and such programs and organizations.

16          “(C) Education and training of attorneys and  
17          other legal personnel who may appear before the  
18          Court by attorneys and such programs and organiza-  
19          tions.

20          “(D) Encouragement and facilitation of the pro  
21          bono representation by attorneys and such programs  
22          and organizations.

23          “(4) A legal assistance entity that receives financial  
24          assistance described in subsection (a) to carry out a pro-  
25          gram under this subsection shall make such contributions

1 (including in-kind contributions) to the program as the  
2 nonprofit organization or the Court, as the case may be,  
3 shall specify when providing the assistance.

4 “(5) A legal assistance entity that receives financial  
5 assistance under subsection (a) to carry out a program  
6 described in this subsection may not require or request  
7 the payment of a charge or fee in connection with the pro-  
8 gram by or on behalf of any individual described in para-  
9 graph (2).

10 “(c)(1)(A) From amounts appropriated to the De-  
11 partment for each of fiscal years 1997 through 2003 for  
12 the payment of compensation and pension, the Secretary  
13 shall transfer to the Court the amount specified under  
14 subparagraph (B) for each such fiscal year, and such  
15 funds shall be available for use by the Court only in ac-  
16 cordance with this section.

17 “(B) The amount to be transferred to the Court  
18 under subparagraph (A) for any fiscal year is \$700,000  
19 for fiscal year 1997 and the same amount for each suc-  
20 ceeding fiscal year through fiscal year 2003 increased by  
21 3 percent per year, reduced for any such fiscal year by  
22 such amount as may otherwise be specifically appropriated  
23 for the purposes of the program under this section for that  
24 fiscal year.

1       “(2) The Court shall provide funds available to it for  
2 the purposes of the program under this section to a non-  
3 profit organization described in subsection (a)(1). Such  
4 funds shall be provided to such organization in advance  
5 or by way of reimbursement, to cover some or all of the  
6 administrative costs of the organization in providing finan-  
7 cial assistance to legal assistance entities carrying out pro-  
8 grams described in subsection (b).

9       “(3) Funds shall be provided under this subsection  
10 pursuant to a written agreement entered into by the Court  
11 and the organization receiving the funds.

12       “(d) A nonprofit organization may—

13               “(1) accept funds, in advance or by way of re-  
14 imbursement, from the Court under subsection  
15 (a)(1) in order to provide the financial assistance re-  
16 ferred to in that subsection;

17               “(2) provide financial assistance by grant or  
18 contract to legal assistance entities under this sec-  
19 tion for purposes of permitting such entities to carry  
20 out programs described in subsection (b);

21               “(3) administer any such grant or contract; and

22               “(4) accept funds, in advance or by way of re-  
23 imbursement, from the Court under subsection (c) in  
24 order to cover the administrative costs referred to in  
25 that subsection.

1       “(e)(1) Not later than February 1 of each year, the  
2 Court shall submit to Congress a report on the funds and  
3 financial assistance provided under this section during the  
4 preceding fiscal year. Based on the information provided  
5 the Court by entities receiving such funds and assistance,  
6 each report shall—

7               “(A) set forth the amount, if any, of funds pro-  
8 vided to nonprofit organizations under paragraph  
9 (1) of subsection (a) during the fiscal year covered  
10 by the report;

11               “(B) set forth the amount, if any, of financial  
12 assistance provided to legal assistance entities pur-  
13 suant to paragraph (1) of subsection (a) or under  
14 paragraph (2) of that subsection during that fiscal  
15 year;

16               “(C) set forth the amount, if any, of funds pro-  
17 vided to nonprofit organizations under subsection (c)  
18 during that fiscal year; and

19               “(D) describe the programs carried out under  
20 this section during that fiscal year.

21       “(2) The Court may require that any nonprofit orga-  
22 nization and any legal assistance entity to which funds or  
23 financial assistance are provided under this section provide  
24 the Court with such information on the programs carried

1 out under this section as the Court determines necessary  
2 to prepare a report under this subsection.

3 “(f) For the purposes of this section:

4 “(1) The term ‘nonprofit organization’ means  
5 any not-for-profit organization that is involved with  
6 the provision of legal assistance to persons unable to  
7 afford such assistance.

8 “(2) The term ‘legal assistance entity’ means a  
9 not-for-profit organization or veterans service orga-  
10 nization capable of providing legal assistance to per-  
11 sons with respect to matters before the Court.

12 “(3) The term ‘veterans service organization’  
13 means an organization referred to in section  
14 5902(a)(1) of this title, including an organization  
15 approved by the Secretary under that section.”.

16 (b) CLERICAL AMENDMENT.—The table of sections  
17 at the beginning of such chapter is amended by inserting  
18 after the item relating to section 7286 the following new  
19 item:

“7287. Legal assistance for financially needy veterans in proceedings before the  
Court.”.