

Union Calendar No. 142

104TH CONGRESS
1ST SESSION

H. R. 2394

[Report No. 104-273]

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 25, 1995

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

OCTOBER 6, 1995

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

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Veterans’ Compensa-
3 tion Cost-of-Living Adjustment Act of 1995”.

4 **SEC. 2. INCREASE IN RATES OF DISABILITY COMPENSA-**
5 **TION AND DEPENDENCY AND INDEMNITY**
6 **COMPENSATION.**

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

12 (b) **AMOUNTS TO BE INCREASED.**—The dollar
13 amounts to be increased pursuant to subsection (a) are
14 the following:

15 (1) **COMPENSATION.**—Each of the dollar
16 amounts in effect under section 1114 of title 38,
17 United States Code.

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

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

23 (4) **NEW DIC RATES.**—The dollar amounts in
24 effect under paragraphs (1) and (2) of section
25 1311(a) of such title.

1 (5) OLD DIC RATES.—Each of the dollar
2 amounts in effect under section 1311(a)(3) of such
3 title.

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

7 (7) DIC FOR DEPENDENT CHILDREN.—The
8 dollar amounts in effect under sections 1313(a) and
9 1314 of such title.

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

14 (2) Except as provided in paragraphs (3) and (4),
15 each such amount shall be increased by the same percent-
16 age as the percentage by which benefit amounts payable
17 under title II of the Social Security Act (42 U.S.C. 401
18 et seq.) are increased effective December 1, 1995, as a
19 result of a determination under section 215(i) of such Act
20 (42 U.S.C. 415(i)).

21 (3) Each dollar amount increased pursuant to para-
22 graph (2) shall, if not a whole dollar amount, be rounded
23 down to the next lower whole dollar amount.

1 (4)(A) The old-law DIC rates shall each be increased
2 by the amount by which the new-law DIC rate is increased
3 as determined under paragraphs (2) and (3).

4 (B) For purposes of this paragraph:

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

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

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

18 (e) PUBLICATION OF ADJUSTED RATES.—At the
19 same time as the matters specified in section 215(i)(2)(D)
20 of the Social Security Act (42 U.S.C. 415(i)(2)(D)) are
21 required to be published by reason of a determination
22 made under section 215(i) of such Act during fiscal year
23 1995, the Secretary of Veterans Affairs shall publish in
24 the Federal Register the amounts specified in subsection
25 (b), as increased pursuant to subsection (a).

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