

106TH CONGRESS
2^D SESSION

H. R. 4785

To amend title 38, United States Code, to revise the provisions of law relating to the payment of accrued benefits by the Department of Veterans Affairs in the case of the death of a veteran with a pending claim for an increase in service-connected disability rating.

IN THE HOUSE OF REPRESENTATIVES

JUNE 29, 2000

Mrs. KELLY introduced the following bill; which was referred to the
Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to revise the provisions of law relating to the payment of accrued benefits by the Department of Veterans Affairs in the case of the death of a veteran with a pending claim for an increase in service-connected disability rating.

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 “Michael Colombo Vet-
5 erans’ Claims Correction Act of 2000”.

1 **SEC. 2. ELIGIBLE RECIPIENTS OF ACCRUED BENEFITS**
2 **UPON DEATH OF VETERAN WITH PENDING**
3 **CLAIM FOR INCREASE IN DISABILITY RAT-**
4 **ING.**

5 (a) **ELIGIBLE RECIPIENTS.**—Section 5121 of title 38,
6 United States Code, is amended by adding at the end the
7 following new subsection:

8 “(d) For purposes of subsection (a)(2), the term ‘chil-
9 dren’ shall be applied without regard to age or dependency
10 in the case of a veteran who dies with a claim for increased
11 compensation (or for an increased disability rating) pend-
12 ing at the time of death that is granted after the veteran’s
13 death based on evidence in the file at the date of the vet-
14 eran’s death.”.

15 (b) **EFFECTIVE DATE.**—The amendment made by
16 subsection (a) shall apply in the case of veterans dying
17 on or after May 1, 1998. No amount may be paid by the
18 Secretary of Veterans Affairs by reason of that amend-
19 ment before October 1, 2000.

○