

108TH CONGRESS
1ST SESSION

H. R. 2352

To amend title 38, United States Code, to provide eligibility for Department of Veterans Affairs health care for certain Filipino World War II veterans residing in the United States.

IN THE HOUSE OF REPRESENTATIVES

JUNE 5, 2003

Mr. SIMMONS (for himself, Mr. FILNER, Mr. RODRIGUEZ, Mr. EVANS, Mr. CUNNINGHAM, Mr. ABERCROMBIE, Mr. ROHRABACHER, Mrs. DAVIS of California, Mr. ISSA, and Mr. SMITH of New Jersey) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide eligibility for Department of Veterans Affairs health care for certain Filipino World War II veterans residing in the United States.

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. ELIGIBILITY FOR DEPARTMENT OF VETERANS**
2 **AFFAIRS HEALTH CARE OF CERTAIN FILI-**
3 **PINO WORLD WAR II VETERANS RESIDING IN**
4 **THE UNITED STATES.**

5 (a) ELIGIBILITY.—The text of section 1734 of title
6 38, United States Code, is amended to read as follows:

7 “(a) The Secretary shall furnish hospital and nursing
8 home care and medical services to any individual described
9 in subsection (b) in the same manner, and subject to the
10 same terms and conditions, as apply to the furnishing of
11 such care and services to individuals who are veterans as
12 defined in section 101(2) of this title. Any disability of
13 an individual described in subsection (b) that is a service-
14 connected disability for purposes of this subchapter (as
15 provided for under section 1735(2) of this title) shall be
16 considered to be a service-connected disability for purposes
17 of furnishing care and services under the preceding sen-
18 tence.

19 “(b) Subsection (a) applies to any individual who is
20 a Commonwealth Army veteran or new Philippine Scout
21 and who—

22 “(1) is residing in the United States; and

23 “(2) is a citizen of the United States or an
24 alien lawfully admitted to the United States for per-
25 manent residence.”.

1 (b) LIMITATION.—(1) The amendment made by sub-
2 section (a) shall take effect on the date on which the Sec-
3 retary of Veterans Affairs submits to the Committees on
4 Veterans’ Affairs of the Senate and House of Representa-
5 tives and publishes in the Federal Register a certification
6 described in paragraph (2).

7 (2) A certification referred to in paragraph (1) is a
8 certification that sufficient resources are available for the
9 fiscal year during which the certification is submitted to
10 carry out section 1734 of title 38, United States Code,
11 as amended by such amendment, during that fiscal year
12 at each significantly affected health care facility of the De-
13 partment of Veterans Affairs.

14 (3) For purposes of paragraph (2), the term “signifi-
15 cantly affected health care facility” means a health care
16 facility at which, as determined by the Secretary, it is rea-
17 sonably foreseeable that the implementation of the provi-
18 sions of section 1734 of title 38, United States Code, as
19 amended by subsection (a), will result in a significant in-
20 crease in the use of health care resources due to the num-
21 ber of veterans described in subsection (b) of that section
22 who are considered to be likely to seek hospital or nursing
23 home care or medical services, as authorized by subsection
24 (a) of that section, at that facility.

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