

110TH CONGRESS
1ST SESSION

H. R. 402

To amend title 38, United States Code, to provide for annual cost-of-living adjustments to be made automatically by law each year in the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 11, 2007

Mr. KNOLLENBERG introduced the following bill; which was referred to the
Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide for annual cost-of-living adjustments to be made automatically by law each year in the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected 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 “Veterans’ Disability Com-
5 pensation Automatic COLA Act”.

1 **SEC. 2. AUTOMATIC ANNUAL INCREASE IN RATES OF DIS-**
2 **ABILITY COMPENSATION AND DEPENDENCY**
3 **AND INDEMNITY COMPENSATION.**

4 (a) INDEXING TO SOCIAL SECURITY INCREASES.—
5 Section 5312 of title 38, United States Code, is amended
6 by adding at the end the following new subsection:

7 “(d) COMPENSATION AND DIC RATE ADJUST-
8 MENTS.—(1) Whenever there is an increase in benefit
9 amounts payable under title II of the Social Security Act
10 (42 U.S.C. 401 et seq.) as a result of a determination
11 made under section 215(i) of such Act (42 U.S.C. 415(i)),
12 the Secretary shall, effective on the date of such increase
13 in benefit amounts, increase the dollar amounts in effect
14 for the payment of disability compensation and depend-
15 ency and indemnity compensation by the Secretary, as
16 specified in paragraph (2), as such amounts were in effect
17 immediately before the date of such increase in benefit
18 amounts payable under title II of the Social Security Act,
19 by the same percentage as the percentage by which such
20 benefit amounts are increased.

21 “(2) The dollar amounts to be increased pursuant to
22 paragraph (1) are the following:

23 “(A) COMPENSATION.—Each of the dollar
24 amounts in effect under section 1114 of this title.

1 “(B) ADDITIONAL COMPENSATION FOR DE-
2 PENDENTS.—Each of the dollar amounts in effect
3 under section 1115(1) of this title.

4 “(C) CLOTHING ALLOWANCE.—The dollar
5 amount in effect under section 1162 of this title.

6 “(D) NEW DIC RATES.—The dollar amounts in
7 effect under paragraphs (1) and (2) of section
8 1311(a) of this title.

9 “(E) OLD DIC RATES.—Each of the dollar
10 amounts in effect under section 1311(a)(3) of this
11 title.

12 “(F) ADDITIONAL DIC FOR SURVIVING SPOUSES
13 WITH MINOR CHILDREN.—The dollar amount in ef-
14 fect under section 1311(b) of this title.

15 “(G) ADDITIONAL DIC FOR DISABILITY.—The
16 dollar amounts in effect under sections 1311(c) and
17 1311(d) of this title.

18 “(H) DIC FOR DEPENDENT CHILDREN.—The
19 dollar amounts in effect under sections 1313(a) and
20 1314 of this title.

21 “(3) Whenever there is an increase under paragraph
22 (1) in amounts in effect for the payment of disability com-
23 pensation and dependency and indemnity compensation,
24 the Secretary shall publish such amounts, as increased
25 pursuant to such paragraph, in the Federal Register at

1 the same time as the material required by section
2 215(i)(2)(D) of the Social Security Act (42 U.S.C.
3 415(i)(2)(D)) is published by reason of a determination
4 under section 215(i) of such Act (42 U.S.C. 415(i)).”.

5 (b) EFFECTIVE DATE.—Subsection (d) of section
6 5312 of title 38, United States Code, as added by sub-
7 section (a), shall take effect on the first day of the first
8 calendar year after the date of the enactment of this Act.

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