

Veterans' Benefits Act of 2001

Prime Sponsor: Mr. Christopher H. Smith (NJ-04)

Public Law 107-94
Signed by the President
December 21, 2001

Introduced by Mr. Smith as
HR 2540 *on July 18, 2001*

Public Law 107-94
107th Congress

An Act

Dec. 21, 2001
[H.R. 2540]

To amend title 38, United States Code, to provide a cost-of-living adjustment in the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of such veterans.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Veterans'
Compensation
Rate
Amendments of
2001.
38 USC 101 note.

SECTION 1. SHORT TITLE; REFERENCES TO TITLE 38, UNITED STATES CODE.

(a) **SHORT TITLE.**—This Act may be cited as the “Veterans’ Compensation Rate Amendments of 2001”.

(b) **REFERENCES TO TITLE 38, UNITED STATES CODE.**—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of title 38, United States Code.

SEC. 2. DISABILITY COMPENSATION.

(a) **INCREASE IN RATES.**—Section 1114 is amended—

- (1) by striking “\$98” in subsection (a) and inserting “\$103”;
- (2) by striking “\$188” in subsection (b) and inserting “\$199”;
- (3) by striking “\$288” in subsection (c) and inserting “\$306”;
- (4) by striking “\$413” in subsection (d) and inserting “\$439”;
- (5) by striking “\$589” in subsection (e) and inserting “\$625”;
- (6) by striking “\$743” in subsection (f) and inserting “\$790”;
- (7) by striking “\$937” in subsection (g) and inserting “\$995”;
- (8) by striking “\$1,087” in subsection (h) and inserting “\$1,155”;
- (9) by striking “\$1,224” in subsection (i) and inserting “\$1,299”;
- (10) by striking “\$2,036” in subsection (j) and inserting “\$2,163”;
- (11) in subsection (k)—
 - (A) by striking “\$76” both places it appears and inserting “\$80”; and
 - (B) by striking “\$2,533” and “\$3,553” and inserting “\$2,691” and “\$3,775”, respectively;
- (12) by striking “\$2,533” in subsection (l) and inserting “\$2,691”;
- (13) by striking “\$2,794” in subsection (m) and inserting “\$2,969”;
- (14) by striking “\$3,179” in subsection (n) and inserting “\$3,378”;

(15) by striking “\$3,553” each place it appears in subsections (o) and (p) and inserting “\$3,775”;

(16) by striking “\$1,525” and “\$2,271” in subsection (r) and inserting “\$1,621” and “\$2,413”, respectively; and

(17) by striking “\$2,280” in subsection (s) and inserting “\$2,422”.

(b) SPECIAL RULE.—The Secretary of Veterans Affairs may authorize administratively, consistent with the increases authorized by this section, the rates of disability compensation payable to persons within the purview of section 10 of Public Law 85-857 who are not in receipt of compensation payable pursuant to chapter 11 of title 38, United States Code.

38 USC 1114
note.

SEC. 3. ADDITIONAL COMPENSATION FOR DEPENDENTS.

Section 1115(1) is amended—

(1) by striking “\$117” in clause (A) and inserting “\$124”;

(2) by striking “\$201” and “\$61” in clause (B) and inserting “\$213” and “\$64”, respectively;

(3) by striking “\$80” and “\$61” in clause (C) and inserting “\$84” and “\$64”, respectively;

(4) by striking “\$95” in clause (D) and inserting “\$100”;

(5) by striking “\$222” in clause (E) and inserting “\$234”;

and

(6) by striking “\$186” in clause (F) and inserting “\$196”.

SEC. 4. CLOTHING ALLOWANCE FOR CERTAIN DISABLED VETERANS.

Section 1162 is amended by striking “\$546” and inserting “\$580”.

SEC. 5. DEPENDENCY AND INDEMNITY COMPENSATION FOR SURVIVING SPOUSES.

(a) NEW LAW RATES.—Section 1311(a) is amended—

(1) by striking “\$881” in paragraph (1) and inserting “\$935”;

and

(2) by striking “\$191” in paragraph (2) and inserting “\$202”.

(b) OLD LAW RATES.—The table in section 1311(a)(3) is amended to read as follows:

“Pay grade	Monthly rate	Pay grade	Monthly rate
E-1	\$935	W-4	\$1,119
E-2	935	O-1	988
E-3	935	O-2	1,021
E-4	935	O-3	1,092
E-5	935	O-4	1,155
E-6	935	O-5	1,272
E-7	967	O-6	1,433
E-8	1,021	O-7	1,549
E-9	1,066 ¹	O-8	1,699
W-1	988	O-9	1,818
W-2	1,028	O-10	1,994 ²
W-3	1,058		

¹If the veteran served as Sergeant Major of the Army, Senior Enlisted Advisor of the Navy, Chief Master Sergeant of the Air Force, Sergeant Major of the Marine Corps, or Master Chief Petty Officer of the Coast Guard, at the applicable time designated by section 1302 of this title, the surviving spouse’s rate shall be \$1,149.

²If the veteran served as Chairman or Vice Chairman of the Joint Chiefs of Staff, Chief of Staff of the Army, Chief of Naval Operations, Chief of Staff of the Air Force, Commandant of the Marine Corps, or Commandant of the Coast Guard, at the applicable time designated by section 1302 of this title, the surviving spouse’s rate shall be \$2,139.”.

(c) **ADDITIONAL DIC FOR CHILDREN.**—Section 1311(b) is amended by striking “\$222” and inserting “\$234”.

(d) **AID AND ATTENDANCE ALLOWANCE.**—Section 1311(c) is amended by striking “\$222” and inserting “\$234”.

(e) **HOUSEBOUND RATE.**—Section 1311(d) is amended by striking “\$107” and inserting “\$112”.

SEC. 6. DEPENDENCY AND INDEMNITY COMPENSATION FOR CHILDREN.

(a) **DIC FOR ORPHAN CHILDREN.**—Section 1313(a) is amended—

(1) by striking “\$373” in paragraph (1) and inserting “\$397”;

(2) by striking “\$538” in paragraph (2) and inserting “\$571”;

(3) by striking “\$699” in paragraph (3) and inserting “\$742”;

and

(4) by striking “\$699” and “\$136” in paragraph (4) and inserting “\$742” and “\$143”, respectively.

(b) **SUPPLEMENTAL DIC FOR DISABLED ADULT CHILDREN.**—Section 1314 is amended—

(1) by striking “\$222” in subsection (a) and inserting “\$234”;

(2) by striking “\$373” in subsection (b) and inserting “\$397”;

and

(3) by striking “\$188” in subsection (c) and inserting “\$199”.

38 USC 1114
note.

SEC. 7. EFFECTIVE DATE.

The amendments made by this Act shall take effect on December 1, 2001.

Approved December 21, 2001.

LEGISLATIVE HISTORY—H.R. 2540:

HOUSE REPORTS: No. 107-156 (Comm. on Veterans' Affairs).

CONGRESSIONAL RECORD, Vol. 147 (2001):

July 31, considered and passed House.

Nov. 15, considered and passed Senate, amended.

Dec. 11, House concurred in Senate amendments.

