

109TH CONGRESS
1ST SESSION

S. 1234

AN ACT

To increase, effective as of December 1, 2005, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Veterans’ Compensa-
5 tion Cost-of-Living Adjustment Act of 2005”.

1 **SEC. 2. INCREASE IN RATES OF DISABILITY COMPENSA-**
2 **TION AND DEPENDENCY AND INDEMNITY**
3 **COMPENSATION.**

4 (a) VETERANS' DISABILITY COMPENSATION.—Sec-
5 tion 1114 of title 38, United States Code, is amended—

6 (1) in subsection (a), by striking “\$106” and
7 inserting “\$112”;

8 (2) in subsection (b), by striking “\$205” and
9 inserting “\$218”;

10 (3) in subsection (c), by striking “\$316” and
11 inserting “\$337”;

12 (4) in subsection (d), by striking “\$454” and
13 inserting “\$485”;

14 (5) in subsection (e), by striking “\$646” and
15 inserting “\$690”;

16 (6) in subsection (f), by striking “\$817” and
17 inserting “\$873”;

18 (7) in subsection (g), by striking “\$1,029” and
19 inserting “\$1,099”;

20 (8) in subsection (h), by striking “\$1,195” and
21 inserting “\$1,277”;

22 (9) in subsection (i), by striking “\$1,344” and
23 inserting “\$1,436”;

24 (10) in subsection (j), by striking “\$2,239” and
25 inserting “\$2,393”;

26 (11) in subsection (k)—

1 (A) by striking “\$82” both places it ap-
2 pears and inserting “\$87”; and

3 (B) by striking “\$2,785” and “\$3,907”
4 and inserting “\$2,977” and “\$4,176”, respec-
5 tively;

6 (12) in subsection (l), by striking “\$2,785” and
7 inserting “\$2,977”;

8 (13) in subsection (m), by striking “\$3,073”
9 and inserting “\$3,284”;

10 (14) in subsection (n), by striking “\$3,496”
11 and inserting “\$3,737”;

12 (15) in subsections (o) and (p), by striking
13 “\$3,907” each place it appears and inserting
14 “\$4,176”;

15 (16) in subsection (r), by striking “\$1,677” and
16 “\$2,497” and inserting “\$1,792” and “\$2,669”, re-
17 spectively; and

18 (17) in subsection (s), by striking “\$2,506” and
19 inserting “\$2,678”.

20 (b) ADDITIONAL COMPENSATION FOR DEPEND-
21 ENTS.—Section 1115(1) of such title is amended—

22 (1) in subparagraph (A), by striking “\$127”
23 and inserting “\$135”;

1 (2) in subparagraph (B), by striking “\$219”
2 and “\$65” and inserting “\$233” and “\$68”, respec-
3 tively;

4 (3) in subparagraph (C), by striking “\$86” and
5 “\$65” and inserting “\$91” and “\$68”, respectively;

6 (4) in subparagraph (D), by striking “\$103”
7 and inserting “\$109”;

8 (5) in subparagraph (E), by striking “\$241”
9 and inserting “\$257”; and

10 (6) in subparagraph (F), by striking “\$202”
11 and inserting “\$215”.

12 (c) CLOTHING ALLOWANCE FOR CERTAIN DISABLED
13 VETERANS.—Section 1162 of such title is amended by
14 striking “\$600” and inserting “\$641”.

15 (d) DEPENDENCY AND INDEMNITY COMPENSATION
16 FOR SURVIVING SPOUSES.—

17 (1) NEW LAW DIC.—Section 1311(a) of such
18 title is amended—

19 (A) in paragraph (1), by striking “\$967”
20 and inserting “\$1,033”; and

21 (B) in paragraph (2), by striking “\$208”
22 and inserting “\$221”.

23 (2) OLD LAW DIC.—The table in paragraph (3)
24 of such section is amended to read as follows:

“Pay grade	Monthly rate	Pay grade	Monthly rate
E-1	\$1,033	W-4	\$1,236
E-2	\$1,033	O-1	\$1,092
E-3	\$1,033	O-2	\$1,128
E-4	\$1,033	O-3	\$1,207
E-5	\$1,033	O-4	\$1,277
E-6	\$1,033	O-5	\$1,406
E-7	\$1,069	O-6	\$1,585
E-8	\$1,128	O-7	\$1,712
E-9	\$1,177 ¹	O-8	\$1,879
W-1	\$1,092	O-9	\$2,010
W-2	\$1,135	O-10	\$2,204 ²
W-3	\$1,169

¹ If 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 \$1,271.

² If 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 \$2,365.⁷

1 (3) ADDITIONAL DIC FOR CHILDREN OR DIS-
2 ABILITY.—Section 1311 of such title is amended—

3 (A) in subsection (b), by striking “\$241”
4 and inserting “\$257”;

5 (B) in subsection (c), by striking “\$241”
6 and inserting “\$257”; and

7 (C) in subsection (d), by striking “\$115”
8 and inserting “\$122”.

9 (e) DEPENDENCY AND INDEMNITY COMPENSATION
10 FOR CHILDREN.—

11 (1) DIC WHEN NO SURVIVING SPOUSE.—Section
12 1313(a) of such title is amended—

13 (A) in paragraph (1), by striking “\$410”
14 and inserting “\$438”;

15 (B) in paragraph (2), by striking “\$590”
16 and inserting “\$629”;

1 (C) in paragraph (3), by striking “\$767”
2 and inserting “\$819”; and

3 (D) in paragraph (4), by striking “\$767”
4 and “\$148” and inserting “\$819” and “\$157”,
5 respectively.

6 (2) SUPPLEMENTAL DIC FOR CERTAIN CHIL-
7 DREN.—Section 1314 of such title is amended—

8 (A) in subsection (a), by striking “\$241”
9 and inserting “\$257”;

10 (B) in subsection (b), by striking “\$410”
11 and inserting “\$438”; and

12 (C) in subsection (c), by striking “\$205”
13 and inserting “\$218”.

14 (f) EFFECTIVE DATE.—The amendments made by
15 this section shall take effect on December 1, 2005.

16 (g) SPECIAL RULE.—The Secretary may adjust ad-
17 ministratively, consistent with the increases made under
18 subsection (a), the rates of disability compensation pay-
19 able to persons within the purview of section 10 of Public
20 Law 85–857 (72 Stat. 1263) who are not in receipt of

- 1 compensation payable pursuant to chapter 11 of title 38,
- 2 United States Code.

Passed the Senate November 16, 2005.

Attest:

Secretary.

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