

# Union Calendar No. 404

110<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5826

[Report No. 110-643]

To increase, effective as of December 1, 2008, 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, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 16, 2008

Mr. RODRIGUEZ (for himself, Mr. FILNER, Ms. BERKLEY, and Mr. HALL of New York) introduced the following bill; which was referred to the Committee on Veterans' Affairs

MAY 15, 2008

Additional sponsors: Mr. JOHNSON of Georgia, Mr. BILIRAKIS, Mr. WALZ of Minnesota, and Mr. BUYER

MAY 15, 2008

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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## A BILL

To increase, effective as of December 1, 2008, 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, and for other purposes.

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’ Compensation  
5 Cost-of-Living Adjustment Act of 2008”.

6 **SEC. 2. INCREASE IN RATES OF DISABILITY COMPENSA-**  
7 **TION AND DEPENDENCY AND INDEMNITY**  
8 **COMPENSATION.**

9       (a) RATE ADJUSTMENT.—Effective on December 1,  
10 2008, the Secretary of Veterans Affairs shall increase, in  
11 accordance with subsection (c), the dollar amounts in ef-  
12 fect on November 30, 2008, for the payment of disability  
13 compensation and dependency and indemnity compensa-  
14 tion under the provisions specified in subsection (b).

15       (b) AMOUNTS TO BE INCREASED.—The dollar  
16 amounts to be increased pursuant to subsection (a) are  
17 the following:

18           (1) WARTIME DISABILITY COMPENSATION.—  
19       Each of the dollar amounts under section 1114 of  
20       title 38, United States Code.

21           (2) ADDITIONAL COMPENSATION FOR DEPEND-  
22       ENTS.—Each of the dollar amounts under sections  
23       1115(1) of such title.

24           (3) CLOTHING ALLOWANCE.—The dollar  
25       amount under section 1162 of such title.

1           (4) DEPENDENCY AND INDEMNITY COMPENSA-  
2           TION TO SURVIVING SPOUSE.—Each of the dollar  
3           amounts under subsections (a) through (d) of sec-  
4           tion 1311 of such title.

5           (5) DEPENDENCY AND INDEMNITY COMPENSA-  
6           TION TO CHILDREN.—Each of the dollar amounts  
7           under sections 1313(a) and 1314 of such title.

8           (c) DETERMINATION OF INCREASE.—

9           (1) PERCENTAGE.—Except as provided in para-  
10          graph (2), each dollar amount described in sub-  
11          section (b) shall be increased by the same percentage  
12          as the percentage by which benefit amounts payable  
13          under title II of the Social Security Act (42 U.S.C.  
14          401 et seq.) are increased effective December 1,  
15          2008, as a result of a determination under section  
16          215(i) of such Act (42 U.S.C. 415(i)).

17          (2) ROUNDING.—Each dollar amount increased  
18          under paragraph (1), if not a whole dollar amount,  
19          shall be rounded to the next lower whole dollar  
20          amount.

21          (d) SPECIAL RULE.—The Secretary of Veterans Af-  
22          fairs may adjust administratively, consistent with the in-  
23          creases made under subsection (a), the rates of disability  
24          compensation payable to persons under section 10 of Pub-  
25          lic Law 85–857 (72 Stat. 1263) who have not received

1 compensation under chapter 11 of title 38, United States  
2 Code.

3 **SEC. 3. PUBLICATION OF ADJUSTED RATES.**

4       The Secretary of Veterans Affairs shall publish in the  
5 Federal Register the amounts specified in section 2(b), as  
6 increased under that section, not later than the date on  
7 which the matters specified in section 215(i)(2)(D) of the  
8 Social Security Act (42 U.S.C. 415(i)(2)(D)) are required  
9 to be published by reason of a determination made under  
10 section 215(i) of such Act during fiscal year 2009.



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