

**§ 1162. Clothing allowance**

The Secretary under regulations which the Secretary shall prescribe, shall pay a clothing allowance of \$716 per year to each veteran who—

(1) because of a service-connected disability, wears or uses a prosthetic or orthopedic appliance (including a wheelchair) which the Secretary determines tends to wear out or tear the clothing of the veteran; or

(2) uses medication which (A) a physician has prescribed for a skin condition which is due to a service-connected disability, and (B) the Secretary determines causes irreparable damage to the veteran's outer garments.

(Added Pub. L. 92-328, title I, §103(a), June 30, 1972, 86 Stat. 394, §362; amended Pub. L. 94-71, title I, §103, Aug. 5, 1975, 89 Stat. 396; Pub. L. 94-433, title III, §301, title IV, §404(24), Sept. 30, 1976, 90 Stat. 1377, 1379; Pub. L. 95-117, title III, §301, Oct. 3, 1977, 91 Stat. 1065; Pub. L. 95-479, title I, §103, Oct. 18, 1978, 92 Stat. 1562; Pub. L. 96-128, title I, §103, Nov. 28, 1979, 93 Stat. 984; Pub. L. 96-385, title I, §103, Oct. 7, 1980, 94 Stat. 1529; Pub. L. 97-66, title I, §103, Oct. 17, 1981, 95 Stat. 1027; Pub. L. 97-253, title IV, §405(d), Sept. 8, 1982, 96 Stat. 804; Pub. L. 97-306, title I, §§103, 107, Oct. 14, 1982, 96 Stat. 1430, 1431; Pub. L. 98-223, title I, §103, Mar. 2, 1984, 98 Stat. 38; Pub. L. 98-543, title I, §103, Oct. 24, 1984, 98 Stat. 2736; Pub. L. 99-238, title I, §103, Jan. 13, 1986, 99 Stat. 1766; Pub. L. 99-576, title I, §103, Oct. 28, 1986, 100 Stat. 3251; Pub. L. 100-227, title I, §103, Dec. 31, 1987, 101 Stat. 1553; Pub. L. 100-687, div. B, title XI, §1103, Nov. 18, 1988, 102 Stat. 4124; Pub. L. 101-237, title I, §§103, 112, Dec. 18, 1989, 103 Stat. 2063, 2065; Pub. L. 102-3, §4, Feb. 6, 1991, 105 Stat. 8; renumbered §1162, Pub. L. 102-83, §5(a), Aug. 6, 1991, 105 Stat. 406; Pub. L. 102-152, §4, Nov. 12, 1991, 105 Stat. 986; Pub. L. 103-78, §3, Aug. 13, 1993, 107 Stat. 768; Pub. L. 103-140, §4, Nov. 11, 1993, 107 Stat. 1486; Pub. L. 105-98, §4, Nov. 19, 1997, 111 Stat. 2156; Pub. L. 106-118, §4, Nov. 30, 1999, 113 Stat. 1602; Pub. L. 107-94, §4, Dec. 21, 2001, 115 Stat. 901; Pub. L. 107-330, title III, §309(c), Dec. 6, 2002, 116 Stat. 2830; Pub. L. 108-454, title III, §307(c), Dec. 10, 2004, 118 Stat. 3613; Pub. L. 109-111, §2(c), Nov. 22, 2005, 119 Stat. 2363; Pub. L. 109-444, §9(c), Dec. 21, 2006, 120 Stat. 3315; Pub. L. 109-461, title X, §§1005(c), 1006(b), Dec. 22, 2006, 120 Stat. 3467, 3468; Pub. L. 110-324, §3(c), Sept. 24, 2008, 122 Stat. 3551; Pub. L. 111-37, §3(c), June 30, 2009, 123 Stat. 1929.)

**AMENDMENTS**

2009—Pub. L. 111-37 substituted “\$716” for “\$677” in introductory provisions.

2008—Pub. L. 110-324 substituted “\$677” for “\$662” in introductory provisions.

2006—Pub. L. 109-461, §1006(b), provided that as of the enactment of Pub. L. 109-461, the amendments made by Pub. L. 109-444 were deemed for all purposes not to have taken effect and that Pub. L. 109-444 ceased to be in effect. See Amendment notes below and section 1006(b) of Pub. L. 109-461, set out as a Coordination of Provisions With Pub. L. 109-444 note under section 101 of this title.

Pub. L. 109-461, §1005(c), substituted “\$662” for “\$641”.

Pub. L. 109-444, which substituted “\$662” for “\$641”, was terminated by Pub. L. 109-461, §1006(b). See Amendment notes above.

2005—Pub. L. 109-111 substituted “\$641” for “\$600”.

2004—Pub. L. 108-454 substituted “\$600” for “\$588”.

2002—Pub. L. 107-330 substituted “\$588” for “\$580”.

2001—Pub. L. 107-94 substituted “\$580” for “\$546”.

1999—Pub. L. 106-118 substituted “\$546” for “\$528”.

1997—Pub. L. 105-98 substituted “\$528” for “\$478”.

1993—Pub. L. 103-140 substituted “\$478” for “\$466”.

Pub. L. 103-78 substituted “\$466” for “\$452”.

1991—Pub. L. 102-152 substituted “\$452” for “\$436”.

Pub. L. 102-83 renumbered section 362 of this title as this section.

Pub. L. 102-3 substituted “\$436” for “\$414”.

1989—Pub. L. 101-237, §112, substituted “Secretary under” for “Administrator under” and “Secretary shall” for “Administrator shall”, and substituted “who—” and pars. (1) and (2) for “who because of disability which is compensable under the provisions of this chapter, wears or uses prosthetic or orthopedic appliance or appliances (including a wheelchair) which the Administrator determines tends to wear out or tear the clothing of such a veteran.”

Pub. L. 101-237, §103, substituted “\$414” for “\$395”.

1988—Pub. L. 100-687 substituted “\$395” for “\$380”.

1987—Pub. L. 100-227 substituted “\$380” for “\$365”.

1986—Pub. L. 99-576 substituted “\$365” for “\$360”.

Pub. L. 99-238 substituted “\$360” for “\$349”.

1984—Pub. L. 98-543 substituted “\$349” for “\$338”.

Pub. L. 98-223 substituted “\$338” for “\$327”.

1982—Pub. L. 97-306, §§103, 107, 108, substituted “\$327” for “\$305” and repealed amendment made by Pub. L. 97-253, §405(d), eff. Oct. 1, 1982.

Pub. L. 97-253, §405(d), (h), eff. Jan. 1, 1983, substituted “\$304” for “\$305” after “clothing allowance of”.

1981—Pub. L. 97-66 substituted “\$305” for “\$274”.

1980—Pub. L. 96-385 substituted “\$274” for “\$240”.

1979—Pub. L. 96-128 substituted “\$240” for “\$218”.

1978—Pub. L. 95-479 substituted “\$218” for “\$203”.

1977—Pub. L. 95-117 substituted “\$203” for “\$190”.

1976—Pub. L. 94-433, §§301, 404(24), substituted “\$190” for “\$175” and “the Administrator shall prescribe” for “he shall prescribe”.

1975—Pub. L. 94-71 substituted “\$175” for “\$150”.

**EFFECTIVE DATE OF 2009 AMENDMENT**

Amendment by Pub. L. 111-37 effective Dec. 1, 2008, see section 3(g) of Pub. L. 111-37, set out as a note under section 1114 of this title.

**EFFECTIVE DATE OF 2008 AMENDMENT**

Amendment by Pub. L. 110-324 effective Dec. 1, 2007, see section 3(f) of Pub. L. 110-324, set out as a note under section 1114 of this title.

**EFFECTIVE DATE OF 2005 AMENDMENT**

Amendment by Pub. L. 109-111 effective Dec. 1, 2005, see section 2(f) of Pub. L. 109-111, set out as a note under section 1114 of this title.

**EFFECTIVE DATE OF 2001 AMENDMENT**

Amendment by Pub. L. 107-94 effective Dec. 1, 2001, see section 7 of Pub. L. 107-94, set out as a note under section 1114 of this title.

**EFFECTIVE DATE OF 1999 AMENDMENT**

Amendment by Pub. L. 106-118 effective Dec. 1, 1999, see section 7 of Pub. L. 106-118, set out as a note under section 1114 of this title.

**EFFECTIVE DATE OF 1997 AMENDMENT**

Amendment by Pub. L. 105-98 effective Dec. 1, 1997, see section 7 of Pub. L. 105-98, set out as a note under section 1114 of this title.

**EFFECTIVE DATE OF 1993 AMENDMENT**

Amendment by Pub. L. 103-140 effective Dec. 1, 1993, see section 7 of Pub. L. 103-140, set out as a note under section 1114 of this title.

**EFFECTIVE DATE OF 1991 AMENDMENTS**

Amendment by Pub. L. 102-152 effective Dec. 1, 1991, see section 7 of Pub. L. 102-152, set out as a note under section 1114 of this title.

Amendment by Pub. L. 102-3 effective Jan. 1, 1991, see section 7 of Pub. L. 102-3, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1989 AMENDMENT

Amendment by section 103 of Pub. L. 101-237 effective Dec. 1, 1989, see section 106 of Pub. L. 101-237, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1988 AMENDMENT

Amendment by Pub. L. 100-687 effective Dec. 1, 1988, see section 1106 of Pub. L. 100-687, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1987 AMENDMENT

Amendment by Pub. L. 100-227 effective Dec. 1, 1987, see section 107 of Pub. L. 100-227, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1986 AMENDMENTS

Amendment by Pub. L. 99-576 effective Dec. 1, 1986, but not effective unless benefit amounts payable under section 401 et seq. of Title 42, The Public Health and Welfare, are increased effective Dec. 1, 1986, as a result of a determination under section 415(i) of Title 42, see section 107 of Pub. L. 99-576, set out as a note under section 1114 of this title.

Amendment by Pub. L. 99-238 effective Dec. 1, 1985, see section 107 of Pub. L. 99-238, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1984 AMENDMENTS

Amendment by Pub. L. 98-543 effective Dec. 1, 1984, see section 107 of Pub. L. 98-543, set out as a note under section 1114 of this title.

Amendment by Pub. L. 98-223 effective Apr. 1, 1984, see section 107 of Pub. L. 98-223, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1982 AMENDMENT

Amendment by Pub. L. 97-306 effective Oct. 1, 1982, see section 108 of Pub. L. 97-306, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1981 AMENDMENT

Amendment by Pub. L. 97-66 effective Oct. 1, 1981, see section 701(a) of Pub. L. 97-66, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-385 applicable only to payments for months beginning after Sept. 30, 1980, see section 601(a) of Pub. L. 96-385, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1979 AMENDMENT

Amendment by Pub. L. 96-128 effective Oct. 1, 1979, see section 601(a)(1) of Pub. L. 96-128, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1978 AMENDMENT

Amendment by Pub. L. 95-479 effective Oct. 1, 1978, see section 401(a) of Pub. L. 95-479, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95-117 effective Oct. 1, 1977, see section 501 of Pub. L. 95-117, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1976 AMENDMENT

Amendment by Pub. L. 94-433 effective Oct. 1, 1976, see section 406 of Pub. L. 94-433, set out as a note under section 1101 of this title.

EFFECTIVE DATE OF 1975 AMENDMENT

Amendment by Pub. L. 94-71 effective Aug. 1, 1975, see section 301 of Pub. L. 94-71, set out as a note under section 1114 of this title.

EFFECTIVE DATE

Section effective first day of second calendar month which begins after June 30, 1972, see section 301(a) of Pub. L. 92-328, set out as an Effective Date of 1972 Amendment note under section 1114 of this title.

REPEAL

Section 405(d) of Pub. L. 97-253, cited as a credit to this section, was repealed by Pub. L. 97-306, §§107, 108, Oct. 14, 1982, 96 Stat. 1431, 1432, eff. Oct. 1, 1982.

DISABILITY COMPENSATION AND DEPENDENCY AND INDEMNITY COMPENSATION RATE INCREASES

For increases in rates and limitations on Department of Veterans Affairs disability compensation and dependency and indemnity compensation, see notes set out under section 1114 of this title.

**§ 1163. Trial work periods and vocational rehabilitation for certain veterans with total disability ratings**

(a)(1) The disability rating of a qualified veteran who begins to engage in a substantially gainful occupation after January 31, 1985, may not be reduced on the basis of the veteran having secured and followed a substantially gainful occupation unless the veteran maintains such an occupation for a period of 12 consecutive months.

(2) For purposes of this section, the term "qualified veteran" means a veteran who has a service-connected disability, or service-connected disabilities, not rated as total but who has been awarded a rating of total disability by reason of inability to secure or follow a substantially gainful occupation as a result of such disability or disabilities.

(b) The Secretary shall make counseling services described in section 3104(a)(2) of this title and placement and postplacement services described in section 3104(a)(5) of this title available to each qualified veteran (whether or not the veteran is participating in a vocational rehabilitation program under chapter 31 of this title).

(c)(1) In the case of each award after January 31, 1985, of a rating of total disability described in subsection (a)(2) of this section to a veteran, the Secretary shall provide to the veteran, at the time that notice of the award is provided to the veteran, a statement providing—

(A) notice of the provisions of this section;

(B) information explaining the purposes and availability of and eligibility for, and the procedures for pursuing, a vocational rehabilitation program under chapter 31 of this title; and

(C) a summary description of the scope of services and assistance available under that chapter.

(2) After providing the notice required under paragraph (1) of this subsection, the Secretary shall offer the veteran the opportunity for an evaluation under section 3106(a) of this title.

(Added Pub. L. 98-543, title I, §111(a)(1), Oct. 24, 1984, 98 Stat. 2738, §363; amended Pub. L. 100-687, div. B, title XIII, §1301, Nov. 18, 1988, 102 Stat. 4127; renumbered §1163 and amended Pub. L. 102-83, §§4(b)(1), (2)(E), 5(a), (c)(1), Aug. 6, 1991, 105 Stat. 404-406; Pub. L. 102-291, §2(a), May 20, 1992, 106 Stat. 178; Pub. L. 102-568, title IV, §401(a)-(d)(1), Oct. 29, 1992, 106 Stat. 4336.)