

places throughout the United States and its territories and possessions, and in the Commonwealth of Puerto Rico, as the Secretary determines to be necessary to carry out the purposes of this chapter. The Secretary may maintain such offices on such military installations located elsewhere as the Secretary, after consultation with the Secretary of Defense and taking into account recommendations, if any, of the Secretary of Labor, determines to be necessary to carry out such purposes.

(b) **LOCATION OF OFFICES.**—In establishing and maintaining such offices, the Secretary shall give due regard to—

(1) the geographical distribution of veterans recently discharged or released from active military, naval, or air service;

(2) the special needs of educationally disadvantaged veterans (including their need for accessibility of outreach services); and

(3) the necessity of providing appropriate outreach services in less populated areas.

(Added Pub. L. 109-233, title IV, § 402(a), June 15, 2006, 120 Stat. 409.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 7723 of this title prior to repeal by Pub. L. 109-233.

§ 6305. Outstationing of counseling and outreach personnel

The Secretary may station employees of the Department at locations other than Department offices, including educational institutions, to provide—

(1) counseling and other assistance regarding benefits under this title to veterans and other persons eligible for benefits under this title; and

(2) outreach services under this chapter.

(Added Pub. L. 109-233, title IV, § 402(a), June 15, 2006, 120 Stat. 409.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 7724 of this title prior to repeal by Pub. L. 109-233.

§ 6306. Use of other agencies

(a) In carrying out this chapter, the Secretary shall arrange with the Secretary of Labor for the State employment service to match the particular qualifications of an eligible veteran or eligible dependent with an appropriate job or job training opportunity, including, where possible, arrangements for outstationing the State employment personnel who provide such assistance at appropriate facilities of the Department.

(b) In carrying out this chapter, the Secretary shall, in consultation with the Secretary of Labor, actively seek to promote the development and establishment of employment opportunities, training opportunities, and other opportunities for veterans, with particular emphasis on the needs of veterans with service-connected disabilities and other eligible veterans, taking into account applicable rates of unemployment and the employment emphases set forth in chapter 42 of this title.

(c) In carrying out this chapter, the Secretary shall cooperate with and use the services of any Federal department or agency or any State or local governmental agency or recognized national or other organization.

(d) In carrying out this chapter, the Secretary shall, where appropriate, make referrals to any Federal department or agency or State or local governmental unit or recognized national or other organization.

(e) In carrying out this chapter, the Secretary may furnish available space and office facilities for the use of authorized representatives of such governmental unit or other organization providing services.

(f) In carrying out this chapter, the Secretary shall conduct and provide for studies, in consultation with appropriate Federal departments and agencies, to determine the most effective program design to carry out the purposes of this chapter.

(Added Pub. L. 109-233, title IV, § 402(a), June 15, 2006, 120 Stat. 409.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 7725 of this title prior to repeal by Pub. L. 109-233.

§ 6307. Outreach for eligible dependents

(a) **NEEDS OF DEPENDENTS.**—In carrying out this chapter, the Secretary shall ensure that the needs of eligible dependents are fully addressed.

(b) **INFORMATION AS TO AVAILABILITY OF OUTREACH SERVICES FOR DEPENDENTS.**—The Secretary shall ensure that the availability of outreach services and assistance for eligible dependents under this chapter is made known through a variety of means, including the Internet, announcements in veterans publications, and announcements to the media.

(Added Pub. L. 109-233, title IV, § 402(a), June 15, 2006, 120 Stat. 410.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 7727 of this title prior to repeal by Pub. L. 109-233.

§ 6308. Biennial report to Congress

(a) **REPORT REQUIRED.**—The Secretary shall, not later than December 1 of every even-numbered year (beginning in 2008), submit to Congress a report on the outreach activities carried out by the Department.

(b) **CONTENT.**—Each report under this section shall include the following:

(1) A description of the implementation during the preceding fiscal year of the current biennial plan under section 6302 of this title.

(2) Recommendations for the improvement or more effective administration of the outreach activities of the Department.

(Added Pub. L. 109-233, title IV, § 402(a), June 15, 2006, 120 Stat. 410.)

PRIOR PROVISIONS

Provisions similar to those in this section were contained in section 7726 of this title prior to repeal by Pub. L. 109-233.

PART V—BOARDS, ADMINISTRATIONS, AND SERVICES

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AMENDMENTS

2010—Pub. L. 111–163, title III, § 302(b), May 5, 2010, 124 Stat. 1149, added item for chapter 75.

2006—Pub. L. 109–461, title IX, § 903(a)(2), Dec. 22, 2006, 120 Stat. 3464, added item for chapter 79.

1998—Pub. L. 105–368, title V, § 512(a)(4)(B), Nov. 11, 1998, 112 Stat. 3341, substituted “Appeals for Veterans Claims” for “Veterans Appeals” in item for chapter 72.

1991—Pub. L. 102–83, § 2(d)(3), Aug. 6, 1991, 105 Stat. 402, added item for chapter 77.

Pub. L. 102–54, § 14(e)(1), June 13, 1991, 105 Stat. 287, inserted “United States” before “Court of Veterans Appeals” in item for chapter 72.

Pub. L. 102–40, title IV, §§ 402(c)(2), 403(e)(1), (f)(2), May 7, 1991, 105 Stat. 239–241, substituted “BOARDS, ADMINISTRATIONS, AND SERVICES” for “BOARDS AND DEPARTMENTS” in part heading, renumbered section numbers by substituting “7101” for “4001” in item for chapter 71, “7251” for “4051” in item for chapter 72, and “7601” for “4301” in item for chapter 76, substituted “Veterans Health Administration—Organization and Functions” for “Department of Medicine and Surgery” and “7301” for “4101” in item for chapter 73, added item for chapter 74, struck out item for chapter 75 “Veterans' Canteen Service”, and added item for chapter 78.

1988—Pub. L. 100–687, div. A, title III, § 301(b), Nov. 18, 1988, 102 Stat. 4121, added item for chapter 72.

Pub. L. 100–322, title II, § 216(e)(2), May 20, 1988, 102 Stat. 530, added item for chapter 76.

CHAPTER 71—BOARD OF VETERANS' APPEALS

Sec.	
7101.	Composition of Board of Veterans' Appeals.
7101A.	Members of Board: appointment; pay; performance review.
7102.	Assignment of members of Board.
7103.	Reconsideration; correction of obvious errors.
7104.	Jurisdiction of the Board.
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7107.	Appeals: dockets; hearings.
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7109.	Independent medical opinions.
7110.	Repealed.]
7111.	Revision of decisions on grounds of clear and unmistakable error.
7112.	Expedited treatment of remanded claims.

AMENDMENTS

2003—Pub. L. 108–183, title VII, § 707(b)(2), Dec. 16, 2003, 117 Stat. 2673, added item 7112.

1997—Pub. L. 105–111, § 1(b)(2), Nov. 21, 1997, 111 Stat. 2272, added item 7111.

1994—Pub. L. 103–446, title II, § 201(a)(2), Nov. 2, 1994, 108 Stat. 4656, added item 7101A.

Pub. L. 103–271, §§ 6(b), 7(a)(2), (b)(3), July 1, 1994, 108 Stat. 742, 743, substituted “Reconsideration; correction of obvious errors” for “Determinations by the Board” in item 7103, substituted “Appeals: dockets; hearings” for “Docketing of appeals” in item 7107, and struck out item 7110 “Traveling sections”.

1991—Pub. L. 102–40, title IV, § 402(c)(1), May 7, 1991, 105 Stat. 239, renumbered items 4001 to 4010 as 7101 to 7110, respectively.

1988—Pub. L. 100–687, div. A, title II, § 207(b), Nov. 18, 1988, 102 Stat. 4112, added item 4010.

1962—Pub. L. 87–671, § 3, Sept. 19, 1962, 76 Stat. 557, added item 4009.

Pub. L. 87–666, § 2, Sept. 19, 1962, 76 Stat. 554, added item 4005A, and substituted “Filing of notice of disagreement and appeal” for “Applications for review on appeal” in item 4005, “Administrative appeals” for “Docketing of appeals” in item 4006, and “Docketing of appeals” for “Simultaneously contested claims” in item 4007.

§ 7101. Composition of Board of Veterans' Appeals

(a) There is in the Department a Board of Veterans' Appeals (hereinafter in this chapter referred to as the “Board”). The Board is under the administrative control and supervision of a chairman directly responsible to the Secretary. The Board shall consist of a Chairman, a Vice Chairman, and such number of members as may be found necessary in order to conduct hearings and dispose of appeals properly before the Board in a timely manner. The Board shall have such other professional, administrative, clerical, and stenographic personnel as are necessary in conducting hearings and considering and disposing of appeals properly before the Board. The Board shall have sufficient personnel under the preceding sentence to enable the Board to conduct hearings and consider and dispose of appeals properly before the Board in a timely manner.

(b)(1) The Chairman shall be appointed by the President, by and with the advice and consent of the Senate, for a term of six years. The Chairman shall be subject to the same ethical and legal limitations and restrictions concerning involvement in political activities as apply to judges of the United States Court of Appeals for Veterans Claims.

(2) The Chairman may be removed by the President for misconduct, inefficiency, neglect of duty, or engaging in the practice of law or for physical or mental disability which, in the opinion of the President, prevents the proper execution of the Chairman's duties. The Chairman may not be removed from office by the President on any other grounds. Any such removal may only be made after notice and opportunity for hearing.

(3) The Chairman may be appointed under this subsection to more than one term. If, upon the expiration of the term of office for which the Chairman was appointed, the position of Chairman would become vacant, the individual serving as Chairman may, with the approval of the Secretary, continue to serve as Chairman until either appointed to another term or a successor is appointed, but not beyond the end of the Congress during which the term of office expired.

(4) The Secretary shall designate one member of the Board as Vice Chairman. The Vice Chairman shall perform such functions as the Chairman may specify. Such member shall serve as Vice Chairman at the pleasure of the Secretary.