

5(a), (c)(1), Aug. 6, 1991, 105 Stat. 404-406; Pub. L. 108-183, title VII, §708(c)(1), Dec. 16, 2003, 117 Stat. 2673.)

#### AMENDMENTS

2003—Subsec. (a). Pub. L. 108-183, §708(c)(1)(A), substituted “Commissioner of Social Security, and shall be certified by the Commissioner to the Secretary upon request of the Secretary.” for “Secretary of Health and Human Services, and shall be certified by such Secretary to the Secretary of Veterans Affairs upon request of the Secretary of Veterans Affairs.”

Subsec. (b). Pub. L. 108-183, §708(c)(1)(B), substituted “Commissioner of Social Security” for “Secretary of Health and Human Services” in first sentence and substituted “the Secretary and the Commissioner” for “the two Secretaries” and “Commissioner” for “Secretary of Health and Human Services” in second sentence.

1991—Pub. L. 102-83, §5(a), renumbered section 422 of this title as this section.

Subsec. (a). Pub. L. 102-83, §5(c)(1), substituted “1312(a)” for “412(a)”, “1312(a)(2)” for “412(a)(2)”, “1312(a)(3)” for “412(a)(3)”.

Pub. L. 102-83, §4(b)(2)(A)(i), substituted “Secretary of Veterans Affairs” for “Administrator” in two places.

Subsec. (b). Pub. L. 102-83, §4(b)(2)(A)(ii), substituted “The Secretary shall pay to the Secretary of Health and Human Services” for “Upon the basis of estimates made by the Secretary of Health and Human Services after consultation with the Administrator, the Administrator shall pay to the Secretary” and “as the two Secretaries may prescribe, with the amount of such payments to be made on the basis of estimates made by the Secretary of Health and Human Services after consultation with the Secretary” for “as the Secretary and the Administrator may prescribe”.

Subsec. (c). Pub. L. 102-83, §5(c)(1), substituted “1312(a)” for “412(a)”.

Pub. L. 102-83, §4(b)(1), (2)(E), substituted “Secretary” for “Administrator”.

1982—Subsec. (a). Pub. L. 97-295, §4(12), (95)(A), substituted “section 202 of the Social Security Act (42 U.S.C. 402)” for “section 402 of title 42”, and “Health and Human Services” for “Health, Education, and Welfare”.

Subsec. (b). Pub. L. 97-295, §4(95)(A), substituted “Health and Human Services” for “Health, Education, and Welfare”.

1976—Subsec. (a). Pub. L. 94-433 substituted “such veteran’s” and “such Secretary” for “his” and “him”, respectively.

1961—Subsec. (a). Pub. L. 87-268 §1(c), substituted “section 412(a)” for “section 412”, “section 412(a)(2)” for “section 412(2)”, and “section 412(a)(3)” for “section 412(3)”.

Subsec. (c). Pub. L. 87-268, §1(b), substituted “section 412(a)” for “section 412”.

#### 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 1961 AMENDMENT

Amendment by Pub. L. 87-268 effective Oct. 1, 1961, see section 3 of Pub. L. 87-268, set out as a note under section 1312 of this title.

### § 1323. Certifications with respect to circumstances of death

Whenever the Secretary determines on the basis of a claim for benefits filed with the Secretary that a death occurred under the circumstances referred to in section 1476(a) of title 10, the Secretary shall certify that fact to the Secretary concerned. In all other cases, the Sec-

retary shall make the determination referred to in such section at the request of the Secretary concerned.

(Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1133, §423; Pub. L. 94-433, title IV, §405(19), Sept. 30, 1976, 90 Stat. 1380; Pub. L. 102-54, §14(b)(4), June 13, 1991, 105 Stat. 283; renumbered §1323 and amended Pub. L. 102-83, §§4(b)(1), (2)(E), (3)(A), 5(a), Aug. 6, 1991, 105 Stat. 404-406.)

#### PRIOR PROVISIONS

Prior sections 1401, 1402, 1411 to 1419, 1421 to 1423, 1431 to 1436, and 1500 were renumbered sections 3001, 3002, 3011 to 3019, 3021 to 3023, 3031 to former 3036, and 3100 of this title, respectively.

#### AMENDMENTS

1991—Pub. L. 102-83, §5(a), renumbered section 423 of this title as this section.

Pub. L. 102-83, §4(b)(3)(A), substituted “Certifications with respect to circumstances of death” for “Certifications by Administrator” in section catchline.

Pub. L. 102-83, §4(b)(1), (2)(E), substituted “Secretary determines” for “Administrator determines”, “Secretary that” for “Administrator that”, and in two places “Secretary shall” for “Administrator shall”.

Pub. L. 102-54 struck out “or section 321(b) of title 32,” after “title 10,” and “1476(a) or 321(b)” after “such section”.

1976—Pub. L. 94-433 substituted “with the Administrator” for “with him” and “the Administrator” for “he” before “shall certify” and “shall make”.

#### 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.

## CHAPTER 15—PENSION FOR NON-SERVICE-CONNECTED DISABILITY OR DEATH OR FOR SERVICE

### SUBCHAPTER I—GENERAL

Sec.	
1501.	Definitions.
1502.	Determinations with respect to disability.
1503.	Determinations with respect to annual income.
1504.	Persons heretofore having a pensionable status.
1505.	Payment of pension during confinement in penal institutions.
1506.	Resource reports and overpayment adjustments.
1507.	Disappearance.
1508.	Frequency of payment of pension benefits.

### SUBCHAPTER II—VETERANS' PENSIONS

#### SERVICE PENSION

1511.	Indian War veterans.
1512.	Spanish-American War veterans.
1513.	Veterans 65 years of age and older.

#### NON-SERVICE-CONNECTED DISABILITY PENSION

1521.	Veterans of a period of war.
1522.	Net worth limitation.
1523.	Combination of ratings.
1524.	Vocational training for certain pension recipients.
1525.	Protection of health-care eligibility.

### SUBCHAPTER III—PENSIONS TO SURVIVING SPOUSES AND CHILDREN

#### WARS BEFORE WORLD WAR I

1532.	Surviving spouses of Civil War veterans.
-------	--