# TITLE 38—VETERANS' BENEFITS

This title was enacted by Pub. L. 85-857, §1, Sept. 2, 1958, 72 Stat. 1105

252 254

Part		Sec.
I.	General Provisions	101
II.	General Benefits	1101
III.	Readjustment and Related Benefits	3001
IV.	General Administrative Provisions	5100
$\mathbf{v}$ .	Boards, Administrations, and Serv-	
	ices	7101
VI.	Acquisition and Disposition of	
	Property	8101

#### **Editorial Notes**

## AMENDMENTS

2002—Pub. L. 107–330, title III, \$308(g)(1)(B), Dec. 6, 2002, 116 Stat. 2828, substituted "5100" for "5101" in item for part IV.

for part IV.

1991—Pub. L. 102—83, §5(b)(2), Aug. 6, 1991, 105 Stat. 406, substituted "1101" for "301" in item for part II and "3001" for "1401" in item for part III.

Pub. L. 102—40, title IV, §§402(c)(2), 403(e)(2), May 7, 1991, 105 Stat. 239, 240, substituted "5101" for "3001" in item for part IV, "Boards, Administrations, and Services . . . 7101" for "Boards and Departments . . . 4001" in item for part V, and "8101" for "5001" in item for part V and "8101" for "5001" in item for part V.

1986—Pub. L. 99-576, title VII, \$702(18), Oct. 28, 1986, 100 Stat. 3302, substituted "1401" for "1501" in item for part III.

TABLE I (Showing Disposition of All Sections of Former Title 38 by 1958 Revision)

Title 38 Former Sections	Title 38 New Sections
Former Sections  1-3 4	New Sections  Rep. (See former 11e) Rep. Rep. Rep. Rep. Rep. Rep. Rep. Rep.
111-116 121-125 126 127-129 130 131-134 151-155a 156-168b 169-179 191-206 221-230 231 232 238-238e 241-252e	Rep. Rep. T. 18 § 289 Rep. T. 18 § 290 Rep. Rep. Rep. Rep. Rep. Rep. Rep. Rep.

## TABLE I—CONTINUED

Ren

Title 38 New Sections

Title 38 Former Sections

253, 254	Don
253, 254	Rep.
261, 262 264–277 281–285	Rep.
264–277	Rep.
281–285	Rep.
286	(See former 325a)
287–291b	Rep.
001.	(Can farmer 200%)
291c	(See former 326b)
291d-294	Rep.
311, 311a	Rep.
312–314	Rep.
321–321c	Rep.
322–324a	Rep.
325, 325a 326–326c	Rep.
326_326c	Rep.
327–332	Don.
321-332	Rep.
341	(See former 33)
341a	(See former 274)
341b	(See former 275) (See former 291b) (See former 321c)
9410	(See former 201b)
341c	(Gee 10111161 2310)
3410	(See former 321c)
341e	(See former 326c)
341f	Rep.
341f	Rep.
959 957h	
352–357b	Rep.
358 to 364q-1	Rep.
364h, 364j	Rep.
365 to 365b-1	Rep.
365c-365h	Rep.
0000-00011	
366–3701	Rep.
371–374a	Rep.
371–374a 375–379	Rep.
381 to 381–2	Rep.
381a-381f	Rep.
391–394	Rep.
421–423	Rep.
424	753
424a–438m	Rep.
400 441	
439–441	Rep.
442	756
443	755
444	
445	Rep.
445	784(a)–(h)
445a	Rep.
445b	784(i)
445c	Rep.
445d	784(b), (h)
446	Rep.
447	754
448–452	Rep.
453	3102
454 454	
454, 454a	Rep.
455-459f	Rep.
460	Rep.
461	Elim.
462	
471 to 471 o F	(See former 557)
471 to 471a-5	Rep.
472 to 472b-1	Rep.
472c-472e	Rep.
473, 473a	Rep.
474 4920	Don
474–483a 484–488a	Rep.
404-400a	Rep.
489 to 501a-1	Rep.
501b-505a	Rep.
506–507b	Rep.
508	Rep.
500 E00o	Rep.
509, 509a 510	
510	
010	Rep.
511	741, 743, 757(a), 782
511	741, 743, 757(a), 782
511 511a	741, 743, 757(a), 782
511 511a 512	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752
511 511a 512 512a	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep.
511 511a 512 512a 512b	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748
511 511a 512 512a 512b 512b	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748
511 511a 512 512a 512b 512b	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c)
511 511a 512 512a 512b 512b-1 512b-1	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758
511 511a 512 512a 512b 512b 512b-1 512c	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c)
511 511a 512 512a 512b 512b 512c 512c 512d	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c) 757(b)
511 511a 512 512a 512b 512b-1 512c 512d 513	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c) 757(b) Rep.
511 511a 512 512a 512b 512b 512c 512c 512d	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c) 757(b) Rep.
511 511a 512 512a 512b 512b-1 512c 512d 513 514	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c) 757(b) Rep. 759(a)
511 511a 512 512a 512b 512b-1 512c 512d 513 514 515 516-516b	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c) 757(b) Rep. 759(a) Rep.
511 511a 512 512a 512b 512b-1 512c 512d 513 514	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c) 757(b) Rep. 759(a)
511 511a 512 512a 512b 512b-1 512c 512d 513 514 515 516-516b	741, 743, 757(a), 782 Rep. 742, 743, 744(a), (b), 745, 749–752 Rep. 748 744(c) 758 757(c) 757(b) Rep. 759(a) Rep.

# TABLE I—CONTINUED

# TABLE I—CONTINUED

Table I—	-CONTINUED	Table I—	-Continued	
Title 38 Former Sections	Title 38 New Sections	Title 38 Former Sections	Title 38 New Sections	
518	747	802(u)	717(d)	
531-539	Rep.	802(v)(1)	715, 719(b)	
551–555a 556, 556a	Rep. Rep.	802(v)(2) 802(w)	721(d) 710	
557	Rep.	802(x)	783	
571–576 581–582c	Rep. Rep.	802(y) 802(z)	Rep.   714	
583	Rep.	803	703, 741	
591, 592	Rep.	804	719(a)	
601–603	Rep. Rep.	805 805a	720   786	
614–618e	Rep.	806	782	
619–623	Rep. Rep.	807 808	721(a)–(c) 210–212, 785	
641–647a	Rep.	809	3102	
648–650	Rep. Rep.	810 811	108   Rep.	
681–683	Rep.	812	711	
686–686c 687–687c	Rep. Rep.	813 814	787(b) 3502(b)	
688–688b	Rep.	815	787(a)	
691–691g	Rep.	816	718	
693–693g 693h	Rep.   T10 § 1553	817 818–820	784(a)–(h)   Rep.	
693i	T10 § 1554	821	722(a)	
694(a)	1801(a), 1802(a), (b), 1803(a)(1), (b) 1803(b)–(d)	822 823	723(a), (c) 724	
694(c)	1802(c)	824	781	
694(d)	1802(d), (f) 1802(d)	851–858 901	Rep.   1601(c)	
694(f)	1802(e)	911	1601(a)	
694(g)	1803(a)(2) 1810	916 917	1610   1612	
694b	1812	918	1613	
694c 694c–1	1813   1822	919	1611 1620	
694d	212(a), 1804(a)–(c)	926 927	1620	
694e	T. 7 § 1001(b)(2)	928	1622	
694f	Rep.   1816, 1817	929 930	1623(a), (b) 1624	
694h	1814	931	1623(c)	
694i	1815   1820(a)–(c)	932 933	1625   1626	
694k	1821	941	1631	
694 <i>l</i>	1810(a), (b), 1811(a)–(j)   1811(k), 1823	942 943	1632   1633	
694n	1804(d)	944	1634	
694 <i>o</i> , 694p	Rep. 2010	951 952	1641   1642	
695a	2011	953	1643	
695b	2012   2013	954 955	1644   1645	
695d	Rep.	961	1651	
695e	2014   Rep.	962 963	1652   1653	
696 to 696f-1	Rep.	964	1654	
696g–696m 697(a)	Rep. Rep.	965 966	1655   1656	
697(b)	616	971(a)	1661(a)	
697a, 697b 697c	Rep. 101(2)	971(b)	213   111, 1661(b)	
697d, 697e	Rep.	972	1662(a)	
697f	109(b)   1510, 1824	973 974	1663   1664	
700, 701	Rep.	975	1665	
701a 702–703c	1502(a), (c)(2), (3), (d) Rep.	975a 976	Rep.   1666	
704, 704a	Rep.	977	1667	
705–706c	Rep.	978	1668	
707–715a 716–729b	Rep.	979–981 982	Rep.   1669	
730–750	Rep.	983, 984	Rep.	
Vet. Reg. No. 1(a), Pts. I–VI, VIII, IX.	Rep.	991 992	2001 2002	
Pt. VII	217, 351, 1501–1508, 3013, 3107(c)	993	2003	
Vet. Reg. Nos. 2–12 801(a)	Rep.	994 995	2004 2005	
801(b)	101	996	2006	
801(c) 801(d)–(f)	Rep.   701	997 998	2007 2008	
802(a)	703	999	2009	
802(b), (c)(1)	Rep.   719(b)	1011 1012	2101 2102	
802(d)	Rep.	1013	2104	
802(e) 802(f)	702   704–707	1014 1015	2103   2105	
802(g)	701(3), 716(b), 717(a)	1016	Rep.	
802(h)	716(a), (b) 716(d)	1031 1032	1701(d)   1701(a)–(c)	
802(j), (k)	716(e)	1033(a)	1761(a)	
802( <i>l</i> )	716(f) 708	1033(b) 1033(c)	213 111, 1761(b)	
802(m)(2)	Rep.	1033(d)	1662(b)	
802(n)	712 Ren	1033(e)	1761(e) 1761(d)	
802( <i>p</i> )	Rep.   709	1033(f) 1034	1762	
802(q)	703 713	1035 1036	1763 1764	
802(r) 802(s)	Rep.	1037	1765	
802(t)	l 717(b), (c)	1038	1 1766	

TABLE I—CONTINUED

# TABLE I—CONTINUED

TABLE I—CONTINUED		TABLE I—CONTINUED		
Title 38 Former Sections	Title 38 New Sections	Title 38 Former Sections	Title 38 New Sections	
1039	1767	2232	232	
1040 1041–1045	1768   Rep.	2233 2234	233 234	
1051	1710	2235	Rep.	
1052 1053	1711   1712	2301 2302	301   302	
1054	1713	2310	310	
1055	1714   1720	2311	106(b) 311	
1061 1062	1720	2312 2313	312	
1063	1722	2314	313	
1064 1065	1723   1724	2315 2316	314   315	
1066	1725	2321	321	
1067 1068	1726   1731	2322 2331	322   331	
1069	1732	2332	106(b)	
1070 1071	1733   1734	2333 2334	332   333	
1072	1735	2335	334	
1073	1736   1737	2336 2337	335   336	
1074 1081	1740	2341	341	
1082	1741   1742	2342	342	
1083 1084	1742	2343 2351	343   351	
1101(1)	101(1)	2352	352	
1101(2)(A)–(C) 1101(2)(D)	Rep. 403	2353 2354	353   354	
1101(2)(E)	Rep.	2355	355	
1101(3) 1101(4)	101(27)   101(21)	2356 2357	356   357	
1101(5)	101(22)	2358	358	
1101(6)(A) 1101(6)(B)	101(23)   106(d)	2401 2402	501   502	
1101(6)(C)	101(22), (23)	2403	503	
1101(7) 1101(8)	101(4), (5) 101(3), 404	2404 2405	504   505	
1101(9)	101(25)	2410	510	
1101(10)(A) 1101(10)(B)	401(1) 403	2411 2412	511   512	
1101(10)(B)	402(a)	2421	521	
1101(11)(B)	402(b)	2422	522 523	
1101(11)(C) 1101(11)(D)	402(c)(2)   421(b)	2423 2431	531	
1101(11)(E)	402(c)(1)	2432(a)-(d)	532	
1101(11)(F) 1101(12)	421(a)   106(c)	2432(e)	501(3) 533	
1102	3005	2434	534	
1103(a)	412   422	2435 2436	535   536	
1111	410(a)	2437	537	
1112 1113	411   413	2441 2442	541   542	
1114	414	2443	543	
1115 1116	415   416	2444 2445	544   545	
1117	410(a)	2460	560	
1118 1119(a), (b)	417(b)   Rep.	2461 2462	561   562	
1119(c)	410(b)	2501	601	
1119(d) 1119(e)	3104(b)(2)   101(3)	2502 2510	602 610	
1120	Rep.	2511	611	
1131, 1132 1133(a)	Rep.   Rep.	2512 2513	612 613	
1133(b)	423	2514	614	
1133(c)–(e) 1134		2515 2521	615 621	
2101(1)–(9)	101(1)–(9)	2522	622	
2101(10) 2101(11)	501(1)   Rep.	2523	623 624	
2101(12)–(18)	101(11)-(17)	2525	625	
2102 2103	102(a)   103(a), (b)	2526 2527	626 627	
2104	104	2531	631	
2105 2106	105   101(18)	2532 2533	632 633	
2107	102(b)	2534	634	
2121 2122	111   108	2601 2602	801   802	
2123	3303	2603	803	
2124(a)	101(21)(D)   106(a)	2604 2605	804   805	
2125	107	2701	1901	
2126 2127	3109   109(a)	2702 2703	1902   1903	
2128	110	2704(a)	1904	
2141–2150 2201	Rep. 201	2704(b) 2705	Rep. 1905	
2202	202	2801	901	
2210	210 211, 785	2802	902	
2211 2212	212	2803 2804	904	
2213	214 215	2805	905	
2214 2215	216	2901 2902	3002	
2216 2230	3304 230	2903 2904	3003 3004	
2231		2910		

TABLE I—CONTINUED

TABLE II
(Showing Disposition of Former Sections of Title 38 by
1991 Renumbering)

Title 38 Former Sections	Title 38 New Sections		— (Showing Disposition of Former Sections of Title 38 by 1991 Renumbering)			
2911 2912	3011 3012	Title 38 Former Sections	Title 38 Renumbered Sections			
2920		<del></del>				
2921	3021	201	Rep. See 301(b)			
2922		202 203	Rep. See 302   Rep. See 313			
3001 3002		210(a)	Rep.			
3003		210(b)(1)	Rep. See 303			
3004		210(b)(1), (2)	Rep. See 510			
3005	3105	210(b)(3) 210(c)(1)	Rep. See 711 Rep. See 501(a), (b)			
3006		210(c)(2), (3)	Rep. See 503			
3007		210(d)	Rep. See 304			
3101		211(a)	Rep. See 511			
3102		211(b) 212	Rep. See 505 Rep. See 512			
3103		213	Rep. See 513			
3104		214	Rep. See 529			
3201 3202		215	Rep. See 525			
3211		216 217	Rep. See 521 Rep. See 522			
3212		218(a)	Rep. See 901			
3213		218(b)	Rep. See 902			
3301		218(c)	Rep. See 903			
3302 3303		218(d) 218(e)	Rep. See 904 Rep. See 905			
3304		219	Rep. See 527			
3305	4005	220	Rep. See 523			
3306	4006	221	Rep. See 541			
3307		222	Rep. See 542 Rep. See 501(c), (d)			
3308 3401		223(c)	Rep. See 501(c), (d)			
3402		224	Rep. See 515(a)			
3403	4103	230(a), (b)	Rep. See 314, 315			
3404		230(c) 231	Rep. See 316 Rep. See 701			
3405 3406		232	Rep.			
3407		233	Rep. See 703			
3408		234	Rep. See 705			
3409		235 236	Rep. See 707 Rep. See 515(b)			
3410		240	Rep. See 7721			
3411 3412		241	Rep. See 7722			
3413(a)		242 243	Rep. See 7723 Rep. See 7724			
3413(b), (c)	Rep.	244	Rep. See 7725			
3414		245	Rep. See 7726			
3415 3501		246	Rep.			
3502		301 302	1101   1102			
3503		310	1110			
3504		311	1111			
3601		312	1112			
3602 3603		313 314	1113   1114			
3604		315	1115			
3605	3405	316	1116			
3701	5001	321	1121			
3702 3703	5002	322 331	1122   1131			
3704	5004	332	1132			
3705		333	1133			
3711		334	1134			
3712 3713		335	1135   Rep.			
3714		337	1137			
3715		341	1141			
3716		342	1142			
3801		343 351	Rep. 1151			
3802 3803		352	1152			
3804	5104	353	1153			
3805	5105	354	1154			
3901		355	1155   Rep.			
3902 3903		357	1157			
3904		358	1158			
3905	5205	359	1159			
3906		360 361	1160   1161			
3907		362	1162			
3908		363	1163			
3910		401	1301			
3920		402	1302 Bon			
3921		403 404	Rep. 1304			
3922 3923		410	1310			
3924		411	1311			
3925	5225	412	1312			
3926		413 414	1313   1314			
3927	5227 5228	415	1315			
4001		416	1316			
4002	4202	417	1317			
4003	4203	418 421	1318   1321			
4004	4204	422	1321			
4005 4006		423	1323			
4007		501	1501			
4008		502	1502   1503			
	1	503	1 1000			

TABLE II—CONTINUED

# TABLE II—CONTINUED

Table II-	-CONTINUED	TABLE II—CONTINUED	
Title 38 Former Sections	Title 38 Renumbered Sections	Title 38 Former Sections	Title 38 Renumbered Sections
504	1504	727	1927
505	1505	728	1928
506 507	1506   1507	729 740	1929   1940
508	1508	741	1941
510	Rep.	742	1942
511	1511   1512	743	1943   1944
512	1521	744 745	1945
522	1522	746	1946
523	1523	747	1947
524	1524   1525	748 749	1948   1949
531	Rep.	750	1950
532	1532	751	1951
533	1533   1534	752 753	1952   1953
535	1535	754	1954
536	1536	755	1955
537 541	1537   1541	756 757	1956   1957
542	1542	758	1958
543	1543	759	1959
544 560	Rep.   1560	760 761	1960   1961
561	1561	762	1961
562	1562	763	1963
601 602	1701   1702	765 766	1965   1966
603		767	1966
610	1710	768	1968
611		769 770	1969   1970
612		770	1970
612B	1712B	772	1972
613		773	1973
614		774 775	1974   1975
616		776	1976
617		777	1977
618		778 779	1978   1979
620		781	1981
620A	1720A	782	1982
620B		783	1983   1984
620C		784 785	1985
622	1722	786	1986
622A		787	1987
623	1723   1724	788 801	1988   2101
625	Rep.	802	2102
626	1726	803	2103
627	1727   1728	804 805	2104 2105
629	1729	806	2106
630	1730	901	2301
631	1731   1732	902 903	2302 2303
633	1733	904	2304
634	1734	905	2305
635	1735   1741	906 907	2306 2307
642	1742	908	2308
643	1743 Dan	1000	2400
644	Rep.   1751	1001 1002	2401 2402
652	1752	1003	2403
653	1753	1004	2404
654 661	1754   1761	1005 1006	2405
662	1762	1007	2407
663	1763	1008	2408
701	1764   1901	1009 1010	2409 2410
702	1902	1401	3001
703	1903	1402	3002
704 705	1904   1905	1411 1412	3011   3012
706	1906	1413	3013
707	1907	1414	3014
708 709	1908   1909	1415 1416	3015   3016
710	1910	1417	3017
711	1911	1418	3018
712 713	1912   1913	1418A 1419	3018A   3019
714	1913	1421	3019
715	1915	1422	3022
716	1916	1423	3023
717 718	1917   1918	1431 1432	3031   3032
719	1919	1433	3033
720	1920	1434	3034
721 722	1921   1922	1435 1436	3035   3036
723	1923	1500	3100
724	1924	1501	3101
725 726	1925	1502 1503	3102   3103
140	1 1020	1000	1 0100

## TABLE II—CONTINUED

# TABLE II—CONTINUED

Title 38 Former Sections	Title 38 Renumbered Sections	Title 38 Former Sections	Title 38 Renumbered Sections
1504	3104	1781	3681
1505	3105	1782	3682
1506 1507	3106   3107	1783 1784	3683   3684
1508	3108	1784A	3684A
1509	3109	1785	3685
1510 1511	3110   3111	1786 1787	3686   3687
1512	3112	1788	3688
1513	3113	1789	3689
1514 1515	3114   3115	1790 1791	3690   3691
1516	3116	1792	3692
1517	3117	1793	3693
1518 1519	3118   3119	1794 1795	3694   3695
1520	3120	1796	3696
1521	3121	1797	3697
1601	3201   3202	1797A	3697A   3698
1602 1621	3221	1798 1799	3699
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1642	Rep.	1812	3712
1643 1651	3243 3451	1813 1814	3713   3714
1652	3452	1815–1817A	Elim.
1661	3461	1818	Rep.
1662 1663	3462   Rep.	1819 1820	Elim. 3720
1670	3470	1821	3720 3721
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1672 1673	Rep.   3473	1823	3723   3724
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1675	Rep.	1826	3726
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# TABLE II—CONTINUED

# TABLE II—CONTINUED

TABLE II—CONTINUED		TABLE II—CONTINUED		
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3023 3101 3102 3103	5123 5301 5302 5303	4108(a) 4108(b) 4108(c) 4108(d) 4109	Rep. See 7422(e) Rep. See 7423(d) Rep. See 7424(b) Rep. See 7426(a)	
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3108 3109 3110 3111 3112	5309 5310 5311	4114(a) 4114(b) 4114(c)-(g) 4115 4116	Rep. See 7405 Rep. See 7406 Rep. See 7407 Rep. See 7304 Rep. See 7316	
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3117 3118 3201 3202 3203	5318 5501 5502	4121 4122 4123 4124 4131	Rep. See 7471 Rep. See 7472 Rep. See 7473 Rep. See 7474 7331	
3204 3205 3301 3302 3303	5504 5505 5701 5702	4132 4133 4134 4141	7332 7333 7334 7451 7452	
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4101(a) 4101(b) 4101(c)(1), (2), (4) 4101(c)(3) 4101(e)	Rep. See 7302 Rep. See 7303 Rep. See 7317 Rep. See 7425(a)	5003 5004 5005 5006 5007	8103 8104 8105 8106 8107	
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TABLE II—CONTINUED				
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5209		8509		
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## Statutory Notes and Related Subsidiaries

#### ENACTING CLAUSE

Pub. L. 85–857, §1, Sept. 2, 1958, 72 Stat. 1105, provided in part: "That the laws relating to veterans' benefits are revised, codified, and enacted as title 38, United States Code, 'Veterans' Benefits'".

## EFFECTIVE DATE

Pub. L. 85-857, §2, Sept. 2, 1958, 72 Stat. 1262, provided that: "Except as otherwise provided in this Act, this Act shall take effect on January 1, 1959."

OFFENSES COMMITTED UNDER REPEALED LAWS

Pub. L. 85–857, §3, Sept. 2, 1958, 72 Stat. 1262, provided that:

"(a) All offenses committed and all penalties and forfeitures incurred under any of the provisions of law amended or repealed by this Act or the Veterans' Benefits Act of 1957 may be prosecuted and punished in the same manner and with the same effect as if such Acts had not been enacted.

"(b) Forfeitures of benefits under laws administered by the Veterans' Administration occurring before January 1959 shall continue to be effective."

# CONTINUATION OF AUTHORITY UNDER ACT OF JULY 3, 1930

Pub. L. 85–857, §4, Sept. 2, 1958, 72 Stat. 1262, provided that: "All functions, powers, and duties conferred upon

and vested in the President and the Administrator by the Act of July 3, 1930 (46 Stat. 1016) and which were in effect on December 31, 1957, are continued in effect."

#### Cross References

Pub. L. 85–857, §5, Sept. 2, 1958, 72 Stat. 1262, provided that:

"(a) References in other laws to any provision of law replaced by title 38, United States Code, shall, where applicable, be deemed to refer also to the corresponding provision of title 38, United States Code.

"(b) References in title 38, United States Code, to any provision of title 38, United States Code, shall, where applicable, be deemed to refer also to the prior corresponding provisions of law.

"(c) Amendments effective after August 18, 1958, made to any provision of law replaced by title 38, United States Code, shall, notwithstanding the repeal of such provision by section 14 of this Act, supersede the corresponding provisions of title 38, United States Code, to the extent that such amendments are inconsistent therewith."

#### CONTINUING AVAILABILITY OF APPROPRIATIONS

Pub. L. 85–857, §6, Sept. 2, 1958, 72 Stat. 1263, provided that:

"(a) Amounts heretofore appropriated to carry out the purposes of any provision of law repealed by this Act, and available on December 31, 1958, shall be available to carry out the purposes of the corresponding provisions of title 38, United States Code.

"(b) The availability and use of appropriations made for the purposes of the Act of July 1, 1948 (62 Stat. 1210; [former] 50 App. U.S.C. 1991–1996) shall not be affected by the repeal of such Act."

#### OUTSTANDING RULES, REGULATIONS, AND ORDERS

Pub. L. 85–857, §7, Sept. 2, 1958, 72 Stat. 1263, provided that: "All rules, regulations, orders, permits, and other privileges issued or granted by the Administrator of Veterans' Affairs before December 31, 1958, and in effect on such date (or scheduled to take effect after such date) shall remain in full force and effect until modified, suspended, overruled, or otherwise changed by the Administrator."

#### PUBLICATION

Pub. L. 85–857, §8, Sept. 2, 1958, 72 Stat. 1263, provided that: "This Act shall be printed in slip-law form with a table of contents and a comprehensive index and tables furnished by the Committee on Veterans' Affairs of the House of Representatives; however, such table of contents, comprehensive index and tables shall not be printed in the United States Statutes at Large."

# PENDING CLAIMS

Pub. L. 85–857, §9, Sept. 2, 1958, 72 Stat. 1263, provided that: "A claim for benefits which is pending in the Veterans' Administration on January 1, 1959, or filed thereafter, shall be adjudicated under the laws in effect on December 31, 1958, with respect to the period before January 1, 1959, and, except as provided in section 10, under title 38, United States Code, thereafter."

## PERSONS RECEIVING BENEFITS ON DECEMBER 31, 1958

Pub. L. 85–857, §10, Sept. 2, 1958, 72 Stat. 1263, provided that: "Any individual receiving benefits as a veteran, or as the widow, child, or parent of a veteran, under public laws administered by the Veterans' Administration on December 31, 1958, shall, as long as entitlement under such laws continues, receive benefits under the corresponding provisions of title 38, United States Code, thereafter, or benefits at the rate payable under such public laws, whichever will result in the greater benefit being paid to the individual. The provisions of this section shall apply to those claims within the pur-

view of section 9 in which it is determined that benefits are payable for December 31, 1958."

PERSONS ENTITLED TO EMERGENCY OFFICERS' RETIRE-MENT PAY ON DECEMBER 31, 1958, OR WHO FAILED TO SUBMIT APPLICATIONS PRIOR TO MAY 25, 1929

Pub. L. 85-857, §11, Sept. 2, 1958, 72 Stat. 1263, as amended by Pub. L. 87-875, Oct. 24, 1962, 76 Stat. 1198, provided that:

"(a) Any person who was receiving, or entitled to receive, emergency officers' retirement pay, or other privileges or benefits as a retired emergency officer of World War I, on December 31, 1958, under the laws in effect on that day, shall, except where there was fraud, clear and unmistakable error as to conclusion of fact or law, or misrepresentation of material facts, continue, to receive, or be entitle to receive, emergency officers' retirement pay at the rate otherwise payable on December 31, 1958, and such other privileges and benefits so long as the conditions warranting such pay, privileges, and benefits under those laws continue.

"(b) Any individual who, upon application therefor before May 25, 1929, would have been granted emergency officer's retirement pay based upon 30 per centum or more disability under the Act of May 24, 1928 (45 Stat. 735), and who would have been entitled to continue to receive such pay under section 10 of Public Numbered 2. Seventy-third Congress, or under section 1 of Public Numbered 743, Seventy-sixth Congress, and who upon being placed on the emergency officers' retired list would have been paid retired pay at a monthly rate lower than the monthly rate of disability compensation then payable, shall, upon application made therefor after the date of enactment of this subparagraph [Oct. 24, 1962] to the Administrator of Veterans' Affairs, be placed upon the appropriate emergency officers' retired list, and thereafter shall be entitled to all rights, privileges, and benefits of retired emergency officers of World War I.

#### CONTINUATION OF CERTAIN RIGHTS AND BENEFITS

Pub. L. 85-857, §12, Sept. 2, 1958, 72 Stat. 1264, as amended by Pub. L. 89-50, §1(c), June 24, 1965, 79 Stat. 173; Pub. L. 91-24, §14(a), June 11, 1969, 83 Stat. 35, provided that:

(a) [Repealed by Pub. L. 91-24, effective June 11, 1969, except as to any indebtedness which may be due the Government as the result of any benefits granted thereunder. Prior to such repeal, subsec. (a) read as follows: "The repeal of part VIII, and paragraphs 10 and 11 of part VII, of Veterans Regulation Numbered 1(a), sections 3 and 4 of Public Law 16, Seventy-eighth Congress, and section 1507 of the Servicemen's Readjustment Act of 1944, shall not apply in the case of any veteran (1) who enlisted or reenlisted in a regular component of the Armed Forces after October 6, 1945, and before October 7, 1946, or (2) whose discharge or dismissal is changed, corrected, or modified before February 1, 1965, pursuant to section 1552 or 1553 of title 10, United States Code, or by other corrective action by competent authority."]

"(b) Nothing in this Act or any amendment or repeal made by it, shall affect any right, liability, penalty, authorization or requirement pertaining to World War adjusted compensation authorized or prescribed under the provisions of the World War Adjusted Compensation Act, or the Adjusted Compensation Payment Act, 1936, or any related Act, which was in effect on December 31, 1958.

"(c) [Repealed by Pub. L. 89-50, effective July 1, 1966. Prior to such repeal, subsec. (c) read as follows: "Nothing in this Act, or any amendment or repeal made by it, shall deprive any person of benefits under the Mustering-Out Payment Act of 1944 to which he would have been entitled if this Act had not been enacted."]

"(d) Nothing in this Act, or any amendment or repeal made by it, shall affect any right of any person based on a contract entered into before the effective date of this Act, or affect the manner in which such right could have been enforced or obtained but for this Act, or such amendment or repeal.

"(e) Chapter 37 of title 38, United States Code, is a continuation and restatement of the provisions of title III of the Servicemen's Readjustment Act of 1944, and may be considered to be an amendment to such title III."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 102–83; CORRESPONDING PROVISIONS; SAVINGS PROVISION

Pub. L. 102–83,  $\S7$ , Aug. 6, 1991, 105 Stat. 410, provided that:

"(a) REFERENCES TO REPLACED LAWS.—A reference to a provision of title 38, United States Code, replaced by a provision of that title enacted by section 2 [enacting chapters 3, 5, 7, 9, and 77 of this title, amending sections 618, 621, 654, 1521, 1685, 1833, 2003A, 2014 [now 4214], 5701, 7101, and 7455 of this title, and repealing former chapter 3 of this title] (including a reference in a regulation, order, or other law) shall be treated as referring to the corresponding provision enacted by this Act.

"(b) SAVINGS PROVISION FOR REGULATIONS.—A regulation, rule, or order in effect under a provision of title 38, United States Code, replaced by a provision of that title enacted by section 2 shall continue in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

"(c) GENERAL SAVINGS PROVISION.—An action taken or an offense committed under a provision of title 38, United States Code, replaced by a provision of that title enacted by section 2 shall be treated as having been taken or committed under the corresponding provision enacted by this Act."

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#### **Editorial Notes**

#### AMENDMENTS

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

2008—Pub. L. 110–252, title  $\tilde{V}$ ,  $\S5003(a)(2)$ , June 30, 2008, 122 Stat. 2375, added item for chapter 33.

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

Pub. L. 109–233, title IV,  $\S402(\hat{\mathbf{d}})(3)$ , June 15, 2006, 120 Stat. 411, added item for chapter 63.

2003—Pub. L. 108-183, title I, §102(e)(2), Dec. 16, 2003, 117 Stat. 2655, substituted "Benefits for Children of Vietnam Veterans and Certain Other Veterans" for "Benefits for Children of Vietnam Veterans" in item for chapter 18.

2002—Pub. L. 107–330, title III, \$308(g)(1)(A), Dec. 6, 2002, 116 Stat. 2828, substituted "5100" for "5101" in item for chapter 51.

2001—Pub. L. 107–95,  $\S5(a)(2)$ , Dec. 21, 2001, 115 Stat. 918, added item for chapter 20.

2000—Pub. L. 106-419, title IV, §401(f)(2), Nov. 1, 2000, 114 Stat. 1861, substituted "Benefits for Children of Vietnam Veterans" and "1802" for "Benefits for Children of Vietnam Veterans Who Are Born With Spina Bifida" and "1801", respectively, in item for chapter 18. 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. 1996—Pub. L. 104-204, title IV, §421(b)(2), Sept. 26, 1996, 110 Stat. 2926, added item for chapter 18.

1994—Pub. L. 103–446, title XII, §1201(h)(1), Nov. 2, 1994, 108 Stat. 4688, struck out item for chapter 42 and added identical new item for chapter 42.

Pub. L. 103–353, §2(b)(1), Oct. 13, 1994, 108 Stat. 3169, substituted "Employment and Reemployment Rights of Members of the Uniformed Services" and "4301" for "Veterans' Reemployment Rights" and "2021", respectively in item for chapter 43

tively, in item for chapter 43.

1991—Pub. L. 102–86, title IV, § 401(b)(2), Aug. 14, 1991, 105 Stat. 422, inserted "; Enhanced-Use Leases of Real Property" in item for chapter 81.

Pub. 100.99 \$50(4)(1) 5(b)(2). Aug. 6, 1001, 105 Stat.

Pub. L. 102-83, §\$2(d)(1), 5(b)(2), Aug. 6, 1991, 105 Stat. 402, 406, substituted "Department of Veterans Affairs . . . 301" for "Veterans' Administration; Officers and Employees . . . 201" in item for chapter 3, added items for chapters 5, 7, 9, and 77, substituted "1101" for "301" in item for chapter 11, "1301" for "401" in item for chapter 13, "1501" for "501" in item for chapter 15, "1701" for "601" in item for chapter 17, "1901" for "701" in item for chapter 19, "2101" for "801" in item for chapter 23, "2400" for "1000" in item for chapter 24, "3001" for "1401" in item for chapter 30, "3100" for "1500" in item for chapter 31, "3201" for "1601" in item for chapter 32, "3451" for "1651" in item for chapter 34, "3500" for "1700" in item for chapter 36, "3701" for "1801" in item for chapter 37, "3901" for "1901" in item for chapter 39, "4100" for "2000" in item for chapter 41, and "4211" for "2011" in item for chapter 42.

Pub. L. 102-54, \$14(e)(1), June 13, 1991, 105 Stat. 287, inserted "United States" in item for chapter 72.

Pub. L. 102–40, title IV, §§402(c)(2), 403(f)(1), May 7, 1991, 105 Stat. 239, 240, substituted "5101" for "3001" in item for chapter 51, "5301" for "3101" in item for chapter 55, "5501" for "3201" in item for chapter 55, "5701" for "3301" in item for chapter 57, "5901" for "3401" in item for chapter 59, "6101" for "3501" in item for chapter 61, "Boards, Administrations, and Services" for "Boards and Departments" in item for part V, "7101" for "4001" in item chapter 71, "7251" for "4051" in item for chapter 72, "Veterans Health Administration—Organization and Functions... 7301" for "Department of Medicine and Surgery... 4101", added item for chapter 74, struck out item for chapter 75 "Veterans' Canteen Services... 4201", substituted "7601" for "4301" in item for chapter 76, added item for chapter 78, substituted "8101" for "5001" in item for chapter 81, "8201" for "5070" in item for chapter 82, "8301" for "5101" in

<sup>&</sup>lt;sup>1</sup>So in original. The period probably should not appear.

<sup>&</sup>lt;sup>2</sup> So in original. Does not conform to chapter heading.

Sec.

101.

Definitions.

item for chapter 83, and "8501" for "5201" in item for

Pub. L. 102-16, §9(c)(2), Mar. 22, 1991, 105 Stat. 55, struck out "Disabled and Vietnam Era" after "Employment and Training of" in item for chapter 42.

1988—Pub. L. 100-687, div. A, title I, \$103(c)(1), title III, \$301(b), Nov. 18, 1988, 102 Stat. 4107, 4121, substituted "Claims" for "Applications" in item for chapter 51 and 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.

1984—Pub. L. 98-525, title VII, \$702(a)(2), Oct. 19, 1984, 98 Stat. 2563, added item for chapter 30.

1982—Pub. L. 97–306, title III, §301(b)(2), Oct. 14, 1982, 96 Stat. 1437, substituted "2000" for "2001" in item for chapter 41.

Pub. L. 97-295, §4(1)(A), Oct. 12, 1982, 96 Stat. 1304, sub-

stituted "1500" for "1,500" in item for chapter 31. Pub. L. 97–295, §4(1)(B), Oct. 12, 1982, 96 Stat. 1304, substituted "1651" for "1650" in item for chapter 34.

Pub. L. 97–295,  $\S4(1)(C)$ , Oct. 12, 1982, 96 Stat. 1304, added item for chapter 82.

1981—Pub. L. 97–72, title III, §302(b)(2), Nov. 3, 1981, 95 Stat. 1059, substituted "Housing and Small Business Loans" for "Home, Condominium, and Mobile Home Loans" in item for chapter 37.

1980—Pub. L. 96-466, title I, §101(b), Oct. 17, 1980, 94 Stat. 2186, substituted "Training and Rehabilitation for Veterans with Service-Connected Disabilities 1,500" for "Vocational Rehabilitation . . . 1501" in item for chapter 31.

1976—Pub. L. 94-581, title II, §203(a), Oct. 21, 1976, 90 Stat. 2856, inserted "Nursing Home," in item for chap-

Pub. L. 94-502, title III, §309(b), Oct. 15, 1976, 90 Stat. 2391, substituted "Survivors' and Dependents' Educational Assistance" for "War Orphans' and Widows' Education Assistance" in item for chapter 35.

Pub. L. 94-502, title IV, §405, Oct. 15, 1976, 90 Stat. 2397, added item for chapter 32.

1974—Pub. L. 93-569, §7(d), Dec. 31, 1974, 88 Stat. 1866, substituted "Home, Condominium, and Mobile Home Loans" for "Home, Farm, and Business Loans" in item for chapter 37.

Pub. L. 93-508, title IV, §404(b), Dec. 3, 1974, 88 Stat. 1600, added item for chapter 43.

1973—Pub. L. 93-43, §2(b), June 18, 1973, 87 Stat. 78, added item for chapter 24.

1972—Pub. L. 92–540, title V, §§502(b), 503(b), Oct. 24, 1972, 86 Stat. 1097, 1099, substituted ", Training and" for "and Employment" in item for chapter 41, and added item for chapter 42.

1971—Pub. L. 91-666, §2(b), Jan. 11, 1971, 84 Stat. 2000, substituted "Automobiles and Adaptive Equipment for Certain Disabled Veterans and Members of the Armed Forces" for "Automobiles for Disabled Veterans" in item for chapter 39.

1968—Pub. L. 90-631, §2(h)(2), Oct. 23, 1968, 82 Stat. 1333, substituted "War Orphans' and Widows' Educational Assistance . . 1700" for "War Orphans' Educational Assistance . . . 1701" in item for chapter 35.

1966—Pub. L. 89-358, §§ 4(c), 6(b), Mar. 3, 1966, 80 Stat. 23, 27, substituted chapter "34. Veterans' Educational Assistance . . . 1650" for chapter "33. Education of Korean Conflict Veterans . . . 1601" and added chapter 36; and substituted "Job Counseling and Employment Placement Service for Veterans" for "Unemployment Benefits for Veterans" in item for chapter 41, respec-

1965—Pub. L. 89-50, §1(b), June 24, 1965, 79 Stat. 173, struck out item for chapter 43 which related to mustering out payments.

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#### **Editorial Notes**

#### AMENDMENTS

1991—Pub. L. 102-83, §2(d)(2), Aug. 6, 1991, 105 Stat. 402, substituted "Department of Veterans Affairs . . . 301" for "Veterans' Administration; Officers and Employees . . 201" in item for chapter 3 and added items for chapters 5, 7, and 9.

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102.	Dependent parents.	
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## **Editorial Notes**

## AMENDMENTS

2020—Pub. L. 116-171, title III, § 306(b), Oct. 17, 2020, 134 Stat. 805, added item 119.

2014—Pub. L. 113-235, div. I, title II, §244(c), Dec. 16, 2014, 128 Stat. 2569, added item 117 and struck out former item 117 "Advance appropriations for certain medical care accounts"

2013—Pub. L. 112–260, title II,  $\S 202(c)$ , Jan. 10, 2013, 126 Stat. 2424, added item 111A.

2010—Pub. L. 111–275, title X,  $\S1001(a)$ , Oct. 13, 2010, 124 Stat. 2896, added item 118 and struck out former item 118 "Reports to Congress: submission in electronic

Pub. L. 111-163, title X, §1003(b), May 5, 2010, 124 Stat. 1183, added items 117 and 118 and struck out former item 117 "Advance appropriations for certain medical care accounts".

2009—Pub. L. 111-81, §3(b), Oct. 22, 2009, 123 Stat. 2138, which directed addition of item 117 after item 113, was executed by adding item 117 after item 116 to reflect the probable intent of Congress.

2000—Pub. L. 106–419, title IV, §403(d)(1)(B), Nov. 1, 2000, 114 Stat. 1864, added item 116.

1991—Pub. L. 102-86, title IV, §402(b), Aug. 14, 1991, 105 Stat. 422, added item 115.

1989—Pub. L. 101-237, title VI, §601(b)(2), Dec. 18, 1989, 103 Stat. 2094, struck out "for certain medical items" after "Multiyear procurement" in item 114.

1988—Pub. L. 100–322, title I, §108(e)(2), title IV, \$404(b), May 20, 1988, 102 Stat. 498, 547, substituted "Payments or allowances for beneficiary travel" for "Travel expenses" in item 111 and added item 114.