

out functions and duties of Department of Defense under predischARGE education program.

Prior section 1700, which comprised the first section of chapter 35, was renumbered section 3500 of this title.

AMENDMENTS

2021—Subsec. (a). Pub. L. 116-315, §2003(b)(1), designated existing provisions as par. (1) and added par. (2).

Pub. L. 116-315, §2003(a), substituted “\$1,388.68” for “\$1,000”.

Subsec. (d). Pub. L. 116-315, §2003(b)(2)(A)(i), inserted “or married to more than one person who has been awarded a medal of honor,” after “more than one medal of honor.”

Subsec. (f)(1). Pub. L. 116-315, §2003(b)(2)(A)(ii), substituted “paragraph (1) of subsection (a), or under paragraph (2) of such subsection in the case of a posthumous entry on the Army, Navy, Air Force, and Coast Guard Medal of Honor Roll,” for “this section”.

2013—Subsec. (a). Pub. L. 113-66, §563(b)(1), substituted “each living person” for “each person”, “Honor Roll, and” for “Honor roll, and”, “subsection (d) of section 1134a of title 10” for “subsection (c) of section 1561 of this title”, and “date on which the person’s name is entered on the Army, Navy, Air Force, and Coast Guard Medal of Honor Roll under subsection (b) of such section” for “date of application therefor under section 1560 of this title”.

Subsec. (g). Pub. L. 113-66, §563(b)(2), added subsec. (g).

2002—Subsec. (a). Pub. L. 107-330, §304(a), substituted “\$1,000, as adjusted from time to time under subsection (e)” for “\$600”.

Subsec. (e). Pub. L. 107-330, §304(b), added subsec. (e).

Subsec. (f). Pub. L. 107-330, §304(c), added subsec. (f).

1998—Subsec. (a). Pub. L. 105-368 substituted “\$600” for “\$400”.

1993—Subsec. (a). Pub. L. 103-161 substituted “\$400” for “\$200”.

1991—Pub. L. 102-83, §5(a), renumbered section 562 of this title as this section.

Subsec. (a). Pub. L. 102-83, §5(c)(1), substituted “1561” for “561” and “1560” for “560”.

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

1978—Subsec. (a). Pub. L. 95-479 increased from \$100 to \$200 the special pension.

1975—Subsec. (a). Pub. L. 94-169, §106(44), substituted “delivered to the Administrator” for “delivered to him”.

Subsecs. (b), (d). Pub. L. 94-169, §106(45), substituted “such person” for “he”.

1963—Subsec. (a). Pub. L. 88-77 inserted references to the Coast Guard.

1961—Subsec. (a). Pub. L. 87-138 inserted “, and a copy of whose certificate has been delivered to him under subsection (c) of section 561 of this title,” after “Medal of Honor roll”, and increased pension from \$10 to \$100.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2021 AMENDMENT

Amendment by section 2003(b)(1), (2)(A) of Pub. L. 116-315 applicable with respect to payment of pension under this section for months beginning after Jan. 5, 2021, see section 2003(b)(3) of Pub. L. 116-315, set out as a note under section 103 of this title.

EFFECTIVE DATE OF 2013 AMENDMENT

Amendment by Pub. L. 113-66 applicable with respect to Medals of Honor awarded on or after Dec. 26, 2013, see section 563(d) of Pub. L. 113-66, set out as an Effective Date note under section 1134a of Title 10, Armed Forces.

EFFECTIVE DATE OF 2002 AMENDMENT

Pub. L. 107-330, title III, §304(d), Dec. 6, 2002, 116 Stat. 2826, provided that:

“(1) Except as provided in paragraph (2), the amendments made by subsections (a) and (b) [amending this section] shall take effect on September 1, 2003. No payment may be made pursuant to subsection (f) of section 1562 of title 38, United States Code, as added by subsection (c) of this section, before October 1, 2003.

“(2) The Secretary of Veterans Affairs shall not make any adjustment under subsection (e) of section 1562 of title 38, United States Code, as added by subsection (b) of this section, in 2003.”

EFFECTIVE DATE OF 1998 AMENDMENT

Pub. L. 105-368, title III, §301(b), Nov. 11, 1998, 112 Stat. 3332, provided that: “The amendment made by subsection (a) [amending this section] shall take effect on the first day of the first month beginning on or after the date of the enactment of this Act [Nov. 11, 1998].”

EFFECTIVE DATE OF 1993 AMENDMENT

Pub. L. 103-161, §1(b), Nov. 30, 1993, 107 Stat. 1967, provided that: “The amendment made by subsection (a) [amending this section] shall apply with respect to months beginning after the date of the enactment of this Act [Nov. 30, 1993].”

EFFECTIVE DATE OF 1978 AMENDMENT

Amendment by Pub. L. 95-479 effective Jan. 1, 1979, see section 401(b) of Pub. L. 95-479, set out as a note under section 1114 of this title.

EFFECTIVE DATE OF 1975 AMENDMENT

Pub. L. 94-169, title I, §106, Dec. 23, 1975, 89 Stat. 1017, provided that the amendment made by that section is effective Jan. 1, 1976.

EFFECTIVE DATE OF 1961 AMENDMENT

Pub. L. 87-138, §4, Aug. 14, 1961, 75 Stat. 339, provided that: “The amendments made by this Act [amending this section and sections 560 and 561 [renumbered 1560 and 1561] of this title] shall take effect on the first day of the first month which begins after the date of the enactment of this Act [Aug. 14, 1961], except that the amendments made by subsection (b) of the first section [amending section 560 [renumbered 1560] of this title] and by section 2 [amending section 561 [renumbered 1561] of this title] shall not apply with respect to any application under section 560 [renumbered 1560] of title 38, United States Code, made before such first day by any person who fulfilled the qualifications prescribed by subsection (b) of such section at the time such application was made.”

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

CHAPTER 17—HOSPITAL, NURSING HOME, DOMICILIARY, AND MEDICAL CARE

SUBCHAPTER I—GENERAL

Sec.	
1701.	Definitions.
1702.	Presumptions: psychosis after service in World War II and following periods of war; mental illness following service in the Persian Gulf War.
1703.	Veterans Community Care Program.
1703A.	Agreements with eligible entities or providers; certification processes.
1703B.	Access standards.
1703C.	Standards for quality.

- Sec. 1703D. Prompt payment standard.
- 1703E. Center for Innovation for Care and Payment.
- 1704. Preventive health services: annual report.
- 1705. Management of health care: patient enrollment system.
- 1705A. Management of health care: information regarding health-plan contracts.
- 1706. Management of health care: other requirements.
- 1706A. Remediation of medical service lines.
- 1707. Limitations.
- 1708. Temporary lodging.
- 1709. Comprehensive policy on reporting and tracking sexual assault incidents and other safety incidents.
- 1709A. Teleconsultation.
- 1709B. Evaluations of mental health care and suicide prevention programs.
- 1709C. Assistance for child care for certain veterans receiving health care.¹

SUBCHAPTER II—HOSPITAL, NURSING HOME, OR DOMICILIARY CARE AND MEDICAL TREATMENT

- 1710. Eligibility for hospital, nursing home, and domiciliary care.
- 1710A. Required nursing home care.
- 1710B. Extended care services.
- 1710C. Traumatic brain injury: plans for rehabilitation and reintegration into the community.
- 1710D. Traumatic brain injury: comprehensive program for long-term rehabilitation.
- 1710E. Traumatic brain injury: use of non-Department facilities for rehabilitation.
- 1711. Care during examinations and in emergencies.
- 1712. Dental care; drugs and medicines for certain disabled veterans; vaccines.
- 1712A. Eligibility for readjustment counseling and related mental health services.
- 1712B. Counseling for former prisoners of war.
- 1712C. Dental insurance plan for veterans and survivors and dependents of veterans.
- [1713. Renumbered.]
- 1714. Fitting and training in use of prosthetic appliances; guide dogs; service dogs.
- 1715. Tobacco for hospitalized veterans.
- 1716. Hospital care by other agencies of the United States.
- 1717. Home health services; invalid lifts and other devices.
- 1718. Therapeutic and rehabilitative activities.
- 1719. Repair or replacement of certain prosthetic and other appliances.
- 1720. Transfers for nursing home care; adult day health care.
- 1720A. Treatment and rehabilitative services for persons with drug or alcohol dependency.
- 1720B. Respite care.
- 1720C. Noninstitutional alternatives to nursing home care.
- 1720D. Counseling and treatment for sexual trauma.
- 1720E. Nasopharyngeal radium irradiation.
- 1720F. Comprehensive program for suicide prevention among veterans and members of the reserve components of the Armed Forces.
- 1720G. Assistance and support services for caregivers.
- 1720H. Mental health treatment for veterans and members of the reserve components of the Armed Forces who served in classified missions.
- 1720I. Mental and behavioral health care for certain former members of the Armed Forces.
- 1720J. Emergent suicide care.

SUBCHAPTER III—MISCELLANEOUS PROVISIONS RELATING TO HOSPITAL AND NURSING HOME CARE AND MEDICAL TREATMENT OF VETERANS

- 1721. Power to make rules and regulations.

- Sec. 1722. Determination of inability to defray necessary expenses; income thresholds.
- 1722A. Copayment for medications.
- 1722B. Copayments: waiver of collection of copayments for telehealth and telemedicine visits of veterans.
- 1723. Furnishing of clothing.
- 1724. Hospital care, medical services, and nursing home care abroad.
- 1725. Reimbursement for emergency treatment.
- 1725A. Access to walk-in care.
- 1726. Reimbursement for loss of personal effects by natural disaster.
- 1727. Persons eligible under prior law.
- 1728. Reimbursement of certain medical expenses.
- 1729. Recovery by the United States of the cost of certain care and services.
- 1729A. Department of Veterans Affairs Medical Care Collections Fund.
- 1729B. Consolidated patient accounting centers.
- 1730. Community residential care.
- 1730A. Prohibition on collection of copayments from certain veterans.
- 1730B. Access to State prescription drug monitoring programs.
- 1730C. Licensure of health care professionals providing treatment via telemedicine.

SUBCHAPTER IV—HOSPITAL CARE AND MEDICAL TREATMENT FOR VETERANS IN THE REPUBLIC OF THE PHILIPPINES

- 1731. Assistance to the Republic of the Philippines.
- 1732. Contracts and grants to provide for the care and treatment of United States veterans by the Veterans Memorial Medical Center.
- 1733. Supervision of program by the President.
- 1734. Hospital and nursing home care and medical services in the United States.
- 1735. Definitions.

SUBCHAPTER V—PAYMENTS TO STATE HOMES

- 1741. Criteria for payment.
- 1742. Inspections of such homes; restrictions on beneficiaries.
- 1743. Applications.
- 1744. Hiring and retention of nurses: payments to assist States.
- 1745. Nursing home care, adult day health care, and medications for veterans with service-connected disabilities.

SUBCHAPTER VI—SICKLE CELL ANEMIA

- 1751. Screening, counseling, and medical treatment.
- 1752. Research.
- 1753. Voluntary participation; confidentiality.
- 1754. Reports.
- [1761 to 1764. Repealed.]

[SUBCHAPTER VII—TRANSFERRED]

[1771 to 1774. Renumbered.]

SUBCHAPTER VIII—HEALTH CARE OF PERSONS OTHER THAN VETERANS

- 1781. Medical care for survivors and dependents of certain veterans.
- 1782. Counseling, training, and mental health services for immediate family members and caregivers.
- 1783. Bereavement counseling.
- 1784. Humanitarian care.
- 1784A. Examination and treatment for emergency medical conditions and women in labor.
- 1785. Care and services during certain disasters and emergencies.
- 1786. Care for newborn children of women veterans receiving maternity care.
- 1787. Health care of family members of veterans stationed at Camp Lejeune, North Carolina.

¹ So in original. The comma probably should be a period.

- Sec.
1788. Transplant procedures with live donors and related services.
1789. Mental health services for members of the reserve components of the Armed Forces.

Editorial Notes

AMENDMENTS

2021—Pub. L. 116-315, title III, §3002(b), title V, §5107(a)(3), Jan. 5, 2021, 134 Stat. 4991, 5031, added item 1709C and substituted “Prohibition on collection of copayments from certain veterans” for “Prohibition on collection of copayments from catastrophically disabled veterans” in item 1730A.

Pub. L. 116-283, div. A, title VII, §§763(b), 764(a)(3)(B), Jan. 1, 2021, 134 Stat. 3725, 3726, which directed amendment of subchapter analysis for this chapter by adding item 1789 and substituting “Comprehensive program for suicide prevention among veterans and members of the reserve components of the Armed Forces” for “Comprehensive program for suicide prevention among veterans” in item 1720F, was executed by making the amendments to the analysis for this chapter, to reflect the probable intent of Congress.

Pub. L. 116-283, div. A, title VII, §764(b)(2)(B), Jan. 1, 2021, 134 Stat. 3727, substituted “Mental health treatment for veterans and members of the reserve components of the Armed Forces who served in classified missions” for “Mental health treatment for veterans who served in classified missions” in item 1720H.

2020—Pub. L. 116-214, title II, §201(b), Dec. 5, 2020, 134 Stat. 1033, added item 1720J.

2018—Pub. L. 115-182, title I, §§101(a)(2), 102(b), 104(b), 105(c), 109(b), 111(b), 134(b), 151(b), 152(b), 153(b), June 6, 2018, 132 Stat. 1403, 1408, 1411, 1413, 1418, 1421, 1429, 1431, 1437, 1438, substituted “Veterans Community Care Program” for “Contracts for hospital care and medical services in non-Department facilities” in item 1703, and added items 1703A to 1703E, 1706A, 1725A, 1730B, 1730C, and 1788.

Pub. L. 115-159, §2(c), Mar. 27, 2018, 132 Stat. 1245, substituted “Nursing home care, adult day health care, and medications for veterans with service-connected disabilities” for “Nursing home care and medications for veterans with service-connected disabilities” in item 1745.

Pub. L. 115-141, div. J, title II, §258(b), Mar. 23, 2018, 132 Stat. 828, added item 1720I.

2016—Pub. L. 114-315, title VI, §§604(b), 605(c), 606(b), title VIII, §802(2), Dec. 16, 2016, 130 Stat. 1571, 1572, 1575, 1591, added items 1705A, 1720H, and 1784A and substituted “Traumatic brain injury: comprehensive program for long-term rehabilitation” for “Traumatic brain injury: comprehensive plan for long-term rehabilitation” in item 1710D and “Traumatic brain injury: use of non-Department facilities for rehabilitation” for “Traumatic brain injury: use of non-Departmental facilities for rehabilitation” in item 1710E.

Pub. L. 114-218, §2(a)(2), July 29, 2016, 130 Stat. 843, added item 1712C.

2015—Pub. L. 114-2, §2(a)(2), Feb. 12, 2015, 129 Stat. 31, added item 1709B.

2012—Pub. L. 112-154, title I, §§102(b)(2), 103(b), 106(b), 108(a)(2), Aug. 6, 2012, 126 Stat. 1168, 1169, 1173, 1174, added items 1709, 1709A, 1722B, and 1787.

2010—Pub. L. 111-163, title I, §§101(a)(2), 103(c), title II, §206(b), title V, §511(b), May 5, 2010, 124 Stat. 1137, 1140, 1146, 1164, added items 1720G, 1730A, 1782, and 1786 and struck out former item 1782 “Counseling, training, and mental health services for immediate family members”.

2008—Pub. L. 110-387, title IV, §406(b), Oct. 10, 2008, 122 Stat. 4130, added item 1729B.

Pub. L. 110-181, div. A, title XVII, §§1702(b), 1703(b), 1708(a)(3), Jan. 28, 2008, 122 Stat. 489, 490, 494, substituted “Presumptions: psychosis after service in World War II and following periods of war; mental illness following service in the Persian Gulf War” for

“Presumption relating to psychosis” in item 1702 and added items 1710C to 1710E.

2007—Pub. L. 110-110, §3(a)(2), Nov. 5, 2007, 121 Stat. 1033, which directed amendment of the analysis for this chapter by adding item 1720F at the end, was executed by adding item 1720F after item 1720E, to reflect the probable intent of Congress.

2006—Pub. L. 109-461, title II, §211(a)(4), Dec. 22, 2006, 120 Stat. 3419, added item 1745.

2004—Pub. L. 108-422, title II, §201(a)(2), Nov. 30, 2004, 118 Stat. 2382, added item 1744.

2003—Pub. L. 108-7, div. K, title I, §113(a)(2), Feb. 20, 2003, 117 Stat. 482, struck out item 1729B “Health Services Improvement Fund”.

2002—Pub. L. 107-287, §4(a)(2), Nov. 7, 2002, 116 Stat. 2029, added item 1785.

Pub. L. 107-135, title II, §§201(b)(2), 208(f)(1), Jan. 23, 2002, 115 Stat. 2457, 2464, substituted “Limitations” for “Restriction on use of funds for assisted suicide, euthanasia, or mercy killing” in item 1707, struck out item 1713 “Medical care for survivors and dependents of certain veterans”, substituted “guide dogs; service dogs” for “seeing-eye dogs” in item 1714, and added item for subchapter VIII and items 1781 to 1784.

2001—Pub. L. 107-95, §5(g)(1), Dec. 21, 2001, 115 Stat. 918, struck out subchapter VII heading “TREATMENT AND REHABILITATION FOR SERIOUSLY MENTALLY ILL AND HOMELESS VETERANS” and items 1771 “General treatment”, 1772 “Therapeutic housing”, 1773 “Additional services at certain locations”, and 1774 “Coordination with other agencies and organizations”.

2000—Pub. L. 106-419, title II, §221(b), Nov. 1, 2000, 114 Stat. 1845, added item 1708.

1999—Pub. L. 106-117, title I, §§101(a)(2), (c)(2), 111(b)(2), title II, §202(b), Nov. 30, 1999, 113 Stat. 1548, 1549, 1556, 1561, added items 1710A, 1710B, 1725, and 1729B.

1998—Pub. L. 105-368, title IX, §901(b), Nov. 11, 1998, 112 Stat. 3360, added item 1720E.

1997—Pub. L. 105-114, title II, §§202(d), 206(b)(3), Nov. 21, 1997, 111 Stat. 2287, 2289, substituted “Treatment and rehabilitative services for persons with drug or alcohol dependency” for “Treatment and rehabilitation for alcohol or drug dependence or abuse disabilities” in item 1720A, struck out “: pilot program” after “home care” in item 1720C, and added item for subchapter VII and items 1771 to 1774.

Pub. L. 105-33, title VIII, §8023(a)(2), Aug. 5, 1997, 111 Stat. 667, added item 1729A.

Pub. L. 105-12, §9(i)(2), Apr. 30, 1997, 111 Stat. 27, added item 1707.

1996—Pub. L. 104-262, title I, §§101(c)(2)(B), 104(a)(2), Oct. 9, 1996, 110 Stat. 3179, 3184, added items 1705 and 1706 and substituted “Dental care; drugs and medicines for certain disabled veterans; vaccines” for “Eligibility for outpatient services” in item 1712.

1994—Pub. L. 103-452, title I, §101(f)(2)(B), Nov. 2, 1994, 108 Stat. 4784, substituted “and treatment” for “to women veterans” in item 1720D.

1992—Pub. L. 102-585, title I, §102(a)(2), title V, §§512(b), 514(b), Nov. 4, 1992, 106 Stat. 4946, 4958, added items 1704 and 1720D and struck out subchapter VII heading “PREVENTIVE HEALTH-CARE SERVICES PILOT PROGRAM” and items 1761 “Purpose”, 1762 “Definition”, 1763 “Preventive health-care services”, and 1764 “Reports”.

1991—Pub. L. 102-83, §5(b)(1), Aug. 6, 1991, 105 Stat. 406, renumbered items 601 to 664 as 1701 to 1764, respectively.

Pub. L. 102-83, §4(a)(5), Aug. 6, 1991, 105 Stat. 404, substituted “non-Department” for “non-Veterans’ Administration” in item 603.

1990—Pub. L. 101-508, title VIII, §8012(a)(2), Nov. 5, 1990, 104 Stat. 1388-345, added item 622A.

Pub. L. 101-366, title II, §201(a)(2), Aug. 15, 1990, 104 Stat. 438, added item 620C.

1988—Pub. L. 100-322, title I, §§101(h)(2), 115(g)(2), May 20, 1988, 102 Stat. 492, 502, substituted “Eligibility for outpatient services” for “Eligibility for medical treatment” in item 612, substituted “Home health services; invalid” for “Invalid” in item 617, and struck out item