

ment 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.)

Editorial Notes

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.)

Editorial Notes

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.)

Editorial Notes

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

Chap.		Sec.
71.	Board of Veterans' Appeals	7101
72.	United States Court of Appeals for Veterans Claims	7251
73.	Veterans Health Administration—Organization and Functions	7301
74.	Veterans Health Administration—Personnel	7401
75.	Visual Impairment and Orientation and Mobility Professionals Educational Assistance Program	7501
76.	Health Professionals Educational Assistance Program	7601
77.	Veterans Benefits Administration	7701
78.	Veterans' Canteen Service	7801
79.	Information Security Education Assistance Program	7901

Editorial Notes

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.

Sec.	
7105.	Filing of appeal.
7105A.	Simultaneously contested claims.
[7106.	Repealed.]
7107.	Appeals: dockets; hearings.
7108.	Rejection of applications.
[7109.	Repealed.]
[7110.	Repealed.]
7111.	Revision of decisions on grounds of clear and unmistakable error.
7112.	Expedited treatment of remanded claims.
7113.	Evidentiary record before the Board of Veterans' Appeals.

Editorial Notes

AMENDMENTS

2017—Pub. L. 115–55, §2(q)(2), (s)(2), (u)(3), (w)(3), Aug. 23, 2017, 131 Stat. 1112, 1113, 1115, substituted “Filing of appeal” for “Filing of notice of disagreement and appeal” in item 7105, struck out items 7106 “Administrative appeals” and 7109 “Independent medical opinions”, and added item 7113.

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.

(c)(1)(A) The Chairman may from time to time designate one or more employees of the Department to serve as acting members of the Board. Except as provided in subparagraph (B), any such designation shall be for a period not to exceed 90 days, as determined by the Chairman.

(B) An individual designated as an acting member of the Board may continue to serve as an acting member of the Board in the making of any determination on a proceeding for which the individual was designated as an acting member of the Board, notwithstanding the termination of the period of designation of the individual as an acting member of the Board under subparagraph (A) or (C).

(C) An individual may not serve as an acting member of the Board for more than 270 days during any one-year period.

(D) At no time may the number of acting members exceed 20 percent of the total of the number of Board members and acting Board members combined.

(2) In each annual report to the Congress under section 529 of this title, the Secretary shall provide detailed descriptions of the activities undertaken and plans made in the fiscal year for which the report is made with respect to the authority provided by paragraph (1) of this subsection. In each such report, the Secretary shall indicate, in terms of full-time employee equivalents, the number of acting members of the Board designated under such paragraph (1) during the year for which the report is made.

(d)(1) After the end of each fiscal year, the Chairman shall prepare a report on the activities of the Board during that fiscal year and the projected activities of the Board for the fiscal year during which the report is prepared and the next fiscal year. Such report shall be included in the documents providing detailed information on the budget for the Department that the Secretary submits to the Congress in conjunction with the President's budget submission for any fiscal year pursuant to section 1105 of title 31.