

116TH CONGRESS
2D SESSION

H. R. 8559

To amend title 38, United States Code, to improve and to expand eligibility for dependency and indemnity compensation paid to certain survivors of certain veterans.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 9, 2020

Mrs. HAYES (for herself, Mr. RODNEY DAVIS of Illinois, Mr. FITZPATRICK, Ms. WILD, Mr. LARSON of Connecticut, Mr. KILMER, and Mr. COX of California) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to improve and to expand eligibility for dependency and indemnity compensation paid to certain survivors of certain veterans.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Surviving Families
5 Benefit Expansion Act”.

1 **SEC. 2. MODIFICATION OF REQUIREMENTS FOR DEPEND-**
2 **ENCY AND INDEMNITY COMPENSATION FOR**
3 **SURVIVORS OF CERTAIN VETERANS RATED**
4 **TOTALLY DISABLED AT TIME OF DEATH.**

5 Section 1318 of title 38, United States Code, is
6 amended—

7 (1) in subsection (a)—

8 (A) by striking “The Secretary” and in-
9 serting “(1) Except as provided in paragraph
10 (2), the Secretary”; and

11 (B) by adding at the end the following new
12 paragraph:

13 “(2) In any case in which the Secretary makes a pay-
14 ment under paragraph (1) of this subsection by reason
15 of subsection (b)(1) of this section and the period of con-
16 tinuous rating immediately preceding death is less than
17 10 years, the amount payable under such paragraph shall
18 be an amount that bears the same relationship to the
19 amount otherwise payable under such paragraph as the
20 duration of such period bears to 10 years.”; and

21 (2) in subsection (b)(1), by striking “10 or
22 more years” and inserting “not less than five
23 years”.

1 **SEC. 3. ELIGIBILITY FOR DEPENDENCY AND INDEMNITY**
2 **COMPENSATION FOR SURVIVING SPOUSES**
3 **WHO REMARRY AFTER AGE 55.**

4 Section 103(d)(2)(B) of title 38, United States Code,
5 is amended in the second sentence by inserting “chapter
6 13 or” after “benefits under”.

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