

112TH CONGRESS
1ST SESSION

H. R. 1484

IN THE SENATE OF THE UNITED STATES

JUNE 6, 2011

Received; read twice and referred to the Committee on Veterans' Affairs

AN ACT

To amend title 38, United States Code, to improve the appeals process of the Department of Veterans Affairs.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Veterans Appeals Im-
3 provement Act of 2011”.

4 **SEC. 2. WAIVER OF REGIONAL OFFICE JURISDICTION OVER**
5 **INCORPORATION OF SUPPLEMENTAL EVI-**
6 **DENCE INTO PREVIOUSLY SUBMITTED**
7 **CLAIMS.**

8 (a) **WAIVER.**—Section 7104 of title 38, United States
9 Code, is amended by adding at the end the following new
10 subsection:

11 “(f) If a claimant or the claimant’s representative
12 submits new evidence in support of a case for which a sub-
13 stantive appeal has been filed, such evidence shall be sub-
14 mitted to the Board directly and not to the agency of juris-
15 diction, unless the claimant or the claimant’s representa-
16 tive requests that the evidence be reviewed by the agency
17 of jurisdiction before being submitted to the Board.”.

18 (b) **EFFECTIVE DATE.**—Subsection (f) of section
19 7104 of title 38, United States Code, as added by sub-
20 section (a) of this section, shall apply with respect to

- 1 evidence submitted on or after the date that is 90 days
- 2 after the date of the enactment of this Act.

Passed the House of Representatives May 31, 2011.

Attest:

KAREN L. HAAS,

Clerk.