

112TH CONGRESS
1ST SESSION

S. 423

To amend title 38, United States Code, to provide authority for retroactive effective date for awards of disability compensation in connection with applications that are fully-developed at submittal, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 1, 2011

Mr. BURR introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide authority for retroactive effective date for awards of disability compensation in connection with applications that are fully-developed at submittal, and for other purposes.

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. AUTHORITY FOR RETROACTIVE EFFECTIVE**
2 **DATE FOR AWARDS OF DISABILITY COM-**
3 **PENSATION IN CONNECTION WITH APPLICA-**
4 **TIONS THAT ARE FULLY-DEVELOPED AT SUB-**
5 **MITTAL.**

6 Section 5110(b) of title 38, United States Code, is
7 amended—

8 (1) by redesignating paragraphs (2) and (3) as
9 paragraphs (3) and (4), respectively; and

10 (2) by inserting after paragraph (1) the fol-
11 lowing new paragraph (2):

12 “(2) The effective date of an award of disability com-
13 pensation to a veteran who submits an application therefor
14 that sets forth a claim that is fully-developed (as pre-
15 scribed by the Secretary for purposes of this paragraph)
16 as of the date of submittal shall be fixed in accordance
17 with the facts found, but shall not be earlier than the date
18 that is one year before the date of receipt of the applica-
19 tion.”.

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