

119TH CONGRESS
1ST SESSION

H. R. 1004

To amend titles 10 and 38, United States Code, to improve benefits and services for surviving spouses, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2025

Mr. HUDSON (for himself, Mr. NEGUSE, Mr. VAN ORDEN, Ms. MORRISON, Mr. LUTTRELL, and Mr. KHANNA) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend titles 10 and 38, United States Code, to improve benefits and services for surviving spouses, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Love Lives On Act
5 of 2025”.

1 **SEC. 2. MODIFICATION OF ENTITLEMENT TO VETERANS**
2 **DEPENDENCY AND INDEMNITY COMPENSA-**
3 **TION FOR SURVIVING SPOUSES WHO RE-**
4 **MARRY.**

5 Section 103(d) of title 38, United States Code, is
6 amended—

7 (1) in paragraph (2)(B)—

8 (A) by inserting “(i)” before “The remar-

9 riage”;

10 (B) in clause (i), as designated by subpara-

11 graph (A), by striking “Notwithstanding the

12 previous sentence” and inserting the following:

13 “(ii) Notwithstanding clause (i)”;

14 (C) by adding at the end the following new

15 clause:

16 “(iii) Notwithstanding clause (ii), the remarriage of

17 a surviving spouse shall not bar the furnishing of benefits

18 under section 1311 or 1562 of this title to the surviving

19 spouse of a veteran.”;

20 (2) in paragraph (5)—

21 (A) by striking subparagraph (A); and

22 (B) by renumbering subparagraphs (B)

23 through (E) as subparagraphs (A) through (D),

24 respectively.

1 **SEC. 3. CONTINUED ELIGIBILITY FOR SURVIVOR BENEFIT**
2 **PLAN FOR CERTAIN SURVIVING SPOUSES**
3 **WHO REMARRY.**

4 Section 1450(b)(2) of title 10, United States Code,
5 is amended—

6 (1) by striking “An annuity” and inserting the
7 following:

8 “(A) IN GENERAL.—(A) Subject to sub-
9 paragraph (B), an annuity”; and

10 (2) by adding at the end the following new sub-
11 paragraph:

12 “(B) TREATMENT OF SURVIVORS OF MEM-
13 BERS WHO DIE ON ACTIVE DUTY.—The Sec-
14 retary may not terminate payment of an annu-
15 ity for a surviving spouse described in subpara-
16 graph (A) or (B) of section 1448(d)(1) solely
17 because that surviving spouse remarries. In the
18 case of a surviving spouse who remarried before
19 reaching age 55 and before the date of the en-
20 actment of Love Lives On Act of 2025, the Sec-
21 retary shall resume payment of the annuity to
22 that surviving spouse—

23 “(i) except as provided by clause (ii),
24 for each month that begins on or after the
25 date that is one year after such date of en-
26 actment; or

“(ii) on the first day of the first month beginning after such date of enactment, in the case of a surviving spouse who elected to transfer payment of that annuity to a surviving child or children under the provisions of section 1448(d)(2)(B) of title 10, United States Code, as in effect on December 31, 2019.”.

SEC. 4. EXPANSION OF DEFINITION OF DEPENDENT UNDER TRICARE PROGRAM TO INCLUDE A REMARRIED WIDOW OR WIDOWER WHOSE SUBSEQUENT MARRIAGE HAS ENDED.

Section 1072(2) of title 10, United States Code, is amended—

(1) in subparagraph (H), by striking “; and” and inserting a semicolon;

(2) in subparagraph (I)(v), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following new subparagraph:

“(J) a remarried widow or widower whose subsequent marriage has ended due to death, divorce, or annulment.”.

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