

108TH CONGRESS  
1ST SESSION

# S. 249

To amend title 38, United States Code, to provide that remarriage of the surviving spouse of a deceased veteran after age 55 shall not result in termination of dependency and indemnity compensation otherwise payable to that surviving spouse.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 30, 2003

Mrs. CLINTON (for herself and Mrs. HUTCHISON) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

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# A BILL

To amend title 38, United States Code, to provide that remarriage of the surviving spouse of a deceased veteran after age 55 shall not result in termination of dependency and indemnity compensation otherwise payable to that surviving spouse.

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. RETENTION OF DEPENDENCY AND INDEMNITY**

4                   **COMPENSATION FOR SURVIVING SPOUSES**

5                   **REMARRYING AFTER AGE 55.**

6       (a) **EXCEPTION TO TERMINATION OF BENEFITS**

7 **UPON REMARRIAGE.**—Section 103(d)(2)(B) of title 38,

1 United States Code, is amended by inserting “1311 or”  
2 after “under section”.

3 (b) EFFECTIVE DATE.—The amendment made by  
4 subsection (a) shall take effect on—

5 (1) the first day of the first month that begins  
6 after the date of the enactment of this Act; or

7 (2) the first day of the fiscal year that begins  
8 in the calendar year in which this Act is enacted, if  
9 later than the date specified in paragraph (1).

10 (c) RETROACTIVE BENEFITS PROHIBITED.—No ben-  
11 efit may be paid to any person by reason of the amend-  
12 ment made by subsection (a) for any period before the  
13 effective date specified in subsection (b).

