

110TH CONGRESS
2D SESSION

S. 2737

To amend title 38, United States Code, to grant jurisdiction to the United States Court of Appeals for Veterans Claims to review the compliance of the schedule of ratings for disabilities under section 1151 of that title with statutory requirements applicable to entitlement to disability compensation under chapter 11 of that title, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 10, 2008

Mr. AKAKA 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 grant jurisdiction to the United States Court of Appeals for Veterans Claims to review the compliance of the schedule of ratings for disabilities under section 1151 of that title with statutory requirements applicable to entitlement to disability compensation under chapter 11 of that title, 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 “Veterans’ Rating
5 Schedule Review Act”.

1 **SEC. 2. REVIEW BY UNITED STATES COURT OF APPEALS**
 2 **FOR VETERANS CLAIMS OF COMPLIANCE OF**
 3 **SCHEDULE OF RATINGS FOR DISABILITIES**
 4 **WITH STATUTORY REQUIREMENTS APPLICA-**
 5 **BLE TO ENTITLEMENT TO DISABILITY COM-**
 6 **PENSATION.**

7 Section 7252(b) of title 38, United States Code, is
 8 amended—

9 (1) by inserting “(1)” after “(b)”;

10 (2) by striking the third sentence; and

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

13 “(2)(A) Except as provided in subparagraph (B), the
 14 Court may not review the schedule of ratings for disabil-
 15 ities adopted under section 1155 of this title or any action
 16 of the Secretary in adopting or revising that schedule.

17 “(B) The Court may review whether, and the extent
 18 to which, the schedule of ratings for disabilities complies
 19 with applicable requirements of chapter 11 of this title.”.

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