

EFFECTIVE DATE OF 1961 AMENDMENT

Amendment by Pub. L. 87-268 effective Oct. 1, 1961, see section 3 of Pub. L. 87-268, set out as a note under section 1312 of this title.

§ 1323. Certifications with respect to circumstances of death

Whenever the Secretary determines on the basis of a claim for benefits filed with the Secretary that a death occurred under the circumstances referred to in section 1476(a) of title 10, the Secretary shall certify that fact to the Secretary concerned. In all other cases, the Secretary shall make the determination referred to in such section at the request of the Secretary concerned.

(Pub. L. 85-857, Sept. 2, 1958, 72 Stat. 1133, § 423; Pub. L. 94-433, title IV, § 405(19), Sept. 30, 1976, 90 Stat. 1380; Pub. L. 102-54, § 14(b)(4), June 13, 1991, 105 Stat. 283; renumbered § 1323 and amended Pub. L. 102-83, §§ 4(b)(1), (2)(E), (3)(A), 5(a), Aug. 6, 1991, 105 Stat. 404-406.)

Editorial Notes

PRIOR PROVISIONS

Prior sections 1401, 1402, 1411 to 1419, 1421 to 1423, 1431 to 1436, and 1500 were renumbered sections 3001, 3002, 3011 to 3019, 3021 to 3023, 3031 to former 3036, and 3100 of this title, respectively.

AMENDMENTS

1991—Pub. L. 102-83, § 5(a), renumbered section 423 of this title as this section.

Pub. L. 102-83, § 4(b)(3)(A), substituted “Certifications with respect to circumstances of death” for “Certifications by Administrator” in section catchline.

Pub. L. 102-83, § 4(b)(1), (2)(E), substituted “Secretary determines” for “Administrator determines”, “Secretary that” for “Administrator that”, and in two places “Secretary shall” for “Administrator shall”.

Pub. L. 102-54 struck out “or section 321(b) of title 32,” after “title 10,” and “1476(a) or 321(b)” after “such section”.

1976—Pub. L. 94-433 substituted “with the Administrator” for “with him” and “the Administrator” for “he” before “shall certify” and “shall make”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1976 AMENDMENT

Amendment by Pub. L. 94-433 effective Oct. 1, 1976, see section 406 of Pub. L. 94-433, set out as a note under section 1101 of this title.

CHAPTER 15—PENSION FOR NON-SERVICE-CONNECTED DISABILITY OR DEATH OR FOR SERVICE

SUBCHAPTER I—GENERAL

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| Sec. | |
| 1501. | Definitions. |
| 1502. | Determinations with respect to disability. |
| 1503. | Determinations with respect to annual income. |
| 1504. | Persons heretofore having a pensionable status. |
| 1505. | Payment of pension during confinement in penal institutions. |
| 1506. | Resource reports and overpayment adjustments. |
| 1507. | Disappearance. |
| 1508. | Frequency of payment of pension benefits. |

SUBCHAPTER II—VETERANS' PENSIONS

SERVICE PENSION

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| 1511. | Indian War veterans. |
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Sec.

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| 1512. | Spanish-American War veterans. |
| 1513. | Veterans 65 years of age and older. |

NON-SERVICE-CONNECTED DISABILITY PENSION

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| 1521. | Veterans of a period of war. |
| 1522. | Net worth limitation. |
| 1523. | Combination of ratings. |
| 1524. | Vocational training for certain pension recipients. |
| 1525. | Protection of health-care eligibility. |

SUBCHAPTER III—PENSIONS TO SURVIVING SPOUSES AND CHILDREN

WARS BEFORE WORLD WAR I

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| 1532. | Surviving spouses of Civil War veterans. |
| 1533. | Children of Civil War veterans. |
| 1534. | Surviving spouses of Indian War veterans. |
| 1535. | Children of Indian War veterans. |
| 1536. | Surviving spouses of Spanish-American War veterans. |
| 1537. | Children of Spanish-American War veterans. |

OTHER PERIODS OF WAR

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| 1541. | Surviving spouses of veterans of a period of war. |
| 1542. | Children of veterans of a period of war. |
| 1543. | Net worth limitation. |

SUBCHAPTER IV—ARMY, NAVY, AIR FORCE, AND COAST GUARD MEDAL OF HONOR ROLL

[1560, 1561. Repealed.]

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| 1562. | Special provisions relating to pension. |
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Editorial Notes

AMENDMENTS

2013—Pub. L. 113-66, div. A, title V, § 563(c)(2), Dec. 26, 2013, 127 Stat. 768, struck out items 1560 “Medal of Honor Roll; persons eligible” and 1561 “Certificate”.

2001—Pub. L. 107-103, title II, § 207(a)(2), Dec. 27, 2001, 115 Stat. 991, added item 1513.

1992—Pub. L. 102-568, title IV, §§ 402(c)(2)(B), 403(b)(2), Oct. 29, 1992, 106 Stat. 4337, 4338, substituted “Vocational training for certain pension recipients” for “Temporary program of vocational training for certain new pension recipients” in item 1524 and “Protection” for “Temporary protection” in item 1525.

1991—Pub. L. 102-83, § 5(b)(1), Aug. 6, 1991, 105 Stat. 406, renumbered items 501 to 562 as 1501 to 1562, respectively.

Pub. L. 102-25, title III, § 333(c)(2), Apr. 6, 1991, 105 Stat. 88, substituted “OTHER PERIODS OF WAR” for “MEXICAN BORDER PERIOD, WORLD WAR I, WORLD WAR II, KOREAN CONFLICT, AND THE VIETNAM ERA” as subheading preceding item 541.

1986—Pub. L. 99-576, title VII, § 703(b)(3), Oct. 28, 1986, 100 Stat. 3303, inserted “program of” after “Temporary” in item 524.

1984—Pub. L. 98-543, title III, § 301(a)(2), Oct. 24, 1984, 98 Stat. 2746, added items 524 and 525.

1982—Pub. L. 97-295, § 4(14), Oct. 12, 1982, 96 Stat. 1305, substituted “Honor Roll” for “honor roll” in item 560.

1978—Pub. L. 95-588, title I, §§ 104(b), 106(b), 109(b), 110(b), 112(b), Nov. 4, 1978, 92 Stat. 2499, 2502, 2504, 2505, added item 508, substituted “Veterans of a period of war” for “Veterans of the Mexican border period, World War I, World War II, the Korean conflict, or the Vietnam era” in item 521, substituted “Surviving spouses of veterans of a period of war” for “Surviving spouses of Mexican border period, World War I, World War II, Korean conflict, or Vietnam era veterans” in item 541, substituted “Children of veterans of a period of war” for “Children of Mexican border period, World War I, World War II, Korean conflict, or Vietnam era veterans” in item 542, struck out heading “SURVIVING SPOUSES OF VETERANS OF ALL PERIODS OF WAR” following item 543, and struck out item 544.