

(B) the housing needs of any such veteran or homeless individual can be met in a manner that is compatible with the manner in which the needs of homeless veterans are met under paragraph (1); and

(C) the provisions of paragraphs (4) and (5) of subsection (b) are met.

(d) In determining whether to guarantee a loan under this subchapter, the Secretary shall consider—

(1) the availability of Department of Veterans Affairs medical services to residents of the multifamily transitional housing project; and

(2) the extent to which needs of homeless veterans are met in a community, as assessed under section 107 of Public Law 102-405.

(Added Pub. L. 105-368, title VI, § 601(a), Nov. 11, 1998, 112 Stat. 3343, § 3773; renumbered § 2052 and amended Pub. L. 107-95, § 5(d)(1), (2)(C), Dec. 21, 2001, 115 Stat. 918; Pub. L. 108-454, title IV, § 402(b), Dec. 10, 2004, 118 Stat. 3616.)

Editorial Notes

REFERENCES IN TEXT

Section 107 of Public Law 102-405, referred to in subsec. (d)(2), is set out as a note under section 527 of this title.

AMENDMENTS

2004—Subsec. (c)(1). Pub. L. 108-454 substituted “services, other commercial activities,” for “services”.

2001—Pub. L. 107-95, § 5(d)(1), renumbered section 3773 of this title as this section.

Subsec. (a). Pub. L. 107-95, § 5(d)(2)(C), substituted “section 2051 of this title” for “section 3772 of this title” in introductory provisions.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Oct. 1, 1998, see section 602(f) of Pub. L. 105-368, set out as an Effective Date of 1998 Amendment note under section 2106 of this title.

§ 2053. Default

(a) The Secretary shall take such steps as may be necessary to obtain repayment on any loan that is in default and that is guaranteed under this subchapter.

(b) Upon default of a loan guaranteed under this subchapter and terminated pursuant to State law, a lender may file a claim under the guarantee for an amount not to exceed the lesser of—

(1) the maximum guarantee; or

(2) the difference between—

(A) the total outstanding obligation on the loan, including principal, interest, and expenses authorized by the loan documents, through the date of the public sale (as authorized under such documents and State law); and

(B) the amount realized at such sale.

(Added Pub. L. 105-368, title VI, § 601(a), Nov. 11, 1998, 112 Stat. 3344, § 3774; renumbered § 2053, Pub. L. 107-95, § 5(d)(1), Dec. 21, 2001, 115 Stat. 918.)

Editorial Notes

AMENDMENTS

2001—Pub. L. 107-95 renumbered section 3774 of this title as this section.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Oct. 1, 1998, see section 602(f) of Pub. L. 105-368, set out as an Effective Date of 1998 Amendment note under section 2106 of this title.

§ 2054. Audit

(a) During each of the first 3 years of operation of a multifamily transitional housing project with respect to which a loan is guaranteed under this subchapter, there shall be an annual, independent audit of such operation. Such audit shall include a detailed statement of the operations, activities, and accomplishments of such project during the year covered by such audit. The party responsible for obtaining such audit (and paying the costs therefor) shall be determined before the Secretary issues a guarantee under this subchapter.

(b) After the first three years of operation of such a multifamily transitional housing project, the Secretary may provide for periodic audits of the project.

(Added Pub. L. 105-368, title VI, § 601(a), Nov. 11, 1998, 112 Stat. 3345, § 3775; amended Pub. L. 106-117, title VII, § 712, Nov. 30, 1999, 113 Stat. 1584; renumbered § 2054, Pub. L. 107-95, § 5(d)(1), Dec. 21, 2001, 115 Stat. 918.)

Editorial Notes

AMENDMENTS

2001—Pub. L. 107-95 renumbered section 3775 of this title as this section.

1999—Pub. L. 106-117 designated existing provisions as subsec. (a) and added subsec. (b).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Oct. 1, 1998, see section 602(f) of Pub. L. 105-368, set out as an Effective Date of 1998 Amendment note under section 2106 of this title.

SUBCHAPTER VII—OTHER PROVISIONS

§ 2061. Grant program for homeless veterans with special needs

(a) ESTABLISHMENT.—The Secretary shall carry out a program to make grants to health care facilities of the Department and to entities eligible for grants and per diem payments under sections 2011 and 2012 of this title in order to encourage development by those facilities and entities of programs for homeless veterans with special needs.

(b) HOMELESS VETERANS WITH SPECIAL NEEDS.—For purposes of this section, homeless veterans with special needs include homeless veterans who are—

(1) women;

(2) frail elderly;

(3) terminally ill;

(4) chronically mentally ill; or

(5) individuals who have care of minor dependents.

(c) PROVISION OF SERVICES TO DEPENDENTS.—A recipient of a grant under subsection (a) may use amounts under the grant to provide services directly to a dependent of a homeless veteran

with special needs who is under the care of such homeless veteran while such homeless veteran receives services from the grant recipient under this section.

(d) FUNDING.—(1) From amounts appropriated to the Department for “Medical Services” for each of fiscal years 2007 through 2025, \$5,000,000 shall be available for each such fiscal year for the purposes of the program under this section.

(2) The Secretary shall ensure that funds for grants under this section are designated for the first three years of operation of the program under this section as a special purpose program for which funds are not allocated through the Veterans Equitable Resource Allocation system.

(Added Pub. L. 107–95, §5(a)(1), Dec. 21, 2001, 115 Stat. 913; amended Pub. L. 109–461, title VII, §706, Dec. 22, 2006, 120 Stat. 3440; Pub. L. 112–37, §13, Oct. 5, 2011, 125 Stat. 397; Pub. L. 112–154, title III, §§303, 305(d), Aug. 6, 2012, 126 Stat. 1184, 1188; Pub. L. 113–37, §2(f)(3), Sept. 30, 2013, 127 Stat. 524; Pub. L. 113–175, title II, §207, Sept. 26, 2014, 128 Stat. 1904; Pub. L. 114–58, title III, §305, Sept. 30, 2015, 129 Stat. 534; Pub. L. 114–228, title III, §306, Sept. 29, 2016, 130 Stat. 939; Pub. L. 115–62, title III, §305, Sept. 29, 2017, 131 Stat. 1163; Pub. L. 115–251, title I, §146, Sept. 29, 2018, 132 Stat. 3170; Pub. L. 116–159, div. E, title III, §5306, Oct. 1, 2020, 134 Stat. 751; Pub. L. 117–180, div. E, title III, §305, Sept. 30, 2022, 136 Stat. 2138; Pub. L. 118–83, div. B, title III, §326, Sept. 26, 2024, 138 Stat. 1541.)

Editorial Notes

AMENDMENTS

2024—Subsec. (d)(1). Pub. L. 118–83 substituted “2025” for “2024”.

2022—Subsec. (d)(1). Pub. L. 117–180 substituted “2024” for “2022”.

2020—Subsec. (d)(1). Pub. L. 116–159 substituted “2022” for “2020”.

2018—Subsec. (d)(1). Pub. L. 115–251 substituted “2020” for “2019”.

2017—Subsec. (d)(1). Pub. L. 115–62 substituted “2019” for “2017”.

2016—Subsec. (d)(1). Pub. L. 114–228 substituted “2017” for “2016”.

2015—Subsec. (d)(1). Pub. L. 114–58 substituted “2016” for “2015”.

2014—Subsec. (d)(1). Pub. L. 113–175 substituted “2015” for “2014”.

2013—Subsec. (d)(1). Pub. L. 113–37 substituted “2007 through 2014” for “2007 through 2013”.

2012—Subsec. (a). Pub. L. 112–154, §303(a), substituted “to entities eligible for grants and per diem payments under sections 2011 and 2012 of this title” for “to grant and per diem providers” and “by those facilities and entities” for “by those facilities and providers”.

Subsec. (b)(1). Pub. L. 112–154, §303(b)(1), struck out “, including women who have care of minor dependents” at end.

Subsec. (b)(5). Pub. L. 112–154, §303(b)(2)–(4), added par. (5).

Subsecs. (c), (d). Pub. L. 112–154, §303(c), added subsec. (c) and redesignated former subsec. (c) as (d).

Subsec. (d)(1). Pub. L. 112–154, §305(d), which directed amendment of subsec. (c)(1) by substituting “through 2013” for “through 2012”, was executed to subsec. (d)(1) to reflect the probable intent of Congress and the intervening amendment by Pub. L. 112–154, §303(c)(1).

2011—Subsec. (c)(1). Pub. L. 112–37 substituted “2012” for “2011”.

2006—Subsec. (c)(1). Pub. L. 109–461 substituted “Medical Services” for “Medical Care” and “fiscal years 2007 through 2011” for “fiscal years 2003, 2004, and 2005”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2013 AMENDMENT

Amendment by Pub. L. 113–37 effective Oct. 1, 2013, see section 4(a) of Pub. L. 113–37, set out as a note under section 322 of this title.

PILOT PROGRAM ON GRANTS FOR HEALTH CARE FOR HOMELESS VETERANS

Pub. L. 117–328, div. U, title III, §310, Dec. 29, 2022, 136 Stat. 5473, provided that:

“(a) PILOT PROGRAM REQUIRED.—Not later than one year after the date of the enactment of this Act [Dec. 29, 2022], the Secretary of Veterans Affairs shall commence carrying out a pilot program to assess the feasibility and advisability of awarding grants to eligible entities to meet the health care needs of—

“(1) veterans who are homeless;

“(2) veterans who were previously homeless and are transitioning to permanent housing; and

“(3) veterans who are at risk of becoming homeless.

“(b) LOCATIONS.—The Secretary shall carry out the pilot program at not fewer than five locations selected by the Secretary for purposes of the pilot program.

“(c) AWARD OF GRANTS.—

“(1) IN GENERAL.—In carrying out the pilot program, the Secretary shall award grants to eligible entities for the purpose described in subsection (a).

“(2) ELIGIBLE ENTITIES.—For purposes of this section, an eligible entity is any entity that is providing transitional housing services to veterans as of the date on which the entity applies for a grant under this section.

“(3) PREFERENCE.—In awarding grants under this section, the Secretary shall give preference to eligible entities that are recipients of grants under sections 2012 and 2061 of title 38, United States Code, as of the date on which the entity applies for a grant under this section.

“(4) EQUITABLE DISTRIBUTION; PRIORITIZATION.—

“(A) EQUITABLE DISTRIBUTION.—The Secretary shall ensure that, to the extent practicable, grant amounts awarded under paragraph (1) are equitably distributed among eligible entities across geographic regions.

“(B) PRIORITIZATION.—In awarding grants under this section, and in compliance with paragraphs (2) and (3), the Secretary may prioritize eligible entities located—

“(i) in rural communities;

“(ii) on Tribal lands; and

“(iii) in areas where there is a significant population of veterans aged 55 years old and older.

“(5) INTERVALS OF PAYMENT AND MAXIMUM GRANT AMOUNT.—The Secretary may establish intervals of payment for the administration of grants under this section and a maximum grant amount to be awarded, in accordance with the services being provided by staff hired using grant amounts and the duration of such services.

“(d) USE OF GRANT AMOUNTS.—The recipient of a grant under the pilot program—

“(1) shall use grant amounts for the hiring of appropriately qualified medical staff to care for veterans described in subsection (a) who require assistance with activities of daily living or need consistent medical attention and monitoring; and

“(2) may use such amounts for supplies, administrative support, and infrastructure needs associated with the duties of such staff and the needs of such veterans.

“(e) REQUIREMENTS FOR RECEIPT OF GRANTS.—

“(1) NOTIFICATION THAT SERVICES ARE FROM DEPARTMENT.—Each entity receiving a grant under this section shall notify the recipients of services provided pursuant to grant amounts that such services are being paid for, in whole or in part, by the Department.

“(2) COORDINATION.—An entity receiving a grant under this section shall—

“(A) coordinate with the Secretary with respect to the provision of clinical services to eligible individuals or any other provisions of the law regarding the delivery of health care by the Secretary;

“(B) inform each veteran who receives assistance under this section from the entity of the ability of the veteran to apply for enrollment in the patient enrollment system of the Department under section 1705(a) of title 38, United States Code; and

“(C) if such a veteran wishes to so enroll, inform the veteran of a point of contact at the Department who can assist the veteran in such enrollment.

“(f) REPORT ON SERVICES PROVIDED.—The Secretary shall require each eligible entity awarded a grant under this section to submit to the Secretary a report that describes the services provided or coordinated with amounts under such grant.

“(g) DURATION.—The Secretary shall carry out the pilot program during the five-year period beginning on the date on which the pilot program commences.

“(h) REPORTS TO CONGRESS.—

“(1) IN GENERAL.—Not later than one year after the date on which the first grants are awarded under this section, and annually thereafter until the program terminates, the Secretary shall submit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a report on the effectiveness of the program.

“(2) ELEMENTS.—The report required by paragraph (1) shall include the number of veterans served by the pilot program under the care of a staff member the funding for whom is provided by a grant under the program, disaggregated by—

“(A) geographic location;

“(B) sex;

“(C) age;

“(D) race and ethnicity;

“(E) whether or not a veteran received health care from the Department during the two-year period preceding the date on which the veteran began participating in the program;

“(F) the number of veterans who transitioned into permanent housing as a result of participation in the program;

“(G) with respect to veterans who did not transition into permanent housing as a result of participation in the program, the main reasons for not so transitioning;

“(H) discharge status; and

“(I) eligibility for health care provided by the Department of Veterans Affairs.”

STUDY OF OUTCOME EFFECTIVENESS OF GRANT PROGRAM FOR HOMELESS VETERANS WITH SPECIAL NEEDS

Pub. L. 107-95, § 7, Dec. 21, 2001, 115 Stat. 919, required the Secretary of Veterans Affairs to conduct a study of the effectiveness during fiscal year 2002 through fiscal year 2004 of the grant program under this section in meeting the needs of homeless veterans with special needs and to submit to Congress a report on the study not later than Mar. 31, 2005.

§ 2062. Dental care

(a) IN GENERAL.—For purposes of section 1712(a)(1)(H) of this title, outpatient dental services and treatment of a dental condition or disability of a veteran described in subsection (b) shall be considered to be medically necessary, subject to subsection (c), if—

(1) the dental services and treatment are necessary for the veteran to successfully gain or regain employment;

(2) the dental services and treatment are necessary to alleviate pain; or

(3) the dental services and treatment are necessary for treatment of moderate, severe,

or severe and complicated gingival and periodontal pathology.

(b) ELIGIBLE VETERANS.—Subsection (a) applies to a veteran—

(1) who is enrolled for care under section 1705(a) of this title; and

(2) who, for a period of 60 consecutive days, is receiving care (directly or by contract) in any of the following settings:

(A) A domiciliary under section 1710 of this title.

(B) A therapeutic residence under section 2032 of this title.

(C) Community residential care coordinated by the Secretary under section 1730 of this title.

(D) A setting for which the Secretary provides funds for a grant and per diem provider.

(3) For purposes of paragraph (2), in determining whether a veteran has received treatment for a period of 60 consecutive days, the Secretary may disregard breaks in the continuity of treatment for which the veteran is not responsible.

(c) LIMITATION.—Dental benefits provided by reason of this section shall be a one-time course of dental care provided in the same manner as the dental benefits provided to a newly discharged veteran.

(Added Pub. L. 107-95, § 5(a)(1), Dec. 21, 2001, 115 Stat. 913.)

§ 2063. Employment assistance

The Secretary may authorize homeless veterans receiving care through vocational rehabilitation programs to participate in the compensated work therapy program under section 1718 of this title.

(Added Pub. L. 107-95, § 5(a)(1), Dec. 21, 2001, 115 Stat. 914.)

§ 2064. Technical assistance grants for nonprofit community-based groups

(a) GRANT PROGRAM.—The Secretary shall carry out a program to make grants to entities or organizations with expertise in preparing grant applications. Under the program, the entities or organizations receiving grants shall provide technical assistance to nonprofit community-based groups with experience in providing assistance to homeless veterans in order to assist such groups in applying for grants under this chapter and other grants relating to addressing problems of homeless veterans.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated \$1,000,000 for each of fiscal years 2007 through 2012 to carry out the program under this section.

(Added Pub. L. 107-95, § 5(a)(1), Dec. 21, 2001, 115 Stat. 914; amended Pub. L. 109-461, title VII, § 707, Dec. 22, 2006, 120 Stat. 3440.)

Editorial Notes

AMENDMENTS

2006—Subsec. (b). Pub. L. 109-461 amended heading and text of subsec. (b) generally. Prior to amendment,