

Public Law 91-588

AN ACT

December 24, 1970
[H. R. 15911]

To amend title 38 of the United States Code to increase the rates, income limitations, and aid and attendance allowances relating to payment of pension and parents' dependency and indemnity compensation; to exclude certain payments in determining annual income with respect to such pension and compensation; to make the Mexican border period a period of war for the purposes of such title; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the table in subsection (b) of section 521 of title 38, United States Code, is amended to appear as follows:

Veterans' pensions.
Income limitations.
82 Stat. 64.

"Column I		Column II
Annual income		
More than—	Equal to or	
but	less than—	
	\$300	\$121
\$300	400	119
400	500	117
500	600	115
600	700	112
700	800	108
800	900	104
900	1,000	100
1,000	1,100	96
1,100	1,200	92
1,200	1,300	88
1,300	1,400	84
1,400	1,500	79
1,500	1,600	75
1,600	1,700	69
1,700	1,800	63
1,800	1,900	57
1,900	2,000	51
2,000	2,100	45
2,100	2,200	37
2,200	2,300	29''.

Veterans with dependents.

(b) The table in subsection (c) of such section 521 is amended to appear as follows:

"Column I		Column II	Column III	Column IV
Annual income				
More than—	Equal to or	One	Two	Three or more
but	less than—	dependent	dependents	dependents
	\$500	\$132	\$137	\$142
\$500	600	130	135	140
600	700	128	133	138
700	800	126	131	136
800	900	124	129	134
900	1,000	122	127	132
1,000	1,100	119	119	119
1,100	1,200	116	116	116
1,200	1,300	113	113	113
1,300	1,400	110	110	110
1,400	1,500	107	107	107
1,500	1,600	104	104	104
1,600	1,700	101	101	101
1,700	1,800	99	99	99
1,800	1,900	96	96	96
1,900	2,000	93	93	93
2,000	2,100	90	90	90
2,100	2,200	87	87	87
2,200	2,300	84	84	84
2,300	2,400	81	81	81
2,400	2,500	78	78	78
2,500	2,600	75	75	75
2,600	2,700	72	72	72
2,700	2,800	69	69	69
2,800	2,900	66	66	66
2,900	3,000	62	62	62
3,000	3,100	58	58	58
3,100	3,200	54	54	54
3,200	3,300	50	50	50
3,300	3,400	42	42	42
3,400	3,500	34	34	34''.

(c) The table in subsection (b) of section 541 of title 38, United States Code, is amended to appear as follows:

Widow alone.
82 Stat. 65.

"Column I		Column II
Annual income		
More than—	but	Equal to or less than—
	\$300	\$81
\$300	400	80
400	500	79
500	600	78
600	700	76
700	800	73
800	900	70
900	1,000	67
1,000	1,100	64
1,100	1,200	61
1,200	1,300	58
1,300	1,400	55
1,400	1,500	51
1,500	1,600	48
1,600	1,700	45
1,700	1,800	41
1,800	1,900	37
1,900	2,000	33
2,000	2,100	29
2,100	2,200	23
2,200	2,300	17"

(d) The table in subsection (c) of such section 541 is amended to appear as follows:

Widow with one child.

"Column I		Column II
Annual income		
More than—	but	Equal to or less than—
	\$600	\$99
\$600	700	98
700	800	97
800	900	96
900	1,000	95
1,000	1,100	94
1,100	1,200	92
1,200	1,300	90
1,300	1,400	88
1,400	1,500	86
1,500	1,600	84
1,600	1,700	82
1,700	1,800	80
1,800	1,900	78
1,900	2,000	76
2,000	2,100	74
2,100	2,200	72
2,200	2,300	70
2,300	2,400	68
2,400	2,500	66
2,500	2,600	64
2,600	2,700	62
2,700	2,800	59
2,800	2,900	56
2,900	3,000	53
3,000	3,100	51
3,100	3,200	48
3,200	3,300	45
3,300	3,400	43
3,400	3,500	41"

Parents, dependency and indemnity compensation.
82 Stat. 66.

SEC. 2. (a) The table in subsection (b) (1) of section 415 of title 38, United States Code, is amended to appear as follows:

"Column I		Column II
Total annual income		
More than—	but	Equal to or less than—
	\$800	\$96
\$800	900	94
900	1,000	91
1,000	1,100	87
1,100	1,200	81
1,200	1,300	75
1,300	1,400	69
1,400	1,500	62
1,500	1,600	54
1,600	1,700	46
1,700	1,800	38
1,800	1,900	31
1,900	2,000	25
2,000	2,100	18
2,100	2,200	12
2,200	2,300	10"

(b) The table in subsection (c) of such section 415 is amended to appear as follows:

"Column I		Column II
Total annual income		
More than—	but	Equal to or less than—
	\$800	\$66
\$800	900	64
900	1,000	61
1,000	1,100	58
1,100	1,200	54
1,200	1,300	50
1,300	1,400	46
1,400	1,500	41
1,500	1,600	35
1,600	1,700	29
1,700	1,800	23
1,800	1,900	20
1,900	2,000	16
2,000	2,100	14
2,100	2,200	12
2,200	2,300	10"

(c) The table in subsection (d) of such section 415 is amended to appear as follows:

82 Stat. 67.

"Column I		Column II
Total combined annual income		
More than—	but	Equal to or less than—
\$1,000		\$64
1,100	\$1,000	62
1,200	1,100	60
1,300	1,200	58
1,400	1,300	56
1,500	1,400	54
1,600	1,500	52
1,700	1,600	49
1,800	1,700	46
1,900	1,800	44
2,000	1,900	42
2,100	2,000	40
2,200	2,100	38
2,300	2,200	35
2,400	2,300	33
2,500	2,400	31
2,600	2,500	29
2,700	2,600	27
2,800	2,700	25
2,900	2,800	23
3,000	2,900	21
3,100	3,000	19
3,200	3,100	17
3,300	3,200	14
3,400	3,300	12
	3,400	10".

(d) Subsection (e) of such section 415 is amended by inserting immediately preceding the word "file" in the first sentence thereof the following text: "other than one who has attained seventy-two years of age and has been paid dependency and indemnity compensation during two consecutive calendar years,".

72 Stat. 1130.

SEC. 3. (a) Sections 322(b), 411(c), and 544 of title 38, United States Code, are each amended by striking out "\$50" and inserting in lieu thereof "\$55".

83 Stat. 146, 145.

(b) (1) Subsection (d) of section 521 of such title is amended by striking out "\$100" and inserting in lieu thereof "\$110".

81 Stat. 180. 73 Stat. 434; 78 Stat. 1095.

(2) Subsection (e) of such section 521 is amended by striking out "\$40" and inserting in lieu thereof "\$44".

81 Stat. 179.

(c) Section 542(c) of such title is amended by striking out "\$1,800" and inserting in lieu thereof "\$2,000".

73 Stat. 435.

SEC. 4. Subsection (h) of section 612 of title 38, United States Code, is amended by adding at the end thereof the following new sentence: "The Administrator shall continue to furnish such drugs and medicines so ordered to any such veteran in need of regular aid and attendance whose pension payments have been discontinued solely because his annual income is greater than the applicable maximum annual income limitation, but only so long as his annual income does not exceed such maximum annual income limitation by more than \$500."

Medical treatment, eligibility. 81 Stat. 183.

SEC. 5. Section 4 of Public Law 90-275 (82 Stat. 68) is amended to read as follows:

Income limitations. 38 USC 521 note.

"SEC. 4. The annual income limitations governing payment of pension under the first sentence of section 9(b) of the Veterans' Pension Act of 1959 hereafter shall be \$1,900 and \$3,200, instead of \$1,600 and \$2,900, respectively."

73 Stat. 436. 38 USC 521 note.

Resource reports.
73 Stat. 433;
78 Stat. 1094.

Annual income determinations.

SEC. 6. Section 506 (a) (2) of title 38, United States Code, is amended by striking out the comma after "child" and inserting in lieu thereof "or a person who has attained seventy-two years of age and has been paid pension thereunder during two consecutive calendar years,".

SEC. 7. Section 503 of title 38, United States Code, is amended—

(1) by inserting before "United" in paragraph (4) thereof "servicemen's group life insurance,";

(2) by striking out the period at the end of paragraph (13) and inserting in lieu thereof a semicolon; and

(3) by adding at the end thereof the following new paragraphs:

"(14) amounts equal to prepayments on an indebtedness secured by a mortgage, or similar type security instrument, on real property (which was prior to death the principal residence of a veteran and spouse) made by the veteran or his widow, after the death of the spouse, during the year of death and the succeeding year, if said indebtedness was in existence at the time of death;

"(15) amounts in joint accounts in banks and similar institutions acquired by reason of death of other joint owner;

"(16) payments received by a retired employee from his former employer as reimbursement for monthly premiums for supplementary medical insurance benefits for the aged provided by part B of title XVIII of the Social Security Act, as amended;

"(17) payments of annuities elected under chapter 73 of title 10."

SEC. 8. (a) Section 415(g)(1) of title 38, United States Code, is amended (1) by inserting "and under the first sentence of section 9(b) of the Veterans' Pension Act of 1959" immediately before the semicolon at the end of subparagraph (C), (2) by striking out the period at the end thereof and inserting in lieu thereof a semicolon, and (3) by adding at the end thereof the following new subparagraph:

"(M) payments of annuities elected under chapter 73 of title 10."

(b) Section 1441 of title 10, United States Code, is amended by striking out "except section 415(g) and chapter 15 of title 38".

SEC. 9. (a) Paragraph (11) of section 101 of title 38, United States Code, is amended by inserting "the Mexican border period," immediately after "Spanish-American War,".

(b) Such section 101 is further amended by adding at the end thereof the following new paragraph:

"(30) The term 'Mexican border period' means the period beginning on May 9, 1916, and ending on April 5, 1917, in the case of a veteran who during such period served for 90 days or more in Mexico, on the borders thereof, or in the waters adjacent thereto."

(c) (1) Subsection (a) of section 521 of title 38, United States Code, is amended by inserting "the Mexican border period," immediately before "World War I".

(2) Paragraphs (1) and (2) of subsection (g) of such section 521 are each amended by inserting "the Mexican border period," immediately before "World War I".

(3) The heading of such section 521 is amended by inserting "the Mexican border period," immediately before "World War I".

(d) (1) Subsection (a) of section 541 of such title is amended by inserting "the Mexican border period," immediately before "World War I".

(2) Subsection (e) (1) of such section 541 is amended by inserting "Mexican border period or" immediately before "World War I".

79 Stat. 301.
42 USC 1395j.

75 Stat. 810.

72 Stat. 1130;
80 Stat. 1158.

73 Stat. 436.
38 USC 521
note.

72 Stat. 1266;
73 Stat. 436.

"Period of war."
81 Stat. 181.

72 Stat. 1106.

"Mexican border period."

81 Stat. 182.

(3) The heading of such section 541 and the catchline immediately before such heading are each amended by inserting “**Mexican border period**,” and “**MEXICAN BORDER PERIOD**,” respectively, immediately before “**World War I**” and “**WORLD WAR I**”.

81 Stat. 182.

(e) (1) Subsection (a) of section 542 of title 38, United States Code, is amended by inserting “the Mexican border period,” immediately before “World War I”.

73 Stat. 435.

(2) The heading of such section 542 is amended by inserting “**Mexican border period**,” immediately before “**World War I**”.

(f) Subsection (h) of section 612 of title 38, United States Code, is amended by inserting “the Mexican border period,” immediately before “World War I”.

Ante, p. 1583.

(g) Section 901 of title 38, United States Code, is amended—

72 Stat. 1169;
75 Stat. 512.

(1) by striking out “of Mexican border service,” in subsection

(a); and

(2) by amending subsection (c) thereof to read as follows:

“(c) For the purpose of this section, the term ‘Mexican border period’ as defined in paragraph (30) of section 101 of this title includes the period beginning on January 1, 1911, and ending on May 8, 1916.”

Ante, p. 1584.

(h) The table of sections at the beginning of chapter 15 of title 38, United States Code, is amended

(1) by inserting “the Mexican border period,” immediately after “521. Veterans of”;

(2) by striking out: “World War I, World War II, the Korean conflict, and the Vietnam era

“541. Widows of World War I, World War II, Korean conflict, or Vietnam era veterans.

“542. Children of World War I, World War II, Korean conflict, or Vietnam era veterans.”

and inserting in lieu thereof: “Mexican border period, World War I, World War II, Korean conflict, and the Vietnam era

“541. Widows of Mexican border period, World War I, World War II, Korean conflict, or Vietnam era veterans.

“542. Children of Mexican border period, World War I, World War II, Korean conflict, or Vietnam era veterans.”

SEC. 10. (a) Sections 1, 2 (a), (b), and (c), 3, 4, 5, 6, 7, 8, and 9 shall take effect on January 1, 1971.

Effective dates.

(b) Sections 2 (d) and 6 shall take effect on January 1, 1972.

Approved December 24, 1970.

Public Law 91-589

JOINT RESOLUTION

Authorizing the preparation and printing of a revised edition of the Constitution of the United States of America—Analysis and Interpretation, of decennial revised editions thereof, and of biennial cumulative supplements to such revised editions.

December 24, 1970
[S. J. Res. 236]

Whereas the Constitution of the United States of America—Analysis and Interpretation, published in 1964 as Senate Document Numbered 39, Eighty-eighth Congress, serves a very useful purpose by supplying essential information, not only to the Members of Congress but also to the public at large;

Whereas such document contains annotations of cases decided by the Supreme Court of the United States to June 22, 1964;

Whereas many cases bearing significantly upon the analysis and interpretation of the Constitution have been decided by the Supreme Court since June 22, 1964;