

LEGAL SUMMARY SURVIVORS PENSION, DEPENDENCY AND INDEMNITY COMPENSATION, AND ACCRUED BENEFITS

SURVIVORS PENSION

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UNITED STATES CODE (U.S.C.)	38 CFR §	TITLE		
38 U.S.C. § § 501, 103, 105, 512, 5110, 101	3.1	Definitions		
38 U.S.C. § 101	3.2	Periods of war		
38 U.S.C. § § 1541, 1543	3.3	Pension		
38 U.S.C. § § 5110, 501, 5101	3.4	General		
38 U.S.C. § 501	3.5	Spouse and surviving spouse		
38 U.S.C. § § 101, 106	3.6	Duty periods		
38 U.S.C. § § 5303, 1152, 1504, 106	3.7	Individuals and groups considered to have performed active military, naval, or air service		
38 U.S.C. § § 5303, 501	3.12	Character of discharge		
38 U.S.C. § 501	3.12a	Minimum active-duty service requirement		
38 U.S.C. § 501	3.16	Service pension		
38 U.S.C. § § 5310, 5111	3.20	Surviving spouse's benefit for month of veteran's death		
38 U.S.C. § § 1541, 501	3.23	Improved pension rates - Veterans and surviving spouses		
38 U.S.C. § § 103(a)	3.52	Marriages deemed valid		
38 U.S.C. § 501	3.53	Continuous Cohabitation		
38 U.S.C. § § 1532, 1534, 1536, 1541, 103(b)	3.54	Marriage dates		
38 U.S.C. § § 101, 104, 501, 1541	3.57	Child		
38 U.S.C. § 1521(h)(2)	3.60	Definition of "living with"		
38 U.S.C. § § 5112, 5110	3.66	Dependency, income and estate		
38 U.S.C. § § 501(a), 501, 1506, 5104	3.103	Procedural due process and other rights		
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38 U.S.C. § 501	3.155	How to file a claim		
38 U.S.C. § 501	3.155	How to file a claim		
38 U.S.C. § § 5103 and 5103A	3.159	Department of Veterans Affairs assistance in developing claims		
38 U.S.C. § 501	3.160	Status of claims		
38 U.S.C. § 501	3.205	Marriage		
38 U.S.C. § § 501, 1315, 1503, 1506	3.211	Death		
38 U.S.C. § § 501, 501(a)	3.271	Computation of income		
38 U.S.C. § § 501, 1503	3.272	Exclusions from income		

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UNITED STATES CODE (U.S.C.)	38 CFR §	TITLE
38 U.S.C. § 501	3.272	Exclusions from income
38 U.S.C. § 501	3.273	Rate computation
38 U.S.C. § § 1543, 5110, 5112	3.274	Net worth and VA pension
38 U.S.C. § 1543	3.275	How VA determines the asset amount for pension net worth determinations
38 U.S.C. § § 1543, 1506	3.276	Asset transfers and penalty periods
38 U.S.C. § § 501, 1315, 1503, 1506	3.278	Deductible medical expenses
38 U.S.C. § § 1502(b), 1541	3.351	Special monthly dependency and indemnity compensation, death compensation, pension and spouse's compensation ratings
38 U.S.C. § § 1501, 512, 1541	3.356	Conditions which determine permanent incapacity for self-support
38 U.S.C. § § 501, 5110	3.402	Surviving spouse
38 U.S.C. § 5503	3.551	Reduction because of hospitalization
38 U.S.C. § § 501(a), 5313, 5313B	3.666	Incarcerated beneficiaries and fugitive felons - pension

DEPENDENCY AND INDEMNITY COMPENSATION

UNITED STATES CODE (U.S.C.)	38 CFR §	TITLE
38 U.S.C. § § 501, 103, 105, 512, 5110, 101	3.1	Definitions
38 U.S.C. § 1310	3.5	Dependency and indemnity compensation
38 U.S.C. § § 101, 106	3.6	Duty periods
38 U.S.C. § § 5303, 1152, 1504, 106	3.7	Individuals and groups considered to have performed active military, naval, or air space
38 U.S.C. § § 501, 1311, 1314, 1321	3.10	Dependency and indemnity compensation rate for a surviving spouse
38 U.S.C. § § 5303, 501	3.12	Character of discharge
38 U.S.C. § 501	3.12a	Minimum active-duty service requirement
38 U.S.C. § § 5301, 5111	3.20	Surviving spouse's benefit for month of veteran's death
38 U.S.C. § § 1318, 501	3.22	DIC benefits for survivors of certain veterans rated totally disabled at time of death
38 U.S.C. § 501	3.50	Spouse and surviving spouse
38 U.S.C. § 103(a)	3.52	Marriages deemed valid
38 U.S.C. § 501	3.53	Continuous cohabitation
38 U.S.C. § § 1532, 1534, 1536, 1541, 103(b)	3.54	Marriage dates
38 U.S.C. § § 1532, 1534, 1536, 1541, 103(b)	3.55	Reinstatement of benefits eligibility based upon terminated marital relationships
38 U.S.C. § § 101, 104, 1536, 501, 1541	3.57	Child
38 U.S.C. § 1521(h)(2)	3.60	Definition of "living with"
38 U.S.C. § § 501(a), 501, 1506, 5104	3.103	Procedural due process and other rights

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DEPENDENCY AND INDEMNITY COMPENSATION (Continued)				
UNITED STATES CODE (U.S.C.)	38 CFR §	TITLE		
38 U.S.C. § 501	3.109	Time limit		
38 U.S.C. § § 501, 5101	3.152	Claims for death benefits		
38 U.S.C. § 501	3.155	How to file a claim		
38 U.S.C. § § 5103, 5103A	3.159	Department of Veterans Affairs assistance in developing claims		
38 U.S.C. § 501	3.160	Status of claims		
38 U.S.C. § 501	3.205	Marriage		
38 U.S.C. § 501	3.211	Death		
38 U.S.C. § 501	3.309	Diseases subject to presumptive service connection		
38 U.S.C. § § 1502(b), 1541	3.351	Special monthly dependency and indemnity compensation, death compensation, pension and spouse's compensation ratings		
38 U.S.C. § 1151	3.361	Benefits under 38 U.S.C. 1151(a) for additional disability or death due to hospital care, medical or surgical treatment, examination, training and rehabilitation services, or compensated work therapy program		
38 U.S.C. § § 5110, 501, 5101	3.400	General		
38 U.S.C. § § 501, 5110	3.402	Surviving spouse		
38 U.S.C. § § 501(a), 5313, 5313B	3.665	Incarcerated beneficiaries and fugitive felons - compensation		
38 U.S.C. § Chapter 35	3.807	Dependents' educational assistance; certification		

ACCRUED BENEFITS

UNITED STATES CODE (U.S.C.)	38 CFR §	TITLE
38 U.S.C. § 103(c)	3.1(j)	Definitions
38 U.S.C. § 501	3.50	Spouse and surviving spouse
38 U.S.C. § 103(a)	3.52	Marriages deemed valid
38 U.S.C. § 501	3.53	Continuous cohabitation
38 U.S.C. § § 1532, 1534, 1536, 1541, 103(b)	3.54	Marriage dates
38 U.S.C. § § 101, 104, 501, 1521, 1541	3.57	Child
38 U.S.C. § § 1521(h)(2)	3.60	Definition of "living with"
38 U.S.C. § § 501, 5101	3.152	Claims for death benefits
38 U.S.C. § § 5103, 5103A	3.159	Department of Veterans Affairs assistance in developing claims
38 U.S.C. § 501	3.160	Status of claims
38 U.S.C. § 501	3.211	Death
38 U.S.C. § 5121	3.1000	Entitlement under 38 U.S.C. § 5121 to benefits due and unpaid upon death of a beneficiary
38 U.S.C. § § 5121, 5121A	3.1010	Substitution under 38 U.S.C. § 5121A following death of a claimant

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