

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

SURVIVORS PENSION

SUR	VIVORS PEI	NSION
UNITED STATES CODE (U.S.C.)	38 CFR §	TITLE
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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
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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
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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
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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
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38 U.S.C. § § 501(a), 5313, 5313B	3.666	Incarcerated beneficiaries and fugitive felons - pension

DEPENDENCY AND INDEMNITY COMPENSATION

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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"
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DEPENDENCY AND INDEMNITY COMPENSATION (Continued)				
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38 U.S.C. § § 5103, 5103A	3.159	Department of Veterans Affairs assistance in developing claims		
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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		
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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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