

113TH CONGRESS  
1ST SESSION

# H. R. 2086

To direct the Secretary to make interim payments of disability compensation benefits for certain claims for such compensation prior to the adjudication of such claims, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2013

Ms. TITUS (for herself, Mr. MCINTYRE, Mr. O'ROURKE, Mr. BARBER, Mr. BISHOP of New York, Ms. KUSTER, Mr. LOEBSACK, Ms. BROWNLEY of California, Mrs. MCCARTHY of New York, Ms. FRANKEL of Florida, Ms. LEE of California, Mr. SEAN PATRICK MALONEY of New York, Mr. CICILLINE, Mr. RAHALL, Mr. SWALWELL of California, Mr. MICHAUD, Ms. BROWN of Florida, Mr. BEN RAY LUJÁN of New Mexico, Mr. KILMER, Mr. DELANEY, Mr. WAXMAN, Mr. COSTA, and Ms. SHEA-PORTER) introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

To direct the Secretary to make interim payments of disability compensation benefits for certain claims for such compensation prior to the adjudication of such claims, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Pay As You Rate Act".

1 **SEC. 2. INTERIM PAYMENTS OF COMPENSATION BENEFITS**  
2 **UNDER LAWS ADMINISTERED BY THE SEC-**  
3 **RETARY OF VETERANS AFFAIRS.**

4 (a) IN GENERAL.—Subchapter III of chapter 51 of  
5 title 38, United States Code, is amended by adding at the  
6 end the following new section:

7 **“§ 5127. Interim payments of compensation benefits**

8 “(a) IN GENERAL.—In the case of a claim described  
9 in subsection (b), prior to adjudicating the claim, the Sec-  
10 retary shall make interim payments of monetary benefits  
11 to the claimant based on any disability for which the Sec-  
12 retary has made a decision. Upon the adjudication of the  
13 claim, the Secretary shall pay to the claimant any mone-  
14 tary benefits awarded to the claimant for the period of  
15 payment under section 5111 of this title less the amount  
16 of such benefits paid to the claimant under this section.

17 “(b) CLAIM DESCRIBED.—A claim described in this  
18 subsection is a claim for disability compensation under  
19 chapter 11 of this title—

20 “(1) the adjudication of which requires the Sec-  
21 retary to make decisions with respect to two or more  
22 disabilities; and

23 “(2) for which, before completing the adjudica-  
24 tion of the claim, the Secretary makes a decision  
25 with respect to a disability that would result in the

1 payment of monetary benefits to the claimant upon  
2 the adjudication of the claim.”.

3 (b) CLERICAL AMENDMENT.—The table of sections  
4 at the beginning of such chapter is amended by adding  
5 at the end of the items relating to such subchapter the  
6 following new item:

“5127. Interim payments of compensation benefits.”.

