

Resolution No. 601

ADEQUATE DEPARTMENT OF VETERANS AFFAIRS BUDGET

WHEREAS, there are more than 18 million living veterans; and

WHEREAS, Department of Veterans Affairs anticipates that enrollment in the Veterans Health Administration will grow to nearly 10 million veterans and more than 7.2 million of those veterans will be seen by VA for health care; and

WHEREAS, the passage of favorable legislation, such as the PACT Act, more veterans will seek to use VA for numerous other benefit programs including education programs, recipients of disability compensation, and insurance policies; and

WHEREAS, the complexity of conditions that veterans which receive VA health for care will add demands to the system for years to come; and

WHEREAS, even though appropriations for VA continues to increase, proposals to return to previous funding levels will create a disparity that is detrimental to the services VA is obligated to provide; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge the Congress of the United States to authorize appropriations for the Department of Veterans Affairs which fully fund and maintain the integrity and enhancement of veteran entitlement programs and health care system.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 602

VA PHARMACEUTICAL CO-PAYMENTS

WHEREAS, veterans, other than those with a service-connected disability rating of 50 percent or greater, those who are receiving medications for their service-connected conditions or those whose incomes fall below the nonservice-connected pension threshold, must pay a co-payment for each 30-day supply of medications obtained through the Department of Veterans Affairs; and

WHEREAS, there have been repeated proposals to change VA pharmaceutical co-payments, placing an undue hardship on many veterans; and

WHEREAS, the increase in costs of the benefit would likely place an undue burden on veterans, limit access to earned benefits, and serve to inequitably balance the federal budget on the backs of veterans; and

WHEREAS, pharmaceuticals are part of the VA's standard health benefits package and must be provided to all eligible veterans; and

WHEREAS, VA is required by current law to charge veterans for life saving preventive medicines which are cost-free under private sector insurance and other public health care options; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we oppose increases in Department of Veterans Affairs pharmaceutical co-payments; and

BE IT FURTHER RESOLVED, that Congress must exempt preventive medicines from VA pharmaceutical co-payment requirements.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 603

VA MEDICARE AND TRICARE REIMBURSEMENT

WHEREAS, the Veterans of Foreign Wars of the United States views it as essential that the Department of Veterans Affairs health care system provide qualifying veterans with timely and accessible care; and

WHEREAS, VA collects third party payment for treatment, but current law prevents VA from collecting from the Medicare Trust Fund and TRICARE in certain circumstances; and

WHEREAS, a large number of VA's patients are eligible for Medicare and TRICARE; and

WHEREAS, VA medical care collections are used to supplement the appropriations VA receives from Congress to deliver efficient and effective health care at a lower cost than private sector health care providers; and

WHEREAS, with the increased demand on its health care system, it is now absolutely essential that VA be authorized to collect federal dollars to supplement its annual appropriations to ensure adequate funding for the Veterans Health Administration; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we support enactment into law of legislation authorizing Department of Veterans Affairs to receive reimbursement for the cost of non-service connected care that is provided to veterans who are enrolled in Medicare or TRICARE.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 604

NURSING HOME ELIGIBILITY

WHEREAS, the Veterans of Foreign Wars of the United States has called upon Congress to enact legislation to regulate and expand eligibility for Department of Veterans Affairs health care and provide all veterans with mandated access to the full continuum of VA health care services which include nursing home care; and

WHEREAS, current VA regulations extend VA eligibility for nursing home care to those veterans who are service-connected at 70 percent or above or those seeking nursing home care for a service-connected disability; and

WHEREAS, the demand for VA nursing home care is increasing as the veteran population continues to age; and

WHEREAS, VA nursing home care units are VA hospital-based and provide an intensive and extensive level of nursing home care supported by the clinical specialties and other services within the host hospital; and

WHEREAS, VA nursing home care is considered the “safety net” for VA outpatient services such as residential care, respite care, hospital-based home care, adult day health care, homemaker/home health aid services and other extended care programs; and

WHEREAS, VA, through their own statements, recognizes the difference in eligibility for nursing home care and inpatient hospital care as inconsistent with the principles of sound medical practice, which support continuity of care for veterans; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to establish a standard Department of Veterans Affairs nursing home entitlement for all veterans enrolled in the VA health care system.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 605

TRAUMATIC BRAIN INJURY HEALTH CARE

WHEREAS, since 2019, more than 41,000 service members have sustained Traumatic Brain Injury including those who served in the wars in Iraq and Afghanistan; and

WHEREAS, veterans with blast injuries, blunt trauma, motor vehicle accidents, and falls are at risk for TBI which often goes unrecognized; and

WHEREAS, even patients with mild TBI may have long-term health consequences; and

WHEREAS, veterans with severe TBI require a lifetime of intensive services to care for their injuries, yet many Department of Veterans Affairs medical facilities are neither properly staffed nor equipped to provide the necessary screening and comprehensive health care services veterans suffering from TBI require; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to provide sufficient funding to the Department of Veterans Affairs to ensure that appropriate screening, diagnostic services, treatment and life-long case management services are available to every veteran suffering from conditions associated with service-connected head trauma to include, but not limited to Traumatic Brain Injuries; and

BE IT FURTHER RESOLVED, that we urge the Secretary of Veterans Affairs to improve research pertaining to screening methods, diagnostic tools, and treatment of conditions associated with TBIs caused by blast injuries, blunt traumas, motor vehicle accidents, falls and other related injuries to ensure veterans who have experienced a TBI receive effective health care.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 606

PTSD AND MENTAL HEALTH CARE

WHEREAS, the Department of Veterans Affairs (VA) has indicated that treating Post Traumatic Stress Disorder (PTSD) and providing Mental Health Care among returning war veterans is one of its highest priorities, and the VA operates a nationwide network of nearly 200 specialized PTSD outpatient treatment programs; and

WHEREAS, the early and accurate screening, diagnosis and treatment for PTSD, depression, substance use, and other mental health disorders, yields optimal patient outcomes, and statistics have shown that these conditions, left untreated or poorly treated, can lead to increases in suicide attempts or death by suicide among a host of other negative consequences; and

WHEREAS, studies conducted by VA show that social determinants of health, like financial stability, access to housing, and pathways to a quality career serve as protective factors against suicide. Each time a veteran uses a VBA economic opportunity program or benefit is an opportunity to provide resources and treatment; and

WHEREAS, the National Center for PTSD found an average of 23 percent of Iraq and Afghanistan veterans have been diagnosed with PTSD; and

WHEREAS, available research has not sufficiently evaluated the clinical effectiveness of treatment programs for veterans diagnosed with and/or suffering from the effects of traumatic brain injuries, PTSD, or other mental health conditions, and adequate research into the brain's response to internal and external influences that could result in mental illness has yet to be undertaken; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we strongly urge the Department of Veterans Affairs to continue to adequately staff VA mental health treatment and research programs; and

BE IT FURTHER RESOLVED, that we urge Congress to dedicate adequate resources to address the alarming rate at which Veterans die by suicide to include moving the Office of Suicide Prevention from Veterans Health Administration to the enterprise level of the Department of Veterans Affairs; and

BE IT FURTHER RESOLVED, that we urge the Department of Veterans Affairs to assess what specific treatments or practices are the most effective in helping our veterans cope with their PTSD.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 607

VA HEALTH CARE FOR WOMEN VETERANS

WHEREAS, the total number of women veterans continues to grow, as does the number of women utilizing the Department of Veterans Affairs (VA) benefits; and

WHEREAS, VA reports that as of FY 2019 only 25 percent of women veterans utilize VA health care facilities; and

WHEREAS, VA currently has two Women's Health Primary Care Providers (WH-PCP) at all of the VA's health care systems. In addition, there are WH-PCPs in 90 percent of the community-based outpatient clinics; and

WHEREAS, women veterans have reported that VA staff continue to confuse them for spouses or caregivers and even challenge their veteran status; and

WHEREAS, women veterans also reported concerns regarding the gender specific competencies of VA health care professionals; and

WHEREAS, VA reported in FY 2019 that more than 80 percent of enrolled women veterans are assigned to a Designated Women's Health Provider (DWHP), who have experience and training in women's health care; and

WHEREAS, we acknowledge that the VA has improved the care and services it provides women veterans; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge VA to continue to staff, equip, monitor and enhance health care services available to women veterans at all VA medical facilities and expand its designated women's health program to mental health care to ensure access to mental health care providers who understand women-specific mental health conditions; and

BE IT FURTHER RESOLVED, that we urge the Secretary of Veteran Affairs to improve outreach to women veterans, allow women to choose the gender of their VA health care providers and properly train VA's workforce to treat women veterans with the respect and dignity they have earned and deserve.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 608

EXPAND VA CAREGIVER BENEFITS

WHEREAS, the Department of Veterans Affairs Comprehensive Assistance for Family Caregivers Program provides a monthly stipend, respite care, mental and medical health care, and necessary training and certifications for caregivers of veterans who were severely injured on or after September 11, 2001; and

WHEREAS, the VA Comprehensive Assistance Program has begun to expand for the caregivers of veterans of other eras, but excludes veterans who require home caregiver services as a result of serious illness; and

WHEREAS, the Veterans of Foreign Wars of the United States believes severely wounded, injured, and ill veterans of all conflicts have made incredible sacrifices, and all family members who care for them are equally deserving of our recognition and support; and

WHEREAS, the Department of Defense provides support to family caregivers of members of the armed forces who are catastrophically disabled through its Special Compensation for Assistance with Activities of Daily Living program, which includes disability caused by illnesses in its eligibility criteria; and

WHEREAS, the Court of Appeals for Veterans Claims (CAVC) through *Beaudette v. McDonough* has granted veterans appellate rights to challenge VA Caregiver Program decisions, but VA has yet to establish a framework for caregiver appeals; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to provide the accurate resources to VA for the expansion of the Department of Veterans Affairs Comprehensive Assistance for Family Caregivers Program to veterans of all eras; and

BE IT FURTHER RESOLVED, that we urge VA to establish regulations clarifying caregiver appeal procedures allowing VA to adjudicate caregiver appeals to address the growing backlog of veterans in need of caregiver benefits; and

BE IT FURTHER RESOLVED, that we urge Congress to fully align the VA's Comprehensive Assistance for Family Caregivers Program with the Department of Defense Special Compensation for Assistance with Activities of Daily Living program by including in its eligibility criteria veterans who require caregiver services as a result of serious illnesses incurred in the line of duty.

Resolution No. 609

SUSTAINABLE COMMUNITY CARE OPTIONS

WHEREAS, members of the Veterans of Foreign Wars of the United States report being satisfied with the health care they receive from the Department of Veterans Affairs and believe the VA health care system must be improved to ensure all veterans have timely access to high quality care; and

WHEREAS, the VFW has consistently worked with Congress and VA to improve the health care VA provides our nation's veterans through community care programs to ensure veterans have a seamless experience; and

WHEREAS, the veteran population is a shifting demographic with evolving health care needs, which necessitates that VA identify new and innovative ways to deliver timely access to high quality, comprehensive, and veteran-centric health care; and

WHEREAS, VA is now allowed to charge veterans copayments for service-connected care they receive from networked urgent care clinics in the community; and

WHEREAS, the networks of VA community care programs, to include dependent care delivered through CHAMPVA, are limited by factors that influence the willingness of private sector providers to participate in these programs; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that Congress must provide Department of Veterans Affairs with the oversight, appropriations and assets necessary to properly implement the VA MISSION Act as intended by Congress; and

BE IT FURTHER RESOLVED, that VA comply with federal prompt payment requirements and incentivize private sector health care providers to participate in its community care programs, while ensuring veterans and eligible dependents are not held financially liable for services furnished through such programs; and

BE IT FURTHER RESOLVED, that VA must remain the guarantor and coordinator of care for enrolled veterans and that the VFW remains opposed to privatizing VA or eroding VA's ability to provide direct care to veterans; and

BE IT FURTHER RESOLVED, that the VFW opposes any out-of-pocket costs for care coordinated by VA for service-connected disabilities; and

BE IT FURTHER RESOLVED, that Congress and VA must furnish and conduct proper outreach to ensure veterans are fully aware of their health care options.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 610

FOREIGN MEDICAL CLAIM PROGRAM (FMP)

WHEREAS, veterans living or traveling overseas are forced to seek reimbursable medical care for service connected disabilities; and

WHEREAS, veterans seeking treatment for service-connected disabilities must pay the cost of the care and mail a paper-based claim to VA for reimbursement or request the service provider submit a paper-based claim on their behalf and communications with FMP managers is nearly nonexistent; and

WHEREAS, the reimbursement process takes six months to a year for resolution with VA issuing a US Treasury check and mailing it to the foreign address of the veteran or service provider if they reside overseas; now therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge VA to revise their woefully inadequate paper-based system and utilize Electronic Funds Transfer (EFT), to allow veterans and service providers to file claims electronically directly to VA; and

BE IT RESOLVED, that we urge VHA to provide adequate staffing for the FMP to provide timely adjudication of the claims; and

BE IT FURTHER RESOLVED, that we urge the Secretary of Veteran Affairs to revise the FMPs banking system to align with the Veterans Benefits Administration's banking system, providing electronic funds transfer of reimbursements to veterans and service providers, eliminating the antiquated process of mailing US Treasury checks.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 611

ELECTRONIC HEALTH RECORD MODERNIZATION (EHRM)

WHEREAS, VA and DoD agreed upon an integrated electronic health record (EHR) system, providing a seamless transition of health records for Service Members and veterans from DoD to VA; and

WHEREAS, DoD is nearly two-thirds completed and the United States Coast Guard is fully completed with their new electronic health record system; and

WHEREAS, VA's progress has been slow with frequent leadership changes overseeing the project with failures in change management at all levels and multiple delays of the platform deployment; now therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge VA to provide competent command and control from VHA leadership and to enforce standardization of the electronic health record (EHR) integration across VHA facilities and continued partnership and collaboration with VSO stakeholders; and

BE IT FURTHER RESOLVED, that we urge the Secretary of Veteran Affairs to adopt best practices from DoD to work with the vendor and VHA facilities to implement the EHR on schedule.

Resolution No. 612

**EXTEND SERVICE CONNECTION PRESUMPTION
TO BLAST SURVIVORS**

WHEREAS, the Global War on Terrorism has exposed more than 330,000 service members to diagnosable blast injuries, with thousands more going undiagnosed and untreated; and

WHEREAS, the nature of the conflict these service members face is frequently guerrilla-style combat where the enemy is widely known to use improvised explosive devices and indirect fire; and

WHEREAS, much of the attention has been focused on the apparent physical wounds, there are many unseen effects of blast trauma, which could include brain injuries, long-term hearing and balance issues, chronic pain, air embolisms, and injuries mistaken for personality disorders; and

WHEREAS, some effects associated with blast injuries may not become manifest immediately allowing the service member to return to the field, only to have their ability to fulfill their duty dramatically affected by the long-term effects of the blast; and

WHEREAS, many injuries are difficult to diagnose and service members can suffer from these disabilities for many years after the blast; and

WHEREAS, a large number of veterans have been identified as having been diagnosed at Department of Veterans Affairs medical centers with conditions possibly related to blast exposures since the start of the Global War on Terrorism; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to approve a presumption of service connection for conditions associated with blast exposure.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 613

TINNITUS AND HEARING LOSS PRESUMPTIVE COMPENSABLE SERVICE CONNECTION

WHEREAS, veterans of the armed services who served in combat or in a position (e.g., member of a gun crew on board Navy or Coast Guard ships) or certain occupational specialties have a high incidence rate of hearing loss or tinnitus as a direct result of acoustic trauma; and

WHEREAS, veterans, from earlier, were not afforded a comprehensive audiological examination upon entrance and discharge from the military services, but instead were subject to highly inaccurate test methods; and

WHEREAS, in recent years the second leading disability granted service connection by Department of Veterans Affairs was for hearing loss or tinnitus; and

WHEREAS, the VA has the authority to grant service connection for disabilities associated with combat-related diseases or injuries even if medically undocumented at the time of service; and

WHEREAS, in 2005 the Institutes of Medicine (IOM) (now referred to as the National Academy of Sciences) released a study that showed that nearly all service members are exposed to acoustic trauma at some point during their military service and that many experience hearing loss and/or tinnitus as a result, often years after service. However, “after the fact, hearing loss or tinnitus incurred as a result of military service cannot be distinguished with certainty from subsequent noise-induced hearing loss...” Given these findings, reasonable doubt must be resolved in favor of veterans who suffered acoustic trauma in service; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, we urge Congress and the Secretary of Veterans Affairs to grant service connection on a presumptive basis for any veteran diagnosed after discharge with hearing loss or tinnitus when the evidence shows that the veteran participated in combat or worked in a position or occupational specialty likely to cause acoustic trauma.

BE IT FURTHER RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge the Secretary of Veterans Affairs to amend the Schedule for Rating Disabilities to provide a minimum compensable evaluation for any service connected hearing loss for which a hearing aid is medically indicated.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 614

VA CLAIMS WORKLOAD

WHEREAS, the Department of Veterans Affairs (VA) has made significant progress in reducing the backlog of claims for compensation, pension, education benefits and appeals, yet submissions and appeals continues to grow; and

WHEREAS, Congress has provided increased funding for staffing at VA and improved its oversight. Yet, the attrition rate and quality of new hires and retirement of journeymen claims processors continues to challenge VA's ability to train and maintain a technically proficient workforce; and

WHEREAS, VA has attempted to increase workload production by implementing arbitrary timeliness goals that rarely account for the complexity of claims; and

WHEREAS, VA continues to order redundant and often unnecessary examinations when the evidence of record is sufficient to make a determination, or claimants submit adequate medical records and doctors opinions; and

WHEREAS, after dozens of Congressional hearings, numerous studies, changes of VA leadership, altered workflow, amended work processes, erratic IT development, as well as fruitless pilot programs and experimental initiatives, it is clear that there are no easy, simple or quick solutions that lead to the speedy reduction of the backlog; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that Congress require Department of Veterans Affairs to accept private medical evidence and opinions in lieu of VA examinations whenever they are sufficient for rating purposes; and

BE IT FURTHER RESOLVED, that we continue to advise that Congress exercise its oversight authority and provide the vital resources necessary to sustain a sufficient workforce capable of effectively managing the workload and provide quality and timely service to those claiming benefits or appealing decisions from VA; and

BE IT FURTHER RESOLVED, that Congress bolsters its oversight and funding of VA technology initiatives to ensure that they are constructive, relevant and effective in streamlining claims processing and improving quality of entitlement decisions.

Submitted by Commander-in Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 615

TOXIC EXPOSURES

WHEREAS, the PACT Act has acknowledged that veterans who have been exposed to toxic substances suffer from an array of conditions and diseases, and should not continue to have to undergo a burdensome claims process; and

WHEREAS, for decades VA was reluctant to establish a clear procedure for establishing additional presumptive conditions related to toxic exposures in service. VA has created a process with the National Academies to add presumptive conditions based on association with toxic exposures; and

WHEREAS, veterans of current and past conflicts were exposed to numerous environmental hazards, including open air burn pits, the anti-malaria drug mefloquine, radioactive substances, herbicides and other hazards; and

WHEREAS, the United States military has conducted testing, monitoring, and clean-up operations related to various chemical, biological, radiological, and nuclear weapons resulting in exposure; and

WHEREAS, veterans and family members stationed at Camp Lejeune who consumed contaminated water and now suffer from associated conditions and have recently benefited from the passage of the PACT Act and while VA acknowledged this fact. There are differences in what conditions are compensable and those which only receive reimbursement for medical care. Additionally, the requirement to be stationed on the base for 30 days is arbitrary and ignores thousands who graduated from training in less time; and

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to invest adequate resources to study, diagnose, and treat conditions and illnesses associated with toxic exposures; and

BE IT FURTHER RESOLVED, that we urge Congress and the Department of Veterans Affairs to grant a presumption of service connection for all conditions and illnesses that are deemed by scientific evidence to be at least as likely as not associated with or caused by exposure to a toxic substance or environmental hazard and not solely on the basis of a definitive causal link or scientific certainty; and

BE IT FURTHER RESOLVED, that we urge the Department of Defense to disclose known and potential toxic exposures during all military operations; and

BE IT FURTHER RESOLVED, that Congress ensures that the Department of Defense expedites declassification efforts related to exposure events and that the Department of Veterans Affairs extends presumptive service connection to veterans suffering from conditions or illnesses found to be associated with exposure to toxic substances.

Resolution No. 616

DIGITAL CLAIMS PROCESS

WHEREAS, advancements in technology have created an expectation among many Americans to conduct business in real time in a secure, digital space; and

WHEREAS, Department of Veterans Affairs now processes nearly all its workload in a digital environment; this includes claims for compensation, pension, survivor benefits and appeals, but still fails to offer timely access to this digital environment to veterans' representatives in the benefits process; and

WHEREAS, VA has committed to developing tools, such as the Automated Development Support (ADS) Tool, that allows adjudicators to process claims more efficiently using artificial intelligence. Proper training and implementation of these tools and the adjudicator's assessment are vital to ensure quality benefit decisions; and

WHEREAS, VA has created new self-service tools for veterans to file claim actions, but has failed to similarly invest in secure resources that would allow VSOs to provide quality claims assistance to veterans in real time, relying instead on its antiquated Personal Identity Verification (PIV) credentialing process, the Veterans of Foreign Wars (VFW) has unsuccessfully tried to engage with VA to assist in developing cutting-edge digital tools for VA-accredited representatives to provide high quality assistance anytime, anywhere; and

WHEREAS, in the interim, VSOs have been forced to either contract with third-party vendors or develop internal ad-hoc solutions at substantial cost to the VSOs and without proper insight or oversight from VA; and

WHEREAS, VSOs have had to request VA's Office of General Counsel intervention in executing the same principal functions in a digital environment which VSOs previously performed with paper claims; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Department of Veterans Affairs to update regulations to authorize VSOs the same advocacy rights in the digital environment as were allowed in the paper-based claims process and honor proof of digital transmission to VA as the effective date; and

BE IT FURTHER RESOLVED, that the VFW supports the use of Automated Decision Support in assisting RVSRs to accurately adjudicate claims for benefits, we encourage the Secretary of Veterans Affairs to continue to work with all VA-accredited entities to develop real-time, secure access to tools that allow advocates to provide comprehensive assistance to clients in real time; and

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 617

VA LIFE INSURANCE PROGRAM

WHEREAS, Department of Veterans Affairs has established life insurance designed to support veterans whom might otherwise be uninsurable due to service-connected disabilities; and

WHEREAS, the Secretary of Veterans Affairs has expanded the VA life insurance program making it more competitive with the private sector and opening enrollment to all service-connected veterans without a time-limit to apply; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress and Department of Veterans Affairs to continue to ensure that VA life insurance rates are competitive with private insurance company rates; and

BE IT RESOLVED FURTHER RESOLVED, that we urge Congress to pass legislation to index for inflation the maximum coverage rate of the VA Life Insurance program.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 618

DOMICILIARY PROGRAMS AND TEMPORARY TOTAL RATINGS

WHEREAS, Department of Veterans Affairs provides free medical treatment for service connected disabilities; and

WHEREAS, VA grants temporary total ratings for veterans hospitalized in excess of 21 days due to service connected disabilities; and

WHEREAS, veterans are not able to work while participating in VA domiciliary and day programs; and

WHEREAS, VA has mischaracterized the United States Court of Appeals for Veterans Claims decision *Mangham v. Shinseki* and now no longer considers domiciliary and day programs as “hospital care” for temporary 100 percent disability ratings; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that Congress restore eligibility for temporary 100 percent ratings to include medical treatment provided by all domiciliary and day programs provided the program is treating a service-connected disability.

Resolution No. 619

PROTECTING VA ACCREDITATION

WHEREAS, VA has established regulations ensuring claimants are able to obtain assistance from accredited representatives to assist in the preparation, presentation, and prosecution of claims for VA benefits; and

WHEREAS, VA accredits national organizations, attorneys, and claim agents to assist claimants file for VA benefits once they have completed training approved by VA's Office of General Counsel. Accredited attorneys and claim agents may only charge fees that have been deemed reasonable by VA and these fees may only be applied at specific steps within the claims process; and

WHEREAS, the Veterans of Foreign Wars provide representation to VA beneficiaries free of charge; and

WHEREAS, there is a prevalence of non-accredited companies and individuals preying on VA beneficiaries by charging exorbitant fees in violation of federal statutes and regulations; and

WHEREAS, these non-accredited companies have lobbied congress attempting to pass legislation that will preclude these companies from following established fee guidelines at the detriment of VA beneficiaries; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to pass legislation protecting VA beneficiaries from predatory companies attempting to by-pass the VA accreditation process; and

BE IT FURTHER RESOLVED, that we urge federal law enforcement agencies to investigate and prosecute companies that prey on our nation's veterans and their dependents by charging exorbitant fees under the guise of providing claims assistance.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 620

APPEALS MODERNIZATION AND LEGACY REMANDS

WHEREAS, VA beneficiaries had to wait years to have VA review unfavorable benefits decisions under the legacy appeals process. VA implemented the Appeals Modernization Act (AMA) of 2019 designed to streamline the VA appeals process by creating different avenues claimants may use when disagree with benefit decisions; and

WHEREAS, the Appeals Modernization Act intended to reduce the appeals backlog by prohibiting claimants from continuously submitting additional evidence throughout the appeal. Claimants may still submit additional evidence if the claimant submits a supplemental claim or if the claimant provides the evidence at the time the appeal is filed; and

WHEREAS, VA has a duty to assist claimants by obtaining federal records in conjunction with claims and by providing examinations to evaluate the severity of the condition and obtain a nexus linking the claimed condition to the Veterans service when necessary; and

WHEREAS, VA is still addressing the diminishing legacy appeals backlog due to the continuous cycle of remanded claims which need additional development that was not performed when the claim was first processed and BVA is now experiencing an increased inventory in AMA appeals and still has not provided a viable appeals management system; and

WHEREAS, VA adjudicators regularly assign later effective dates negatively impacting veterans despite claims being continuously pursued within the framework of AMA; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge that the Secretary of Veterans Affairs enforces proper development of VA claims by obtaining all pertinent records when claims are initially processed; and

BE IT FURTHER RESOLVED, by the Veterans of Foreign Wars of the United States that we urge that the Secretary of Veterans Affairs enforces policies mandating that exams are requested with accurate information and eliminating biases caused by improper phrasing on exam order requests.

BE IT FURTHER RESOLVED, by the Veterans of Foreign Wars of the United States that we urge that the Secretary of Veterans Affairs enforces policies authorizing the assignment of earlier effective dates when claims are continuously pursued without the veteran submitting an additional appeal for the effective date.

Resolution No. 621

VSO INVOLVEMENT WITH VA SCHEUDLE FOR RATING DISABILITIES

WHEREAS, the Secretary of Veterans Affairs' primary strategic goal is to consistently communicate with stakeholders to assess and maximize performance, evaluate needs and build long-term relationships and trust; and

WHEREAS, proposing changes which negatively affect veterans without collaborating with Veteran Service Organizations erodes trust between the Department of Veterans Affairs and the veterans entrusted to their care; and

WHEREAS, changes to the VA Schedule for Rating Disabilities must undergo a concurrence process requiring review by over a dozen offices prior to publishing change proposals in the Federal Register; and

WHEREAS, VA must provide the public with a 60-day period to provide comments on proposed changes after which the proposed changes must undergo an additional concurrence process requiring review by over a dozen offices prior to publishing a final rule; and

WHEREAS, during the most recent proposed VASRD changes VA did not collaborate with VSO stakeholders on changes prior to drafting and publishing proposed changes; and

WHEREAS, VA received more than 2.5 thousand comments highlighting concerns of proposed changes of the rating schedule for a single body system which VA must review and address prior to publishing a final rule; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge that the Secretary of Veterans Affairs to collaborate with VSO stakeholders prior to proposing any regulation or policy changes which impact our nation's veterans.

Resolution No. 622

REVIEW OF VA DECISIONS

WHEREAS, prior to April 2020, Veterans Service Organization representatives (VSOs) accredited by the Department of Veterans Affairs (VA) had the opportunity to review proposed VA rating decisions to ensure that all claimed conditions have been addressed and properly adjudicated prior to VA finalizing its decision and sending notification to the veteran; and

WHEREAS, there is currently no mechanism for VSOs to address development errors nor rating decision errors prior to notification of a rating decision. VSOs must file appeals on behalf of claimants to rectify clearly erroneous decisions which VSOs previously had the ability to correct with VA within days of the erroneous decision being identified; and

WHEREAS, despite VA changing the appeals process attempting to reduce the amount of time appellants must wait to have their appeals adjudicated, the appeals backlog continues to grow; and

BE IT RESOLVED, that Congress passes legislation granting representatives accredited by the Department of Veterans Affairs the ability to address development and rating errors prior to decisions being finalized, thus ensuring that accurate benefits decisions are made in a timely fashion.

Resolution No. 623

IMPROVE BENEFITS FOR SURVIVORS

WHEREAS, Dependents Indemnity Compensation (DIC) provide to dependents of fallen servicemembers and veterans who succumb to service-connected conditions has not had any significant increases since 1993, and

WEREAS, the DIC rate is paid at forty-three percent of one hundred percent permanent and total disability, while other federal survivor programs are paid at fifty-five percent; and

WHEREAS, the Survivors and Dependents Educational Assistance Program provides educational support to eligible dependents (spouse or children) of a service member who died on active duty or a veteran who died or is permanently and totally disabled due to a service-connected disability; and

WHEREAS, DEA benefits increase annually, they fail to increase at the same rate as tuition; and

WHEREAS, Congress recently increased the monthly allowance for DEA while also decreasing the amount of months to utilize the benefit; and

WHEREAS, nothing can replace the enormity of the loss and sacrifice of military survivors, increasing benefits that align with other federal programs will provide them the opportunity to build a meaningful and productive future for themselves and their children; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to increase Survivors and Dependents benefits on par with comparable federal survivor programs; and to reflect the rising costs of living and education expenses, with future increases indexed to reflect the average cost living increase by the Department of Social Security and tuition costs as reported by the Department of Education.

Resolution No. 624

VETERAN HOUSING AND FOOD SECURITY PRIORITIES

WHEREAS, homelessness among veterans has significantly decreased due to coordinated efforts across multiple agencies of government and the ambitious goal of the Department of Veterans Affairs to eliminate homelessness among veterans; and

WHEREAS, a growing number of female veterans experience homelessness, many of whom have dependents in their care; and

WHEREAS, local and state homeless veteran agencies and programs are federally funded by the Department of Veterans Affairs Grant and Per Diem program and the Department of Labor Homeless Veterans Reintegration program; and

WHEREAS, programs such as VA's Supportive Services for Veteran Families and the joint Housing and Urban Development and VA's Supportive Housing program are showing signs of success in reducing homelessness; and

WHEREAS, research has found that among 18- to 64-year-olds, veterans are 7.4 percent more likely to live in a food-insecure household than nonveterans, while veterans also use food assistance programs like the Supplemental Nutrition Assistance Program (SNAP) at lower rates than civilians; and

WHEREAS, the VA acknowledges its obligation to maintain comprehensive assistance to veterans who are experiencing homelessness or at risk of homelessness to the best of its capabilities; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge the President and Congress to continue to address veterans' homelessness by increasing the availability of affordable housing, expanding educational and employment opportunities and training and providing gender-specific services; and

BE IT FURTHER RESOLVED, that Department of Veterans Affairs should periodically adjust Grant and Per Diem program rates for inflation to ensure sufficient operation of homeless veteran assistance programs; and

BE IT FURTHER RESOLVED, that VA compensation and non-service connected pension should not be considered countable income by the Department of Housing and Urban Development and Department of Agriculture in determining program eligibility.

BE IT FURTHER RESOLVED, that Department of Veterans Affairs should annually adjust grant and per diem program rates for inflation, based on separate instances for food and housing, with the latter adjusted for local variations in housing cost based on the Variable Housing Allowance Tables used by the Department of Defense to ensure sufficient operation of homeless veteran assistance programs.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 625

ENSURE VETERAN SUCCESS IN EDUCATION

WHEREAS, our nation has consistently supported the future success of our warfighters through robust veterans' education benefits, historically molding generations of proven leaders; and

WHEREAS, the Veterans of Foreign Wars of the United States has worked to secure and preserve quality education benefits for all generations of veterans; and

WHEREAS, Department of Veterans Affairs enrolled nearly one million veterans across all G.I. Bill programs in the past academic year; and

WHEREAS, despite significant improvements to consumer resources for student veterans and increasing GI Bill rates by 2.8%, there is inconsistent access to quality consumer information and financial hardships that continue to drive perceptions in Washington that student-veterans are not succeeding in higher education; and

WHEREAS, many combat veterans do not fully qualify for the Post-9/11 GI Bill benefit; and

WHEREAS, certain schools and programs seek to circumvent benefit guidelines in order to reap significant financial benefit; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to ensure proper oversight of Department of Veterans Affairs educational benefit programs by developing quality metrics with which to demonstrate student veteran success in higher education, and close financial loopholes through which certain academic programs can exploit GI Bill reimbursement models; and

BE IT FURTHER RESOLVED, that Congress ensure veterans receive equitable access to benefits like housing payments and quality pre-enrollment educational information to ensure veterans are academically and financially prepared to succeed in higher education; and

BE IT FURTHER RESOLVED, that we urge Congress to increase book stipends and cost of living adjustments to give student veterans the proper resources and tools to be successful in their pursuit of higher education; and

BE IT FURTHER RESOLVED, that we work to extend full GI Bill benefits for all combat veterans and preserve quality GI Bill benefits for all current conflict veterans and future conflict veterans to ensure they have access to quality education assistance programs.

Resolution No. 626

VOCATIONAL READINESS AND EMPLOYMENT PROGRAM ELIGIBILITY

WHEREAS, the period of eligibility for Department of Veterans Affairs Vocational Readiness and Employment benefits is 12 years from the date of separation from the military or the date the veteran was first notified by VA of a service-connected disability rating; and

WHEREAS, many veterans do not understand their eligibility to VR&E services and the benefits of the program until later in life when they become so disabled that their disabilities create an employment barrier; and

WHEREAS, VR&E lacks quality performance measures that measure readiness based on the long-term effects of disability and the likelihood that a disability may require further rehabilitation; and

WHEREAS, VR&E can take more than 90 days from enrollment to the start of services; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge Congress to change the eligibility delimiting date for Department of Veterans Affairs Vocational Readiness and Employment program by eliminating the 12-year-delimiting date for eligibility to Chapter 31 benefits and allow all veterans with employment impediments or problems with independent living to qualify for VR&E services for life; and

BE IT FURTHER RESOLVED, that the VA must restructure performance measures to emphasize long-term readiness versus the current short-term indicators of success. Furthermore, VR&E should continually follow up with veterans considered to be rehabilitated to ensure that the rehabilitation and employment placement plans have been successful and if unsuccessful, to ensure the reasons and bases are clearly communicated to the veteran; and

BE IT FURTHER RESOLVED, that VA streamlines eligibility and entitlement to VR&E programs to provide more timely intervention and assistance to all disabled veterans; and

BE IT FURTHER RESOLVED, that VA must provide better information about VR&E during the Transition Assistance Program Class for separating service members.

Resolution No. 627

SUPPORT VETERANS EMPLOYMENT AND TRAINING PROGRAMS

WHEREAS, the Veterans of Foreign Wars recognizes that it is in the best interest of our nation to have a strong and viable veterans employment and training system; and

WHEREAS, Congress has recognized that veterans of all eras, especially recently separated service members and veterans with service connected disabilities find it difficult to obtain meaningful employment and careers; and

WHEREAS, while there are certain employment and educational programs in place for veterans such programs must have a proactive, long-term career focus; and

WHEREAS, programs designed to encourage federal employment of veterans, assist veterans in finding employment in their communities, and encourage federal contractors to hire veterans demand reasonable funding and responsible oversight to ensure success; and

WHEREAS, state agencies who receive federal funding are not held to the same veteran hiring standards as the federal government; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we support viable and effective veterans employment and training systems, such as the Jobs for Veterans State Grant program and other Department of Labor Veterans Employment and Training Service programs; and

BE IT FURTHER RESOLVED, that we urge Congress to improve and enforce federal veteran-hiring mandates for contractors who do business with the federal government as outlined in Title 38 USC 4212; and

BE IT FURTHER RESOLVED, that federal veteran hiring initiatives and programs must be held accountable for the effectiveness of the services provided and funding should be adjusted to reflect abilities in creating long-term meaningful careers for veterans, and state agencies that receive federal funding must be held to the same standards and report to Congress on the success of veteran hiring initiatives.

Resolution No. 628

VETERAN ENTREPRENEURSHIP

WHEREAS, government reports consistently indicate that many federal agencies fail to reach their three-percent contracting goal for disabled veterans; and

WHEREAS, many veterans and disabled veterans lack access to the necessary capital to invest in small business opportunities; and

WHEREAS, the federal government has failed to deliver adequate tools to veterans, offering the opportunity to fulfill the three-percent federal contracting mandate; and

WHEREAS, the Small Business Administration remains underfunded and understaffed to fulfill its mission of establishing and maintaining robust veterans' programs; now, therefore

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that Congress expand entrepreneurial education and networking programs for veterans via veterans small business centers and other entrepreneurship programs funded through the Small Business Administration; and

BE IT FURTHER RESOLVED, that Congress expand veteran's and disabled veteran's access to capital by expanding direct loan programs through the Small Business Administration; but such programs should never come at the expense of other earned veterans' benefits; and

BE IT FURTHER RESOLVED, that Congress hold Department of Veterans Affairs accountable for its duty to properly verify veteran entrepreneurs to help achieve the federal government's three-percent veterans contracting goal.

Submitted by Commander-in-Chief
To Committee on VETERANS SERVICE RESOLUTIONS

Resolution No. 629

UNDERSERVED VETERANS

WHEREAS, our nation has become more diverse, so too do our military and veterans population and understanding a veteran's gender, race, ethnicity, and orientation can help identify high risk concerns; and

WHEREAS, women, LGBTQ+, racial, and ethnic minority veterans face barriers and challenges across different life domains and access to VA benefits; and

WHEREAS, VA does not have sufficient data to fully understand the barriers these underserved veterans face; now therefore;

BE IT RESOLVED, by the Veterans of Foreign Wars of the United States, that we urge VA to improve data collection and better analyze results to identify challenges and disparities in benefits of underserved veterans; and

BE IT FURTHER RESOLVED, that the Veterans of Foreign Wars of the United States, that we urge VA to implement favorable changes to the benefit of underserved veterans based on findings of fact and not anecdotal or arbitrary statistics.