

114TH CONGRESS
1ST SESSION

H. R. 1379

To amend title 38, United States Code, to authorize the Board of Veterans' Appeals to develop evidence in appeal cases, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 16, 2015

Mr. MILLER of Florida introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to authorize the Board of Veterans' Appeals to develop evidence in appeal cases, 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. DEVELOPMENT OF EVIDENCE BY BOARD OF**
4 **VETERANS' APPEALS.**

5 (a) IN GENERAL.—Chapter 71 of title 38, United
6 States Code, is amended by adding at the end the fol-
7 lowing new section:

8 **“§ 7113. Development of evidence**

9 “(a) IN GENERAL.—If the Board determines that
10 there is insufficient evidence to make a decision in a claim-

1 ant’s appeal case, the Board shall take such steps as may
2 be necessary to develop the evidence necessary to make
3 a decision in the case.

4 “(b) PROHIBITION ON REMANDS.—The Board may
5 not remand any appeal case to the Veterans Benefits Ad-
6 ministration.

7 “(c) PROVISION OF ACCESS.—The Secretary shall en-
8 sure that the Board has access to such information as may
9 be necessary to develop evidence under subsection (a).”.

10 (b) CLERICAL AMENDMENT.—The table of sections
11 at the beginning of such chapter is amended by adding
12 at the end the following new section:

“7113. Development of evidence.”.

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