

[CHAPTER 759]

AN ACT

Granting pensions and increases of pensions to certain soldiers who served in the Indian Wars from 1817 to 1898, and for other purposes.

August 25, 1937

[H. R. 5787]

[Public, No. 355]

Pensions.
Service in Indian wars from 1817 to 1898.

27 Stat. 281; 37 Stat. 679; 39 Stat. 1190; 44 Stat. 1361.
Rates; degree of disability.

Provisos.
Age pension.

Helpless or blind persons.

Inmates of National or State Soldiers' Home.

Effective dates.

Provisos.
Pension of those requiring attendant.

Effective date of payments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the 1st day of the next month after the enactment of this Act, all surviving soldiers of the various Indian wars and campaigns who are now on the pension rolls or who may hereafter be placed thereon under the provisions of the Acts of July 27, 1892, June 27, 1902, and May 30, 1908, as amended by the Act of February 19, 1913, or under the Act of March 4, 1917, or the Act of March 3, 1927, shall be entitled to receive a pension not exceeding \$55 per month and not less than \$20 per month, proportioned to the degree of inability to earn a support as determined by the Administrator of Veterans' Affairs, and in determining such inability each and every infirmity shall be duly considered, and the aggregate of the disabilities shown be rated: *Provided*, That any such person who has reached the age of sixty-two years shall be entitled to receive a pension of \$25 a month; in case such person has reached the age of sixty-eight years, \$35 a month; in case such person has reached the age of seventy-two years, \$45 a month; and in case such person has reached the age of seventy-five years, \$55 a month: *Provided further*, That any such person who is now or hereafter may become, on account of age or physical or mental disabilities, helpless or blind, or so nearly helpless or blind as to need or require the regular aid and attendance of another person, shall be paid the rate of \$72 a month: *And provided further*, That no one while an inmate of the United States Soldiers' Home or of any National or State Soldiers' Home shall be paid more than \$50 per month under this Act.

SEC. 2. That the increased rates of pension herein provided shall be effective from and after the 1st day of the month following the enactment of this Act as to those then in receipt of Indian War service pension, and as to those with claims then pending who are shown to be entitled to pension under one of the Acts enumerated herein, and as to all other cases where entitlement under this Act is shown, such pension shall commence from the date of filing application therefor in the Veterans' Administration on and after the enactment of this Act, and in such form as may be prescribed by the Administrator of Veterans' Affairs: *Provided*, That pension of \$72 per month granted under this Act on the basis of requiring the regular aid and attendance of another person shall commence from the date of receipt in the Veterans' Administration of the evidence showing the requisite condition or the date of filing application therefor on and after the enactment of this Act, whichever is the later date, but such pension of \$72 per month shall not be awarded to any person for any period during which he is maintained in an institution by the United States Government or a political subdivision thereof and is being furnished with nursing or attendant service: *Provided further*, That in no event shall the rates of pension provided in this Act be effective prior to the first day of the month following the enactment thereof.

Approved, August 25, 1937.