

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 3790
OFFERED BY MR. PAPPAS OF NEW HAMPSHIRE**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Justice for ALS Vet-
3 erans Act of 2023”.

**4 SEC. 2. EXTENSION OF INCREASED DEPENDENCY AND IN-
5 DEMNITY COMPENSATION TO SURVIVING
6 SPOUSES OF VETERANS WHO DIE FROM
7 AMYOTROPHIC LATERAL SCLEROSIS.**

8 (a) EXTENSION.—Section 1311(a)(2) of title 38,
9 United States Code, is amended—

10 (1) by inserting “(A)” before “The rate”; and

11 (2) by adding at the end the following new sub-
12 paragraph:

13 “(B) A veteran who died from amyotrophic lateral
14 sclerosis shall be treated as a veteran described in sub-
15 paragraph (A) without regard for how long the veteran
16 had such disease prior to death.

17 “(C) For purposes of the payment of compensation
18 under this subsection by reason of the death of veteran

1 described in subparagraph (B), the term ‘surviving spouse’
2 means a person who was married to the veteran for a con-
3 tinuous period of eight years or longer prior to the death
4 of the veteran.”.

5 (b) **APPLICABILITY.**—Subparagraphs (B) and (C) of
6 section 1311(a)(2) of title 38, United States Code, as
7 added by subsection (a), shall apply to a veteran who dies
8 from amyotrophic lateral sclerosis on or after October 1,
9 2023.

10 **SEC. 3. REPORT ON ADDITIONAL MEDICAL CONDITIONS.**

11 (a) **REPORT REQUIRED.**—Not later than 180 days
12 after the date of enactment of this Act, the Secretary of
13 Veterans Affairs shall submit to Congress a report that
14 includes an identification of any service-connected dis-
15 ability, other than amyotrophic lateral sclerosis, that the
16 Secretary determines should be treated in the same man-
17 ner as amyotrophic lateral sclerosis is treated under sub-
18 paragraphs (B) and (C) of section 1311(a)(2) of title 38,
19 United States Code, as added by section 2.

20 (b) **CONTENTS.**—The report required by subsection
21 (a) shall include the following:

22 (1) A comprehensive list of service-connected
23 disabilities with mortality rates exceeding 95 percent
24 within eight years of diagnoses of persons with each
25 such disability.

- 1 (2) Detailed information on the average life ex-
- 2 pectancy for persons with each such disability.

