

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 5870
OFFERED BY MR. SELF OF TEXAS**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Veteran Appeals
3 Transparency Act of 2023”.

**4 SEC. 2. OPTIONS OF CLAIMANTS FOR BENEFITS UNDER
5 LAWS ADMINISTERED BY SECRETARY OF
6 VETERANS AFFAIRS FOLLOWING DECISION
7 BY AGENCY OF ORIGINAL JURISDICTION.**

8 Section 5104C(a) of title 38, United States Code, is
9 amended—

10 (1) in paragraph (1), by striking “any of the
11 following” and inserting “one of the following”; and

12 (2) in paragraph (2)(B)—

13 (A) by striking “Nothing in this subsection
14 shall prohibit a claimant from taking” and in-
15 serting “A claimant may take”;

16 (B) by striking “in succession”; and

17 (C) by striking the period and inserting
18 “if—”; and

1 (D) by adding at the end the following new
2 clauses:

3 “(i) the claimant takes one such action at a
4 time; and

5 “(ii) any such action is taken in response to,
6 and not later than one year after, the date of the
7 most recent decision on the claim made by the agen-
8 cy of original jurisdiction”.

9 **SEC. 3. BOARD OF VETERANS’ APPEALS PUBLICATION OF**
10 **DATES OF DOCKET ACTIVITY.**

11 Section 7107 of title 38, United States Code, is
12 amended by adding at the end the following new sub-
13 section:

14 “(f) PUBLICATION OF EXPECTED ACTIONS.—(1) On
15 a weekly basis, for each docket, the Board shall publish,
16 on a website of the Department, notice of the docket dates
17 of the cases assigned to a Board member for a decision
18 for that week.

19 “(2) Each notice published under paragraph (1) shall
20 include a statement that an assignment described in such
21 paragraph does not require the Board to issue a decision
22 regarding the case during such week.

23 “(3) Paragraph (1) shall not apply to a case—

24 “(A) that has been advanced under subsection
25 (b); or

1 “(B) remanded by the United States Court of
2 Appeals for Veterans Claims.”.

