

HEALTH CARE BENEFITS FOR CHILDREN OF VIETNAM VETERANS

CHAPTER: 1
SECTION: 1
TITLE: OVERVIEW - GENERAL

AUTHORITY: Public Law 108-183, 38 CFR 17.900 – 17.905

RELATED REFERENCES: 38 CFR 3.814 (c)(1)(2), 38 CFR 3.815 (c)(1)(3)

I. DEFINITIONS

A. Child for the purposes of the Spina Bifida Health Care Program means:

1. A birth child of a Korea veteran, regardless of age or marital status, who was conceived after the date on which the Korea veteran first served in or near the Korean demilitarized zone (DMZ) during the period beginning on September 1, 1967, and ending on August 31, 1971.

2. A birth child of a Vietnam veteran, regardless of age or marital status, who was conceived after the date on which the Vietnam veteran first entered the Republic of Vietnam during the period beginning on January 9, 1962, and ending on May 7, 1975.

B. Child for the purposes of the Children of Women Vietnam Veterans (CWVV) Program means a person, regardless of age or marital status, whose biological mother is or was a Vietnam Veteran, and who was conceived after the date on which the veteran first entered the Republic of Vietnam during the period beginning on February 28, 1961, and ending on May 7, 1975.

C. Korea veteran means a person who performed active military, naval, or air service in or near the Korean demilitarized zone (DRZ) without regard to the characterization of that individual's service and is determined to have been exposed to a herbicide agent during such service in or near the Korean DMZ.

D. Vietnam veteran means a person who performed active military, naval, or air service in the Republic of Vietnam without regard to the characterization of the individual's service. Service in the Republic of Vietnam includes service in the waters offshore and service in other locations if the conditions of service involved duty or visitation in the Republic of Vietnam.

II. DESCRIPTION

The Spina Bifida program provides health care benefits to birth children of veterans of certain service in Korea and/or Vietnam and the CWVV program provides health care benefits to birth children of Vietnam veterans who have filed for benefits with the

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Veterans Benefit Administration and been found to have a covered condition. The health care program requirements are the same for both programs. Benefits are payable if the medical services and supplies are necessary in the treatment of the covered condition(s).

END OF POLICY