A Guidebook for Incarcerated Veterans In South Carolina
Forward

This guidebook is an important tool for incarcerated Veterans or newly released Veterans and their families who wish access to VA services. Veterans are encouraged to start following the suggestions offered in this guidebook no later than during the last six months of incarceration. Be aware, laws do vary from state to state; therefore, check your state laws and regulations against this guide. Other state guidebooks are available on the web at [www.va.gov/homeless/reentry_guides.asp](http://www.va.gov/homeless/reentry_guides.asp) or request the Re-Entry Specialist to provide a copy.

Agency staff names and addresses, phone numbers and websites addresses change. If you attempt to contact any of the resources in this guidebook and it is not current (incorrect, conflicting, or out of date), please send the discrepancies and updated information, if you have it to:

Margaret W. Battle, LISW-CP  
Health Care for Reentry Veterans Program  
WJB Dorn VA Medical Center  
6439 Garners Ferry Rd. (Hampton Street)  
Columbia, SC 29209  
803-776-4000 x4421  
Margaret.Battle@va.gov

We would like to recognize and thank:

1) the National Coalition for Homeless Veterans which provided basic concepts and core information for this guide through its “Planning for Your Release” guide funded by the U.S. Department of Labor;

2) the Veterans Incarcerated Workgroup of Walla Walla, Washington, for the concept of state-specific information in its “Guidebook for Incarcerated Veterans” and for allowing the use of its guide as a template for this publication;

3) Vietnam Veterans of America, Inc. for developing the first incarcerated Veteran’s guidebook, which has inspired and informed subsequent efforts; and

4) any public domain and agency resources included in the guidebook.

**Last date revised: December 2014**

If you are not enrolled in VA Health Care, you are encourage to enroll as soon as you are released.

**Veterans Enrolled in VA Health Care are covered - Affordable Care Act**
Veterans enrolled in VA health care programs have health coverage that meets the new health care law’s standard. You do not have to take any additional steps to have health coverage. The health care law does not change VA health benefits or Veterans’ out-of-pocket costs.
GETTING STARTED: Eligibility

General Eligibility
Eligibility for most VA benefits is based upon discharge from active military service under other than dishonorable conditions. Active service means full-time service, other than active duty for training, as a member of the Army, Navy, Air Force, Marine Corps, Coast Guard, or as a commissioned officer of the Public Health Service, Environmental Science Services Administration or National Oceanic and Atmospheric Administration, or its predecessor, the Coast and Geodetic Survey. Generally, men and women Veterans with similar service may be entitled to the same VA benefits.

Dishonorable and bad conduct discharges issued by general courts-martial may bar VA benefits. Veterans in prison and parolees must contact a VA regional office to determine eligibility. VA benefits will not be provided to any Veteran or dependent wanted for an outstanding felony warrant.

VA Health Care Benefits - Basic Eligibility
“A person who served in the active military, naval, or air service and who was discharged or released under conditions other than dishonorable may qualify for VA health care benefits. Reservists and National Guard members may also qualify for VA health care benefits if they were called to active duty (other than for training only) by a Federal order and completed the full period for which they were called or ordered to active duty.

Minimum Duty Requirements: Veterans who enlisted after Sept. 7, 1980, or who entered active duty after Oct. 16, 1981, must have served 24 continuous months or the full period for which they were called to active duty in order to be eligible. This minimum duty requirement may not apply to Veterans discharged for hardship, early out or a disability incurred or aggravated in the line of duty.”

Those who are unsure of their Veteran status should apply using VA Form 10-10EZ (VA Application for Health Benefits) and have an eligibility clerk review their status and eligibility for services and benefits.

Completing VA Enrollment
The Department of Veterans Affairs (VA) provides eligible Veterans a Veterans Identification Card (VIC) for use at VA Medical Facilities. The VIC protects the privacy of Veterans' sensitive information, as it no longer displays the Social Security Number or Date of Birth on the front of the card. The VIC will only display the Veteran's name, picture, and special eligibility indicators - Service Connected, Purple Heart and Former POW, if applicable, on the front of the card. Only Veterans who are eligible for VA medical benefits will receive the card.

Each VA has an Enrollment Office sometimes called the Patient Business Office. If you do not have your VA identification card (VIC Card) you can obtain this important ID
there. Bring identification to confirm your identity. VA personnel will look-up your enrollment information in the VA database and complete your VA Enrollment by taking your picture for your VIC Identification Card. The card can be mailed to you in approximately five business days or you can return to pick-up your card.

**Military Records**

Records concerning your service may be very important to have in your possession. At a minimum, all Veterans should have a copy of their separation documents. This usually means a copy of a DD214. There are many copies of the DD214 given to a discharging Veteran, and the one that the VA looks for in most situations while filing for benefits is the 'DD214/Member 4 copy.' This is the copy of the separation paperwork (DD214) that shows the Character of Service, such as if you received an HONORABLE discharge or a lower level of discharge, such as a GENERAL Discharge. It is also known as an **UNDELETED** copy of the DD214. A 'Member 2 copy' also shows the character of discharge. A DD215 is also accepted and is a corrected or amended discharge document and is issued when the original DD214 had incorrect or missing information. Veterans with service during WWII may have a World War II WD form. The most important information on these documents are the Character of Discharge and the dates you served on active duty.

**Requesting Records**

A copy of your military records can be requested using either the Standard Form 180 (SF180), or via on-line at [www.archives.gov/Veterans/military-service-records/index.html](http://www.archives.gov/Veterans/military-service-records/index.html). Only the Veteran can make this request or NOK if the Veteran is deceased. Records over 62 years old are public records.

The National Personnel Records Center (NPRC) receives close to 5000 requests for records a day. Nearly half of all the requests are for only a copy of separation documents, which is the required document for Veteran benefits. A small number of requests ask for a copy of a full personnel file.

The National Archives has a standard procedure concerning requests for entire files. NPRC only provides copies of key documents, rather than a copy of every document in a personnel and/or medical file. Personnel documents are not normally needed for benefit requests, therefore, by sending only the key documents, such as only the discharge documents, requests can be responded to between 6 days to a few weeks. Exceptions to this procedure are files more than 62 years old, US Marine Corps files, all certified legal cases, and all requests from the Department of Veterans Affairs. In these instances, all documents are provided.

The key documents provided from the Personnel File and/or Medical Record, may contain a copy of separation documents and the following information, if it is in the file:

- Military Services Dates
- Character of Service
If, after receiving an extract of a file, a requester submits a follow-up request for additional information or documents, NPRC will automatically send copies of all the other documents in the file. Follow instructions in any letter NPRC sends to you.

The 1973 Fire at the National Personnel Records Center
Often a Veteran reports they are unable to verify their service because of the 1973 Fire at the NPRC. Since this fire, there has been a great effort toward the re-building of information from the files that were affected by this tragic loss of information. NPRC has reconstructed information from various other resources to provide basic information lost in this fire, and through that effort, verification of service can still be made for many Veterans' service information, even if the information is not complete.

* "Some of the most important records used to supplement damage or lost files included: Veterans Administration (VA) claims files, individual state records, Multiple Name Pay Vouchers (MPV) from the Adjutant General's Office, Selective Service System (SSS) registration records, pay records from the Government Accounting Office (GAO), as well as medical records from military hospitals, entrance and separation x-rays and organizational records."

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<tr>
<th>Branch</th>
<th>Personnel and Period Affected</th>
<th>Estimated Loss</th>
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<tbody>
<tr>
<td>Army</td>
<td>Personnel discharged November 1, 1912 to January 1, 1960</td>
<td>80%</td>
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<tr>
<td>Air Force</td>
<td>Personnel discharged September 25, 1947 to January 1, 1964</td>
<td>75%</td>
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<td>(with names alphabetically after Hubbard, James E.)</td>
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The National Archives and Records Administration has developed NA Form 13055, Request for Information needed to Reconstruct Medical Data for those records destroyed in the 1973 fire. You may inquire about use of that form by writing directly to the National Archives:

National Personnel Records Center  
(Military Personnel Records)  
9700 Page Avenue  
St. Louis, MO 63132-5100

Less Than Honorable Discharges and Eligibility
Receiving a discharge that is not HONORABLE, does not prohibit you from receiving Veteran benefits. However, the type of discharge you received, the length of service, and even when you served can have an impact on your benefits. Regardless if your character of discharge was not HONORABLE, you can still request benefits and you might be eligible for limited services. Unfortunately, it is difficult to know the extent of the benefits available until a claim for services is requested.

You can request to have your character of discharge reviewed for an increase. If a General Discharge is upgraded to an HONORABLE discharge, it would subsequently increase your available services or benefits that you are eligible to receive. You only have 15 years from the date of your separation to request an upgrade in your discharge character. After 15 years, you can only request a ‘Correction of the Records.’

Like many applications for benefits and services, a Veterans Service Organization (VSO) may help with completing needed paperwork and it is STRONGLY recommended you seek help before pursuing these actions. These requests must be filed on specific Department of Defense forms which are provided for you in this booklet.

A Correction of Military Records is completed after 15 years from your discharge and is much more difficult to obtain. Please consult a VSO for more information on this process before attempting to complete the paperwork yourself. You only receive ONE review on this process, therefore, it should be completed correctly and with all needed information to support your request.

*This is a military review and is not completed by the U.S. Department of Veteran Affairs. The VA does not complete this review and sending your request to the Department of Veteran Affairs, will only delay your review. The address where these are processed are on the instruction pages of the forms.
VA HEALTH CARE

Incarcerated Veterans do not forfeit their eligibility for medical care; however, current regulations restrict VA from providing hospital and outpatient care to an incarcerated Veteran who is an inmate in an institution of another government agency when that agency has a duty to give the care or services. **VA may provide care once the Veteran has been unconditionally released from the penal institution.**

*If eligible for Veteran’s benefits:*  
We encourage you to enroll in the VA Health Benefits System as soon as you are released. This can be accomplished by completing a VA Form 10-10EZ, Application for Health Benefits. Veterans may complete the form in person at a VA health care facility or at home and mail it to a local VA health care facility for processing. Incarcerated Veterans can complete the form and request the HCRV staff submit to the Enrollment/Eligibility Section at the VA Medical Center. Once enrolled, a Veteran is eligible to receive services at VA facilities anywhere in this nation.

**Facilities in South Carolina**

Ralph H. Johnson VAMC  
109 Bee Street  
Charleston, SC 29401-5799  
(843) 577-5011

Wm. Jennings Dorn VAMC  
6439 Garners Ferry Road  
Columbia, SC 29209-1639  
(803) 776-4000

Aiken: 951 Millbrook Ave., 29803; 803-643-9016  
Anderson: 1702 E. Greenville Street; 29621; 864-224-5450  
Beaufort: Pickney Road; 29902; 843-770-0444  
Florence: 1822 Sally Hill Farms Blvd; 29505; 843-292-8383  
Greenville: 3510 Augusta Road; 29605; 864-299-1500  
Goose Creek: 2418 NNPTC Circle; 29445; 843-577-5011 or 888-878-6884  
Myrtle Beach: 3381 Phillis Blvd; 29577; 843-477-0177  
North Charleston: 9237 University Blvd; 29406; 843-789-6400  
Orangeburg: 1767 Villagepark Drive; 29118; 803-533-1335  
Sumter: 407 North Salem Avenue; 29150; 803-938-9901

*If ineligible for Veteran’s benefits, free or low-cost health care may be available from the following sources:*  
- **Department of Social and Health Services (DSHS)** can tell you where to find health care facilities for the homeless. Check the phone book blue pages under local, city, or county government for the number.  
- **National Health Care for the Homeless Council** has a list of health care providers working with homeless people across the nation. For a list of providers in your state, go to [www.nhchc.org](http://www.nhchc.org).  
- **Free clinics** are run by many local organizations and communities. Look in the phone book blue pages under "Public Health" to contact local government office for clinics in your area.
Special Health Information for Veterans:
If you think you may be at risk for AIDS and HIV infection after your release, contact the nearest VA Medical Center to get tested, and seek counseling. Those at highest risk for AIDS and HIV infection are:
- people who share needles or syringes to inject drugs or steroids;
- men who have sex with other men;
- those born to mothers who have HIV
- people who received blood transfusions before 1985;
- anyone who has sex with anyone who is at risk for HIV / AIDS.

Veterans, homeless, and incarcerated people are at high risk for Hepatitis C (HCV), a serious disease that can cause cirrhosis (scarring of the liver) and liver cancer. If you think you are at risk after your release, contact the nearest VA Medical Center to get tested and seek HCV counseling. You are at risk if:
- you ever used a needle to inject drugs;
- you had a blood transfusion or organ transplant before 1992
- you were a health care worker and had contact with blood;
- you were on long-term kidney dialysis;
- your mother had hepatitis C when she gave birth to you.

The Veterans Health Administration also recommends testing if:
- you are a Vietnam-era Veteran;
- you have had exposure to blood on your skin;
- you have had multiple sex partners;
- you have tattoos or body piercing;
- you have ever snorted cocaine;
- you have liver disease;
- you have a history of drinking a lot of alcohol;
- you have had an abnormal liver function test.
VA HEALTH CARE COMBAT VETERAN ELIGIBILITY

Enhanced Eligibility for Health Care Benefits:
On January 26, 2008, “Public Law 110-181” titled the “National Defense Authorization Act of 2008” was signed into law. Section 1707 amended Title 38, United States Code (U.S.C.) Section 1710(e)(3), extending the period of eligibility for health care for Veterans who served in a theater of combat operations after November 11, 1998, (commonly referred to as combat Veterans or OEF/OIF Veterans). Under the “Combat Veteran” authority, the Department of Veterans Affairs (VA) provides cost-free health care services and nursing home care for conditions possibly related to military service and enrollment in Priority Group 6, unless eligible for enrollment in a higher priority to:

• Currently enrolled Veterans and new enrollees who were discharged from active duty on or after January 28, 2003, are eligible for the enhanced benefits, for 5 years post discharge.

• Veterans discharged from active duty before January 28, 2003, who apply for enrollment on or after January 28, 2008, are eligible for the enhanced benefit until January 27, 2011. Combat Veterans, while not required to disclose their income information, may do so to determine their eligibility for a higher priority status, beneficiary travel benefits and exemption of co-pays for care unrelated to their military service.

Who’s eligible: Veterans, including activated Reservists and members of the National Guard, are eligible if they served on active duty in a theater of combat operations after November 11, 1998, and have been discharged under other than dishonorable conditions.

Documentation used to determine service in a theater of combat operations:
• Military service documentation that reflects service in a combat theater, or
• Receipt of combat service medals and/or,
• Receipt of imminent danger or hostile fire pay or tax benefits

Health benefits under the “Combat Veteran” authority:
• Cost-free care and medications provided for conditions potentially related to combat service.
• Enrollment in Priority Group 6 unless eligible for enrollment in a higher priority group.
• Full access to VA’s Medical Benefits Package.

Combat Stress Can Remain Even After You Return Home
Even after returning from a theater of combat, stress can significantly interfere with a Veteran’s ability to relate to family, friends, and work. It can also affect other areas of daily functioning. The lingering effects of stress can be expressed as hostility, anger, trouble sleeping, and emotional numbing. Often times, work suffers due to absenteeism,
fatigue, or impaired concentration. If you feel you may be experiencing any symptoms related to combat stress or military sexual trauma, please contact your nearest VA health care facility.

**What happens after the enhanced eligibility period expires:**
Veterans who enroll with VA under this authority will continue to be enrolled even after their enhanced eligibility period ends. At the end of their enhanced eligibility period, Veterans enrolled in Priority Group 6 may be shifted to Priority Group 7 or 8, depending on their income level, and required to make applicable co-pays.

**What about combat Veterans who do not enroll during their enhanced eligibility period:**
For those Veterans who do not enroll during their enhanced eligibility period, eligibility for enrollment and subsequent care is based on other factors such as:
- ✓ A compensable service-connected disability
- ✓ VA pension status
- ✓ Catastrophic disability determination
- ✓ The Veteran's financial circumstances.
For this reason, combat Veterans are strongly encouraged to apply for enrollment within their enhanced eligibility period, even if no medical care is currently needed.

**Co-pays:**
Veterans who qualify under this special eligibility are not subject to co-pays for conditions potentially related to their combat service. However, unless otherwise exempted, combat Veterans must either disclose their prior year gross household income OR decline to provide their financial information and agree to make applicable co-pays for care or services that the VA determines are clearly unrelated to their military service.

**MENTAL HEALTH SERVICES & SUBSTANCE ABUSE TREATMENT**

**If eligible for Veterans’ benefits:**
Contact the Homeless Veteran Services Coordinator at the local VA Medical Center or Vet Center. Call 1-877-222-8387 to or go to [http://www.southeast.va.gov/](http://www.southeast.va.gov/), to find the medical center nearest you.

*If not eligible for Veterans’ benefits, the following sources may be able to tell you where you can go to get help:*

**Vet Centers:** The goal of the Vet Center program is to provide a broad range of counseling, outreach, and referral services to eligible Veterans in order to help them make a satisfying post-war readjustment to civilian life. The family members of all Combat Veterans are eligible for Vet Center services as well. Vet Centers can also furnish bereavement counseling services to surviving parents, spouses, children and siblings of service members who die of any cause while on active duty, to include
federally activated Reserve and National Guard personnel.

Columbia Vet Center
1513 Pickens Street
Columbia, SC 29201
(803) 765-9944

Greenville Vet Center
14 Lavinia Street
Greenville, SC 29601
(864) 271-2711

North Charleston Vet Center
5603A Rivers Av
North Charleston, SC 29418
(843) 747-8387

National Alliance for the Mentally Ill lists community mental health services providers at: www.nami.org, or call 1-800-950-6264.

National Mental Health Association offers support groups, rehabilitation, socialization, and housing services through 340 community organizations located across the country. Call 1-800-969-NMHA, or find a local office online at www.nmha.org.

South Carolina Department of Mental Health provides care through many Community Mental Health Centers throughout South Carolina. This includes online services and hospital programs. Call (803) 898-8581 or information can be obtained through the Internet at www.state.sc.us/dmh.

The Department of Health and Human Services Drug and Alcohol Treatment Referral Routing Service can refer you to local programs. Call 1-800-662-4357.

Focus On Recovery Helpline - A 24-hour national alcohol and drug abuse addiction and treatment hotline: 1-800-374-2800 or 1-800-234-1253.

SC DAODAS has programs designed for persons with alcohol and drug abuse problems. Call (803) 896-5555 or obtain information through the Internet at www.daodas.state.sc.us/web.
The eligibility for outpatient dental care is not the same as for most other VA medical benefits. Also, please review the Fact Sheet for the VA Dental Insurance Program.

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<tr>
<th>If you:</th>
<th>You are eligible for:</th>
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<tbody>
<tr>
<td>Have a service-connected compensable dental disability or condition.</td>
<td>Any needed dental care</td>
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<tr>
<td>Are a former prisoner of war.</td>
<td>Any needed dental care</td>
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<tr>
<td>Have service-connected disabilities rated 100% disabling, or are</td>
<td>Any needed dental care [Please note: Veterans paid at the 100% rate based on a</td>
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<tr>
<td>unemployable and paid at the 100% rate due to service-connected</td>
<td>temporary rating, such as extended hospitalization for a service-connected disability,</td>
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<td>conditions.</td>
<td>convalescence or pre-stabilization are not eligible for comprehensive outpatient</td>
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<td>dental services based on this temporary rating].</td>
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<tr>
<td>Apply for dental care within 180 days of discharge or release</td>
<td>One-time dental care if your DD214 certificate of discharge does not indicate that</td>
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<td>(under conditions other than dishonorable) from a period of active</td>
<td>a complete dental examination and all appropriate dental treatment had been rendered</td>
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<td>duty of 90 days or more during the Persian Gulf War era.</td>
<td>prior to discharge.*</td>
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<tr>
<td>Have a service-connected noncompensable dental condition or disability</td>
<td>Needed care for the service-connected condition(s). A Dental Trauma Rating (VA Form</td>
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<td>resulting from combat wounds or service trauma.</td>
<td>10-564-D) or VA Regional Office Rating Decision letter (VA Form 10-7131) identifies</td>
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<td>the tooth/teeth eligible for care.</td>
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<td>Have a dental condition clinically determined by VA to be associated</td>
<td>Dental care to treat the oral conditions that are determined by a VA dental professional</td>
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<td>with and aggravating a service-connected medical condition.</td>
<td>to have a direct and material detrimental effect to your service connected medical</td>
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<td>condition.</td>
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<tr>
<td>Are actively engaged in a 38 USC Chapter 31 vocational rehabilitation</td>
<td>Dental care to the extent necessary as determined by a VA dental professional to:</td>
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<td>program.</td>
<td>• Make possible your entrance into a rehabilitation program</td>
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<td>• Achieve the goals of your vocational rehabilitation program</td>
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<td></td>
<td>• Prevent interruption of your rehabilitation program</td>
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<td>• Hasten the return to a rehabilitation program if you are in interrupted or leave</td>
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<td>status</td>
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<td>• Hasten the return to a rehabilitation program of a Veteran placed in discontinued</td>
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<td>status because of illness, injury or a dental condition, or</td>
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<td>• Secure and adjust to employment during the period of employment assistance, or</td>
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<td>enable you to achieve maximum independence in daily living.</td>
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<tr>
<td>Are receiving VA care or are scheduled for inpatient care and require</td>
<td>Dental care to treat the oral conditions that are determined by a VA dental professional to:</td>
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<tr>
<td>dental care for a condition complicating a medical condition currently</td>
<td>• Make possible your entrance into a rehabilitation program</td>
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<tr>
<td>under treatment.</td>
<td>• Achieve the goals of your vocational rehabilitation program</td>
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<tr>
<td></td>
<td>• Prevent interruption of your rehabilitation program</td>
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<td></td>
<td>• Hasten the return to a rehabilitation program if you are in interrupted or leave</td>
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<td>status</td>
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<tr>
<td>Are an enrolled Veteran who may be homeless and receiving care under</td>
<td>A one-time course of dental care that is determined medically necessary to relieve</td>
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<td>VHA Directive 2007-039.</td>
<td>pain, assist you to gain employment, or treat moderate, severe, or complicated and</td>
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<td>severe gingival and periodontal conditions.</td>
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SEEKING FEDERAL BENEFITS

The Department of Veterans Affairs publishes a booklet called "Federal Benefits for Veterans and Their Dependents" that describes the types of benefits available and lists the addresses and phone numbers for VA facilities nationwide.

**U.S. Dept Of Veterans Affairs - Regional Office**
6437 Garners Ferry Road
Columbia, SC 29209

Call 1-800-827-1000 or find information about benefits at [www.vba.va.gov/benefits](http://www.vba.va.gov/benefits)

**Eligibility for VA Benefits During Incarceration**
Veterans incarcerated and incarcerated dependents may apply for the same compensation, dependency and indemnity compensation (DIC) – service connected death benefits – and pension benefits as Veterans who are not incarcerated. However, Congress restricts the amount of benefits that may be paid to a Veteran or dependent while he or she is incarcerated. These benefits are institutionalized as part of law: 38 U.S.C Sec 5313 (a), 38 C.F.R., Sec. 3.665 (a), (d), which reads as follows:

*If a Veteran is incarcerated as the result of a “felony” conviction as defined by law: “Any offense punishable by death or imprisonment for a term exceeding one year, unless specifically categorized as a misdemeanor under the law of the prosecuting jurisdiction.”*

*Then, the amount paid to a Veteran incarcerated for a service-connected disability is generally limited by law to the 10 percent disability rate, or half the amount of the ten percent rate if the Veteran’s disability rating is 10 percent. (If the Veteran is rated before incarceration as 20 percent disabled or higher, he will receive only the amount payable to a 10 percent disabled Veteran.) Incarcerated DIC recipients will receive one-half the amount paid to a Veteran receiving compensation payments for a 10 percent-rated disability.*

*A Veteran may not receive non-service connected VA pension benefits, or any portion of these benefits, while incarcerated for a felony or misdemeanor. However, his family may receive an apportionment of such benefits under the procedure described above. (See 38 C.F.R. Sec.3.666)*

One important requirement for eligibility for VA benefits is that the Veteran has to have been issued either an honorable or general discharge, or would have received one if not for re-enlisting. If a Veteran had two periods of service, one honorable and the other less than honorable, he may still be eligible for VA benefits based on the honorable period of service.

*VA Medical Care can not be provided to Veterans in prison, but VA health facilities may provide care to you after your release.*
Benefits Payments While Incarcerated
There is a 60-day "grace period" following a conviction when you may still receive full benefits. To avoid an overpayment, it is important that you notify the VARO immediately when you go to prison if you are receiving payments. If you do not notify the VA and receive overpayment, you and your family will lose all financial payments until the debt is paid.

For example, Joe is a Veteran who receives a VA pension. He commits a crime, is convicted, and is incarcerated, but doesn't tell the VA right away and keeps getting paid for 6 months. After serving his sentence of 18 months, he is released and applies to the VA to have his pension restarted. He will have an overpayment which must be recovered from the restarted benefits. Until the overpayment is recovered, Joe will have to go without that income.

Your award for compensation or pension benefits should resume from the date you are released, as long as the VA receives notice of release within one year. Form 21-4193, Notice to Department of Veterans Affairs of Veteran or Beneficiary Incarcerated in Penal Institution, available through your counselors should be completed before release, signed by a prison official and submitted to VA Benefits Administration.

Apportionment
Although legally, the Veteran can only receive a portion of the full amount payable for his or her disability rating, the remaining balance may be “apportioned to the individual’s dependent family”. To apply for apportionment, the Veteran must send a letter that identifies the Veteran and the apportionment claimant and makes it clear they are requesting an apportionment of his VA benefits to the VA Regional Office (VARO) that has jurisdiction over the Veteran’s case. VA regulations clearly specify this apportionment amount will only go to family members if they can show financial need for such amount. This applies to the spouse, children, or dependent parents who are involved in the application.

In deciding whether any apportionment is appropriate, the amount of the apportionment, and to whom it will go, the following factors are considered:
- The family member’s income and living expenses;
- The amount of compensation available to be apportioned;
- The needs and living expenses of other family members; and
- Special needs of any of the family members.

For example: a Veteran incarcerated rated as 80 percent disability can only receive the amount he or she would get if he or she were 10 percent disabled. However, his or her family may be apportioned up to 70 percent, the difference of the 80 percent rating. (DIC may also be apportioned with similar restrictions.)

There is a 60-day “grace period” following conviction where the Veteran, or Dependency or Indemnity Compensation (DIC) recipient, may still receive full benefits. If the Veteran continues to receive benefits after the 60-day period, it will result in an “overpayment”. The VA considers it to be the recipient’s responsibility and fault if this occurs because the recipient failed to notify the VA of his or her incarceration. Attempts to obtain a waiver in these situations of overpayment are often unsuccessful. As a rule, the Veteran loses most, if not all, financial benefits until the VA recovers the entire overpayment. It has also been a standard procedure that the family will not be entitled to receive an
apportionment until the debt is completely recovered.

For more information concerning VA debt collection rules that may affect the Veteran incarcerated, telephone: 1-800-827-1000 and request a Veterans Service Organization representative or, write to a Veterans Service Organization. One other relevant restriction on Veteran’s incarcerated eligibility for service connected disability compensation is that: “No total disability rating based on un-employability, may be assigned to an incarcerated Veteran”.

It is important to remember that most VA decisions, including those on apportionment, can be appealed to the Board of Veterans Appeals and, if need be, to the Court of Appeal for Veterans Affairs.

Re-starting Benefits at Release
It is important that each disabled Veteran receiving compensation or DIC payments promptly notify the VARO. Regular full benefit payments should begin upon release, providing the VA is notified of the Veteran’s release, including placement within a community treatment center or halfway house in the community, within one year of release. VARO needs formal notification from the prison of your release in order to re-start benefits. The sooner that document is provided to VARO, the sooner VARO can begin to process your request.

Seeking Help After Release
If you would like to get benefits or think you have a pending claim before the VA, it is best to get professional help to assist you. Many Veterans Service Organizations (VSO) have trained staff who can help you with your VA claim and can represent your claim before the VA. You can contact any VSO listed below to see if there is a service representative near you.

Veteran Service Organizations*

- The American Legion 1-800-433-3318
- American Red Cross 1-877-272-7337
- Disabled American Veterans 1-877-426-2838 or (859) 441-7300
- Paralyzed Veterans of America 1-800-424-8200
- Veterans of Foreign Wars 1-800-VFW-1899
- Vietnam Veterans of America 1-800-882-1316

*This is not a complete listing. Others may be located in the phone book or on the web.

<table>
<thead>
<tr>
<th>Service Organization</th>
<th>Phone Number</th>
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<tbody>
<tr>
<td>AM VETS</td>
<td>(803) 255-4277</td>
</tr>
<tr>
<td>Disabled American Veterans</td>
<td>(803) 255-4238</td>
</tr>
<tr>
<td>National Order of the Purple Heart</td>
<td>(803) 255-4138</td>
</tr>
<tr>
<td>Paralyzed Veterans of America</td>
<td>(803) 255-4309</td>
</tr>
<tr>
<td>Veterans of Foreign Wars</td>
<td>(803) 255-4303</td>
</tr>
<tr>
<td>South Carolina Division of Veterans Affairs</td>
<td>(803) 255-4257</td>
</tr>
</tbody>
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Seeking Benefits On Your Own
Although we encourage you to seek the aid of a service representative, you may choose to apply for VA benefits on your own. You can also apply for certain benefits online at: www.ebenefits.va.gov.

GI Bill/Education Benefits
Beneficiaries incarcerated for other than a felony can receive full monthly benefits, if otherwise entitled. Convicted felons residing in halfway houses (also known as "residential re-entry centers"), or participating in work-release programs also can receive full monthly benefits.

Claimants incarcerated for a felony conviction can be paid only the costs of tuition, fees, and necessary books, equipment, and supplies. VA cannot make payments for tuition, fees, books, equipment, or supplies if another Federal State or local program pays these costs in full. If another government program pays only a part of the cost of tuition, fees, books, equipment, or supplies, VA can authorize the incarcerated claimant payment for the remaining part of the costs.

Overpayment of Benefits during Incarceration
There is a 60-day "grace period" following conviction where the Veteran, or Dependency or Indemnity Compensation (DIC) recipient, may still receive full benefits. If the Veteran continues to receive benefits after the 60-day period, it will result in an "overpayment". The VA considers it to be the recipient’s responsibility and fault if this occurs because the recipient failed to notify the VA of his or her incarceration. Attempts to obtain a waiver in these situations of overpayment are often unsuccessful. As a rule, the Veteran loses most, if not all, financial benefits until the VA recovers the entire overpayment. It has also been a standard procedure that the family will not be entitled to receive an apportionment until the debt is completely recovered.

One other relevant restriction on Veteran’s incarcerated eligibility for service connected disability compensation is that: “No total disability rating based on un-employability, may be assigned to an incarcerated Veteran.” It is important to remember that most VA decisions, including those on apportionment, can be appealed to the Board of Veterans Appeals and, if need be, to the Court of Appeal for Veterans Affairs.

All debts must be repaid to VA. VA may assess interest and administrative fees, which will be added to the original amount of the debt until the debt is cleared.

Failure to repay a debt will affect one’s credit. Collection of the debt may be turned over to a collection agency, or the debt may be offset by withholding federal income tax refunds or other federal payments, including federal pay and pension.
**FAQ on Overpayments**

*What steps do I need to take to request a waiver of my debt? Is there a specific form I need to use to do so?*

To request a waiver, you need to state, in writing, that you want to request “waiver of collection” (use those exact words) and the reasons you feel you should not be held liable for the debt. You should explain the circumstances leading to the overpayment and the steps you took to prevent the overpayment from occurring. You should also complete and return the Financial Status Report* that was enclosed with your notification letter.

*Is it possible to make payments on my debt, or set up partial withholding from my benefits in order to repay this debt?*

Monthly payments or withholdings from benefits can be accepted if they will clear the debt in a reasonable timeframe. If your proposed repayment plan will take longer than a year to repay your debt, you need to complete and return the Financial Status Report, which was enclosed with your notification letter. *A copy of the Financial Status Report form is located in the appendix.*

Submit this form along with your proposed repayment plan by mail or fax to:

U.S. Department of Veterans Affairs Debt Management Center  
P.O. Box 11930  
St. Paul, MN 55111 1-612-970-5688 (fax)

VA will notify you if your plan is acceptable, and when the withholding will start, or when you should begin making your payments.

I don’t understand how I was overpaid. Can you send me an audit of my account? You can call our toll-free number 1-800-827-0648, or for international callers, 1-612-713-6415 and explain to the operator that you would like an audit for your overpayment. The audit will also include your repayment options.

**How to File a VA Claim**

If you believe that you have been harmed in any way through your military experience, you have the right to file a claim for treatment and compensation with the Department of Veterans Affairs (VA). You should consider seeking services from a Veterans Service Organization. They are not lawyers and do not charge for their services, yet they can represent you in your claim to the VA. A short list was provided above. You can submit your claim to any VA Regional Office (VARO) on VA Form 21-256EZ. Assistance of a VSO is encouraged, when possible.

It is the responsibility of claimant to keep their contact information current. It may be a good idea to inform the VA you are incarcerated and request the exam during your incarceration. Compensation and pension exams may require additional planning and coordination for those Veterans incarcerated. Below is a copy of the most current policy information for Examinations for Incarcerated Veterans.
If you would like to pursue filing a claim yourself, and without the aid of a VSO, below are brief descriptions of some forms needed to file for certain VA benefits. Make photocopies of all forms for your records before sending your packet to the VARO nearest you.

Examinations for Incarcerated Veterans

This Fact Sheet provides guidance regarding examinations for incarcerated Veterans.

POLICY

1. Duty to Assist

VA’s duty to assist incarcerated Veterans includes providing them with VA examinations when warranted. Court decisions reflect VA’s duty to assist includes the duty to provide a medical examination to an incarcerated Veteran when one is required. Further, as stated in VHA Handbook 1601E.01, Compensation and Pension (C&P) Examinations, October 13, 2009, Corrected Copy February 25, 2010, at paragraph 5.b.(1) VHA must provide an examination, when necessary, under the duty to assist provisions of 38 U.S.C. Section 5103A and 38 CFR 3.159 equally to incarcerated Veterans as to non-incarcerated Veterans.

VA must fully comply with the duty to assist by obtaining relevant medical records from the facility where an incarcerated Veteran is held, and work with state or prison officials both in obtaining such records and in providing medical examinations when warranted. VA, through its General Counsel, has indicated that it is fully aware of this responsibility and will concede that the Board of Veterans Appeals may remand for such an examination where the record does not contain evidence of substantial efforts to conduct such examination, including identifying and requesting the assistance of the appropriate state or prison official.

VA is required to provide medical examinations when warranted under the duty to assist, either by arranging for release of an incarcerated Veteran to attend an examination or by making arrangements with the relevant state or prison official to conduct an examination at the facility where the Veteran is incarcerated. Incarcerated Veterans are owed the same duty to assist as non-incarcerated Veterans and VA should tailor its assistance to the circumstances of the confinement of these Veterans. As long as there is evidence of substantial efforts to conduct the C&P examination, the claim will not be returned as a remand, and VHA has supported the claim to the fullest extent possible. An example of a substantial effort is: the C&P clinic documents that they have made multiple attempts and exhausted all possible avenues for obtaining access to the incarcerated Veteran for the examination.
Social Security Disability Insurance (SSDI)
To be eligible for SSDI, a person must:
✓ Have worked and paid Social Security taxes (F.I.C.A.) for enough years to be covered under Social Security. Some of the taxes must have been paid in recent years;
✓ Be considered medically disabled; and not be working or working but earning less than the substantial gainful activity (SGA) level. Work incentives provide support over a period of years to allow the disability beneficiary to test their ability to work and gradually become self-supporting and independent. In general, a person has at least 4 years to test their ability to work. The person continues to have Medicare coverage during this time.

Supplemental Security Income (SSI)
To be eligible for SSI based on a medical condition, a person must:
✓ Have little or no income or resources (refer to the Glossary on website below for definitions of income and resources);
✓ Be considered medically disabled; and initially not be working or working but earning less than the SGA level. Once on the rolls, work activity does not affect a person's continuing eligibility. Work activity does not affect initial or continuing eligibility for a person who is blind. Once a person begins to receive SSI, work activity will not cause SSI to stop as long as the person is still disabled. Even if the person cannot receive SSI checks because of the amount of earnings, eligibility for Medicaid may continue indefinitely. In many cases, if a person loses his/her job or is unable to continue working, he/she can begin receiving checks again without filing a new application.

Social Security Benefits
What happens benefits when I am in prison?
If you are receiving Social Security, your benefits will be suspended if you are admitted for more than 30 continuous days to a jail or prison because you were convicted of a criminal offense. Your benefits can be reinstated starting with the month following the month you are released.

Although you cannot receive monthly Social Security benefits while you are confined, benefits to your spouse or children will continue as long as they remain eligible. If you are receiving SSI, your payments are suspended while you are in prison. Your payments can be reinstated in the month you are released. However, if your confinement lasts for 12 consecutive months or longer, your eligibility for SSI benefits will terminate and you must file a new application for benefits.

Social Security and Supplemental Security Income (SSI) payments generally are not payable for months that you are confined to a jail, prison or certain other public institution for commission of a crime. You are not automatically eligible for Social Security or SSI payments when you are released.

How do I file an application if I am in prison?
After you know your release date, notify someone at your facility that you want to start your Social Security or SSI benefits. If your institution has a prerelease agreement with the local Social Security office, it will notify us if you are likely to meet the requirements for SSI or Social Security benefits. (If there is no prerelease agreement, when you know your anticipated release date, contact Social Security to apply for benefits, if you think you may be eligible.) We will obtain an application from you several months before your anticipate release. That way, we can begin processing your application and your benefits can start as soon as possible after your release. If you are filing for benefits based on disability, we will gather medical evidence from your doctors to help us decide whether you are disabled under our rules.

You can call toll free at 1-800-772-1213 and tell the representative that you are scheduled to be released from a correctional facility and want to ask about receiving benefits. Please have your Social Security number handy. An appointment will be made with your local Social Security office to take your application after you are released.

**Restoring SSI and SSDI Benefits After Being Released from Prison**

Although an individual may lose his/her benefits during the time of incarceration, benefits can be restored as soon as the individual is released from prison. The procedures for having disability payments reinstated differ slightly according to the type of benefit that an individual was receiving prior to his/her confinement.

**Restoring SSI**

Depending on the length that an individual expects to be confined, he/she may be able to begin a “pre-release procedure” while still incarcerated. This is completed through a “Pre-Release Agreement” between the jail and the SSA and applies to inmates that have been or expect to be incarcerated for a period of less than one year. Although felony sentences by law carry a prison sentence of more than one year, it is possible that a defendant could be given credit for any time he/she has already served while awaiting trial and/or disposition in their case. An example of a hypothetical situation is as follows:

“John,” a SSI recipient of five years, is convicted on felony theft, which in the state of Georgia is theft of property in excess of $500.00 and is punishable by a possible term of imprisonment of 1-10 years. John was unable to afford bond and as a result spent six months in jail awaiting trial and/or disposition in his matter. John subsequently entered a guilty plea and was sentenced to 15 months in the state penitentiary. At his discretion, the sentencing judge gave John credit for the time he had already served, meaning that John only had nine months remaining. In this particular case, John was able to start the paperwork necessary to reinstate his benefits while incarcerated. Since John was proactive, it is likely that his benefits will start immediately following his release. If John has chosen to wait until his release to start the reinstatement of his benefits, again he would have received payment for any day that he was eligible, but the probability of his checks being delayed would have significantly increased.

Since any SSI award is based on the recipient’s income, individuals presently confined need to know what his/her income will be upon release and what resources he/she will have available. In addition, the SSA will need to know what other persons, if any, will be residing with the defendant following their release. On the day a disability claimant is released from confinement, they are encouraged to go directly to their Social Security office with personal identification and proof of their release.
**Restoring SSDI**

If an individual is receiving SSDI at the time of his/her incarceration, he/she will remain on the rolls during their jail or prison term, regardless of the length of their sentence. Like with SSI, SSDI payments will stop when a claimant is incarcerated and recipients will need to request reinstatement of their benefits when the time comes to be released from prison.

Although there is no pre-release procedure for SSDI as there is for SSI, jails or prisons that have Pre-Release Agreements for SSI can also use the same form to help SSDI recipients get the reinstatement process started. Those inmates unable to obtain a Pre-Release Agreement form should inquire as to whether the prison staff knows how SSDI payments can be restarted upon their release. If all else fails, incarcerated individuals should seek the assistance of their family members who can contact their local Social Security office for more information.

It is against the law for any person convicted of a felony and sentenced to a term of imprisonment to continue to receive social security disability benefits during their period of incarceration. Likewise, it is illegal for someone other than the intended recipient to cash a disability check in the name of another person, specifically under the disguise of the individual in prison.

**Medicare**

Your eligibility for Medicare Part A (hospital insurance) continues uninterrupted while you are in prison. But Part B Medicare (medical insurance) will terminate if you do not pay your monthly premiums while you are in prison. To start Part B Medicare, you will need to file an application with us during a general enrollment period, which is January through March of each year. If you file during this enrollment period, your Part B eligibility will begin on July 1 of that year. If your Medicaid eligibility was terminated while you were in prison, you will need to contact your local social services office to apply for Medicaid coverage. We can provide a referral form for you to take to the social services office.
MYTH: Eligibility for Social Security benefits cannot be reinstated when an individual is released from incarceration.

FACT: Social Security benefits are not payable if an individual is convicted of a criminal offense and confined. However, monthly benefits usually can be reinstated after a period of incarceration by contacting Social Security and providing proof of release.

By law, Social Security benefits are not payable to an individual who is convicted of a criminal offense and confined for more than 30 consecutive days. If an individual was getting Social Security benefits prior to confinement, benefits are suspended until he or she is released. Generally, there is no time limit on the period of suspension.

Upon release, benefits can be reinstated without filing a new claim. The individual must request reinstatement and provide proof of release to a Social Security office. Upon provision of the necessary proof, the Social Security office will reinstate benefits quickly.

Social Security cannot reinstate benefits after release if the individual was not receiving benefits before confinement. Instead, the individual must file a claim and be approved before benefits can be paid. For these individuals, Social Security offers a prerelease application procedure, which enables a claim to be filed several months before the scheduled release date. This process allows benefits to start shortly after the individual is released.

Social Security also administers the Supplemental Security Income (SSI) program for aged or disabled individuals who have limited income and resources. SSI benefits are suspended if the individual is incarcerated for a full calendar month or more. If the incarceration is 12 months or less, Social Security can reinstate SSI benefits quickly upon release. For incarceration periods greater than 12 months, SSI eligibility is terminated and a new claim must be filed to reestablish eligibility. The prerelease application procedure expedites the provision of SSI benefits after the individual is released.

For More Information:
Social Security’s Website
http://www.ssa.gov/

What Prisoners Need to Know
http://www.ssa.gov/pubs/10133.html

Entering the Community after Incarceration – How We Can Help
http://ssa.gov/pubs/10504.htm#prerelease

What is a REENTRY MYTH BUSTER?
This Myth Buster is one in a series of fact sheets intended to clarify existing federal policies that affect formerly incarcerated individuals and their families. Each year, more than 700,000 individuals are released from state and federal prisons. Another 9 million cycle through local jails. When reentry fails, the social and economic costs are high — more crime, more victims, more family distress, and more pressure on already-strained state and municipal budgets.

Because reentry intersects with health and housing, education and employment, family, faith, and community well-being, many federal agencies are focusing on initiatives for the reentry population. Under the auspices of the Cabinet-level Interagency Reentry Council, federal agencies are working together to enhance community safety and well-being, assist those returning from prison and jail in becoming productive citizens, and save taxpayer dollars by lowering the direct and collateral costs of incarceration.

For more information about the Reentry Council, go to:
www.nationaireentryresourcecenter.org/reentry-council
HELP FOR VETERANS

This section includes resources that can help you get back on your feet. Remember to check the phone book for local, county, and state agencies that know what services are available in the area to assist you. (Call your local United Way or dial 211 for information in your county.) Some organizations may have waiting lists, require an interview, or have specific rules about whom they serve. It is best if you start asking about services and requirements now, so that you will be prepared when you are released. You may even ask if your name can be put on a waiting list when you get closer to your release date.

WHERE TO START

Check the local phone book yellow pages under "Homeless" or "Social Service Organizations" for a list of many local organizations that offer different services, which may include clothing, public transportation assistance, emergency shelter, and more. You may need to contact several agencies to find all the services you need. Services provided by government agencies are listed in the blue pages found near the front of the phone book. Check with your local Public Assistance Office to find out what programs are available and what their guidelines are. We have included some guidance below, but your local organizations are your best resources. Remember, it never hurts to ask!

✔ Every VA Medical Center has a Health Care for Homeless Veterans (HCHV) Coordinator who is responsible for helping homeless Veterans access VA and community-based care to end homelessness among Veterans. The HCHV program provides outreach, clinical assessments and referrals for medical and mental health care, long-term transitional residential assistance, case management and employment assistance with linkage to permanent housing. To locate your nearest HCHV Coordinator call 1-877-222-8387 or go to www1.va.gov/homeless/page.cfm?pg=21.

✔ For the HCHV Coordinator at Dorn VAMC in Columbia, call (803) 776-4000 x7697/7445.

✔ For the HCHV Coordinator at Ralph H. Johnson VAMC in Charleston, call (843) 577-5011 x7953.

✔ Department of Veterans Affairs Regional Office (VARO) provides assistance with Veterans benefits & entitlements information, VA claims process, representation and advocacy, Trauma (PTSD) counseling, Veterans Homes for those in need of nursing care, and employment assistance through federal funded reintegration projects. Call 1-800-827-1000 or go to www.va.gov.

✔ National Coalition for the Homeless has a directory of shelters and homeless assistance programs online at http://www.nationalhomeless.org/. This does not list every program in the country, so be sure to check your phone book for local
programs.

✓ **Salvation Army** - provides services, including shelter and transitional housing, for homeless individuals and families. For services and information contact: [http://www.salvationarmycarolinas.org/](http://www.salvationarmycarolinas.org/) or check the phone book for local number.

✓ **United Way** - provides a variety of services through local organizations. Check the phone book for a local post or locate local organizations online at [www.unitedway.org](http://www.unitedway.org). Additionally, you may dial 211 for assistance with your local United Way office.

✓ **Local churches and faith-based organizations**, such as Catholic Charities, Salvation Army, and Volunteers of America, may have a variety of programs to assist you. Find these organizations by calling your county or city Department of Social Services. Check the blue pages of the phone book for the number.

**TOLL-FREE NUMBERS**

Crisis and other toll-free numbers are often listed in the front cover or first few pages of the phone book. You may also want to check under "Social Services" in the blue or yellow pages for hotlines and local numbers.

✓ **US Department of Veterans Affairs** — [www.va.gov](http://www.va.gov)
  ✓ Benefits: 1-800-827-1000,
  ✓ Persian Gulf War Helpline: 1-800-749-8387
  ✓ Iraqi Freedom Veterans should contact the case manager at their local VA Medical Center (WJB Dorn VAMC in Columbia at (803) 776-4000 x7303 or Ralph H. Johnson VAMC in Charleston at (843) 577-5011 x7206)

✓ **Focus On Recovery Helpline** - A 24-hour national alcohol and drug abuse addiction and treatment hotline: 1-800-374-2800 or 1-800-234-1253

✓ **National AIDS Hotline** - Talk to someone who knows about HIV / AIDS and can tell you about AIDS services in your city or state: 1-800-822-7422

✓ **National Coalition for Homeless Veterans** — [www.nchv.org](http://www.nchv.org), 1-800-838-4357

✓ **National Suicide Prevention Hotline** 1-800-273-TALK (8255)

✓ **SC Coalition Against Domestic Violence & Sexual Assault** – 1-800-260-9293, [www.sccadvasa.org](http://www.sccadvasa.org)

✓ **The Rape, Abuse & Incest National Network (RAINN)** – 1-800-656-HOPE (4673)
HOUSING
It is important to know that you have a place to go when released. The first step in returning to the community is finding a place to stay. This section includes ways to locate emergency shelter, transitional programs, and permanent housing assistance. Transitional or temporary housing can serve as a step toward full independence upon your release. However, there are often waiting lists for housing assistance programs, so you should ask about applying as soon as possible. If you are released and find yourself, homeless, emergency assistance is available.

The goal of the HCRV Specialist is to provide you resources and support, yet we are unable to impact the decision of the parole and probation boards with any guaranteed housing acceptance. Once you are release from custody, you may apply for any and all applicable housing programs the VA has, but it is not usually an option for direct placement from incarceration.

Once released, the VA does have the following supportive housing programs in our Homeless Clinics that may be of use to you as you re-acclimate to the community:

**Grant Per Diem (GPD)**
The mission of GPD is to establish transitional housing and supportive services to homeless Veterans. Residential stability is a goal of this program as well as increased skill levels and/or income and obtaining greater self-determination.

**Housing and Urban Development - VA Supportive Housing (HUD/VASH)**
HUD/VASH is a collaborative partnership between the Department of Housing and Urban Development (HUD) and the Department of Veterans Affairs (VA) Supported Housing (VASH). HUD/VASH is not an emergency based housing program and it can take weeks from initial contact until the Veteran is able to move into a rental property. The public housing authority issues vouchers for Veterans to obtain their own apartment. The program does have requirements and eligibility for each participant and not all of those requirements can be listed in this guidebook. The Veteran’s rent payments are adjusted to meet their ability to make payments.

Information on eligibility is listed below:
- Must meet the McKinney-Vento Act definition of homelessness
- Meet income requirements (must have an income)
- Veteran, nor any family members that reside with them may be on lifetime Sex Offender Registry
- Vouchers must be available
- Must agree to case management services

*How to apply for a HUD/VASH Voucher:* The Veteran should apply at the VA Hospital nearest them with the Homeless Clinic. If you are closest to a VA Community Clinic, you may apply with them, but only if there is a homeless clinic HUD/VASH social worker available at that location.
Emergency and Transitional Housing
The best idea is to never need emergency shelter and work closely with the DOC counseling staff as you make a community re-entry plan. If you need emergency shelter, you can find it several ways. One is to look in the local yellow pages under mission or shelter.

✓ To find out if there are homeless Veteran service providers in your area, call 1-800-VET-HELP, write to NCHV, 333 1/2 Pennsylvania Ave., 8E Washington, DC 20003-1148, or go to www.nchv.org.

Look in the phone book yellow pages under "Social Service Organizations" for local shelters or organizations that may be able to help.

Look in the phone book blue pages under local, city, or county government Department of Social Services or "Human Services" or call the County Commissioner’s Office for information about local low-income housing coalitions or homeless advocacy groups who may know what is available.

✓ To find a list of emergency shelters for men, women and families in every state, check the Department of Housing and Urban Development online at www.hud.gov/homeless/hmlsagen.cfm.

Long-term or Permanent Housing
Public housing waiting lists can be long, but the length of time can vary from place to place. Even if you are not sure where you want to live yet, apply to get on the waiting list so that you have as many options as possible. To learn how to apply, contact the local housing authority listed in the phone book blue pages under "Local Government, Public Housing Authority. " Note: Anyone charged with a felony within the last five (5) years will not be eligible for public housing or Section 8.

FINDING & KEEPING A JOB
Finding a job may be hard and can seem overwhelming, but it is possible and very important! When released you may find that you are completely starting over. You should ask for job counseling and training while incarcerated so you are prepared to work when released. Do not wait until you get out to start thinking about what you will do. Start planning now!

Preparing for your Job Search
Regardless of the skill level of the job you seek, a resume is a powerful and useful tool in the search for job. Any resume you can prepare BEFORE you release from incarceration, will enable you to be that much closer to securing employment when you are released.

Even if the job you are applying for does not ask for a resume, the document can still be a good tool to help complete applications. If an employer tells you to "leave your name and number at the front desk," the resume is your 'calling card' and works much better than a scratch sheet of paper or a 'yellow-sticky note’ with your name written on it. A
basic resume can help you remember:

- Education information
  - Certifications (Certified Electrician, Certified Diesel Mechanic, etc…)
- Work history (You should cover not less than 5 years of employment history)
- Special skills
  - (driving fork-lifts, typing skills, language skills, computer skills)
- Veteran service dates

Talk to your Reentry Specialist at your correctional facility to see samples of resume styles and options. Also discuss the disclosure of criminal history and how it can be handled, either in a resume or at a job interview. There is no one right answer to this disclosure, so it is best your reentry class discuss this topic and the different ways to approach it.

EMPLOYMENT SERVICES

- Workforce Centers provide all the information, technology and services business needs to thrive; and job seekers need to achieve successful careers. They represent a unique concept in the labor market - everything in one place. Work Source Center Services are delivered to customers in a variety of ways, including:
  - Self-directed efforts, such as kiosks or via the Internet
  - Group programs and activities, such as workshops
  - One-on-one consultations
  - Training programs and business consultations

- Workforce Affiliates serve special populations and are electronically linked to the system. All affiliates offer self-service resource rooms and job search activities. Services for job seekers include:
  - Free use of computers, copiers, phones, faxes and other career resources
  - Internet access to jobs
  - Job referral and placement
  - Classes on how to get and keep a job
  - Information on the fastest growing jobs and wages
  - Referral to training and other community services
  - Access to Unemployment Insurance
  - Translation services

Work Source is a joint venture of organizations dedicated to addressing South Carolina’s employment needs.

- Local Veterans Employment Representatives (LVER) and Disabled Veterans Outreach Program (DVOP) specialist assigned by the State Employment Security Department to help Veterans find and keep jobs. LVERs are located with the local One Stop Center. DVOP Specialists work under the supervision of the LVER to develop job and training opportunities for Veterans with service-connected disabilities, linking Veterans with employers and making sure follow-up services are provided. To find a LVER or DVOP near you, visit your state employment service office listed in the phone book blue pages under "State Government, Employment Security Commission,"
Work Opportunity Tax Credit

The Work Opportunity Tax Credit (WOTC) can save an employer as much as $2,400 in taxes when they hire a worker who historically has had a hard time landing a job. And it’s easy. All an employer has to do is hire a qualified worker, fill out the Pre-Screening Notice (8850) and Individual Characteristics Form (9061) and drop them in the mail within 21 calendar days from the start date of employment. An ex-felon who has a hiring date, which is not more than one year after the last date on which they were convicted or released from prison, and is a member of an economically disadvantaged family is qualified for WOTC.

An employer can get a tax break of 40 percent up to first $6,000 of the wages paid to a qualified worker who worked at least 400 hours during the first year of employment. That adds up to a $2,400 tax credit for filling a job they planned to fill anyway. However, if the new employee only works 120 to 399 hours an employer can still receive a credit of up to 25 percent of the qualified first year wages up to $6,000. This allows a credit amount up to $1,500.

The Employment Security Department is the “Right Connection” to the Work Opportunity Tax Credit. If an employer wants more information and forms, they can call the WOTC Unit at 1-800-669-9271, or contact their local Workforce Center.

National H.I.R.E. Network: Established by the Legal Action Center, the National Helping Individuals with criminal records Re-enter through Employment Network is both a national clearinghouse for information and an advocate for policy change.

The goal of the National H.I.R.E. Network is to increase the number and quality of job opportunities available to people with criminal records by changing public policies, employment practices and public opinion. The National H.I.R.E. Network also provides training and technical assistance to agencies working to improve the employment prospects for people with criminal records. www.hirenetwork.org
Bonding Program

Purpose—Bonding is a unique and innovative tool for marketing an applicant to an employer. As an employer incentive, it conveys a businesslike approach. The employer gets the worker’s skills, abilities and knowledge without taking risk of potential employee dishonesty. There are no forms or other papers for the employer to sign, and no processing to delay matters – the insurance can be put into effect instantly. The bond insurance can apply to any job and covers any employee dishonesty that occurs on or away from the employer’s work facility. Full or part-time employees’ paid wages (with federal taxes automatically deducted from pay) can be bonded; these Fidelity Bonds cannot cover self-employment.

Why bonding is needed -Job seekers who have in the past committed a fraudulent or dishonest act, or who have demonstrated other past behavior which casts doubt upon their credibility or honesty, often experience a special barrier to gaining employment due to their personal backgrounds. Such persons are routinely classified as “at-risk” job applicants when their past life experience raises an obstacle to their future ability to secure employment. More specifically, employers view these applicants as being potentially untrustworthy workers. This fear is further heightened by the fact that Fidelity Bond insurance commercially purchased by employers to protect against employee dishonesty usually will not cover those at risk – these persons are designated by insurance companies as being “NOT BONDABLE.” As a result, at risk job applicants are routinely denied employment. Ex-offenders, including anyone with a record of arrest, conviction, or imprisonment, and anyone who has ever been on probation or parole, are at-risk job applicants. Others, similarly at risk and NOT BONDABLE are ex-addicts (persons with a history of alcohol and drug abuse), persons having a poor credit record, or who have declared bankruptcy, economically disadvantaged persons who lack a work history, and individuals who were dishonorably discharged from the military. Other job seekers also can be classified as at-risk if bonding can eliminate the barrier to their employment.

The VA’s Vocational Rehabilitation and Employment services help Veterans with service-connected disabilities by providing job training and counseling to those who have an employment handicap. Services include help finding a job, on-the-job training, job development, and vocational training. If you are not eligible for these services, a VA counselor may help you find other options, goals, or programs. Contact your VA Regional Office (VARO) at 1-800-827-1000, or go to www.vba.va.gov.

Through its Compensated Work Therapy (CWT) programs, the VA offers structured work opportunities and supervised therapeutic housing for at-risk and homeless Veterans with physical, mental health and addictions problems. The CWT program partners with the public sector for work by these Veterans, who learn job skills, re-learn successful work habits, and regain a sense of self-esteem. Veterans are paid for their work and given assistance with employment in the community. In South Carolina, the VA currently has CWT Programs located at WJB Dorn VAMC in Columbia at (803) 776-4000 x7445/7697 and Ralph Johnson VAMC in Charleston at (843) 577-5011 x7953.
CWT/Transitional Work Program:
Compensated Work Therapy/Transitional Work (CWT/TW) is a pre-employment vocational assessment program that operates in the VA medical center and community. CWT/TW participants are screened by vocational rehabilitation staff and matched to a work assignment for a limited time as is clinically appropriate. CWT/TW functions like a “real” job, is supervised by work site staff, and places the same job expectations and demands on the Veteran that are experienced by other non-CWT workers in the company. Every CWT/TW participant has an Individual Treatment or Service Plan and is case managed by a VA Vocational Specialist. Each participating Veteran must be physician referred to PSR vocational services and should have some type of mental or physical disability. As such, Veterans enrolled in PSR vocational programs are not considered employees of the VA or participating company and receive none of the traditional employee benefits. There are no direct government entitlements that subsidize the Veteran’s earnings in CWT/TW programs.

CWT/Supported Employment Program:
The Compensated Work Therapy/Supported Employment (CWT/SE) program consists of competitive employment with therapeutic supports. The focus of CWT/SE is to assist Veterans with psychosis and other serious mental illness gain access to meaningful gainful employment. Veterans unable to participate in CWT/SE due to complex treatment demands may engage at a full and part time level utilizing various adaptations to customized employment and/or community- based transitional work as the primary model. CWT/SE may continue indefinitely but generally participation and supports are phased out after the Veteran is able to function independently and it is deemed clinically appropriate. The implementation of Public Law 108-170, the Veterans Health Care, Capital Asset, and Business Improvement Act of 2003, section 104, “Enhancement of Rehabilitative Services,” expands rehabilitation services provided by the CWT program as authorized under 38 U.S.C. 1718. This law allows CWT to provide job development, job placement, supported employment, and community services to Veterans. These services commonly describe a clinical model of vocational rehabilitation termed Supported Employment that helps individuals with serious mental illness engage in competitive employment in the community.

CWT and VA Benefits:
Participation in the Incentive Therapy, or CWT Transitional or Support Employment programs cannot be used to reduce, deny, or discontinue VA compensation or pension. Pursuant to 38 U.S.C. 1718(g), a Veteran's participation in or receipt of a distribution as a result of participation in an activity carried out under 38 U.S.C. 1718 may not be considered as a basis for denial or discontinuance of a rating of total disability for the purposes of compensation or pension based on the Veterans inability to secure or follow a substantially gainful occupation as a result of disability. Pursuant to 38 U.S.C. 1718(g) (1) and (g) (2), 38 CFR 342(b) (4) (ii), 38 CFR 3.343(c) (1), and 38 C.F.R. 4.16(a) neither participation in, nor the receipt of remuneration as a result of participation in, a therapeutic or rehabilitation activity under 38 U.S.C. 1718 shall be considered evidence
of employability. Pursuant to 38 U.S.C. 1718(g) (3) and 38 CFR 3.272(l), for the purposes of 38 U.S.C. chapter 15, Pension For Non-Service-Connected Disability, a distribution of funds and a payment made to a Veteran under a program of rehabilitative services authorized by 38 U.S.C. 1718, are considered to be a donation from a public or private relief or welfare organization, and are not included in determining annual income.

**Non-Service Connected Pension:**
For some Veterans receiving a non-service connected pension, an Eligibility Verification Report (EVR) must be completed annually. The EVR Instructions (VA Form 21-0510) details the process for reporting income. Incentive Therapy and/or CWT income should be specifically reported.

**Service-Connected Disability Compensation and Individual Unemployability:**
There are two ways for a Veteran to achieve a total disability rating. The first possibility is to qualify for a 100 percent rating under the rating schedule set forth in part 4 of 38 C.F.R. The second possibility is to meet the standards of the regulations governing "individual unemployability" (IU). IU exists as a concept to cover the situation in which a service-connected disability makes the Veteran unemployable, even though an average person with a similar impairment could secure and retain substantial gainful employment. Since the rating schedule focuses on the average person, the concept of IU is necessary to take into account circumstances such as education and past employment history that are peculiar to the claimant and to implement "the established policy of the Department of Veterans' Affairs that all Veterans who are unable to secure and follow a substantially gainful occupation by reason of service-connected disabilities shall be rated totally disabled. For some Veterans receiving service-connected compensation at the 100 percent level based Individual Unemployability, an Employment Questionnaire (VA Form 21-4140-1) must be completed annually (see website). Incentive Therapy and/or CWT employment should be reported on the Employment Questionnaire, and the type of employment should be specified.

The State of South Carolina has a **Vocational Rehabilitation (VR)** program that helps people with disabilities find and keep jobs. Incarcerated Veterans may request that the Chaplain at your institution, set up a meeting with the VR representative before release. If an appointment cannot be obtained prior to release, apply for these services immediately after your release. Look in the phone book blue pages under "Department of Social and Health Services (DSHS)," then "Vocational Rehabilitation," or search the Internet for "Vocational Rehabilitation" (www.scrd.net).

**How working affects Veterans financial benefits?**

✔ **Service Connected (SC) Compensation:** A service-connected disability is an entitlement program that once received is guaranteed for life REGARDLESS OF EMPLOYMENT STATUS. The only exception to this employment status rule involves an individual who has IU (Individual Unemployability) who is paid at 100%, but in actuality is NOT 100% SC. A vet sometimes receives IU after an exhaustive
investigation and verification of their inability to work as a result of their high SC plus environmental and/or burden on community resources (high uses of public funding such as section 8 or other state/local resources). If a Veteran with IU works in the community (outside CWT/SE), the difference in their 100% and their actual SC% money will be reduced. The math is complicated, but a vet can find out exactly how much money they will lose by working, either by contacting the VA at 1 (800) 827-1000 or else hear this directly by Veteran Service representatives (VSR) at VARO.

- **Non-Service Connected (NSC) Pension**: NSC is an eligibility (unlike entitlement) program based on both needs of individual vets, as well as their year(s) in service. They must either have served during a wartime era, or have a severe disability which renders them unemployable based on medical records to that affect. Sometimes a Veteran will choose to take the Non-Service Connected Pension (NSC) if it pays them more than a low SC compensation (10-30%) will pay. If a vet chooses to receive the NSC pension (as opposed to a low SC disability compensation such as 10-20%), then working in the community (taking a real job) their NSC pension will be reduced dollar for dollar, but their SC% check will automatically be reinstated. There are currently no incentives to return to work in the community with the NSC Pension. If a Veteran works more than 20 hours per week, even at minimum wage, they would earn more than they would by maintaining the pension. VACO has recently acquiesced to allow vets to work in the community if they are participating in our new supported employment programs, but vets must be involved in CWT/SE in order to remain exempt. Therefore, the same protection will apply for these vets that the CWT/IT programs offer. See website for the applicable law: http://vaww1.va.gov/vitraining
FINANCIAL HELP

✓ If you are unemployed with little or no income, you may be able to get food stamps. A person may normally qualify for $85 to $100 worth of food stamps per month. Call the toll-free information number at 1-800-221-5689, or find a list of food stamp hotlines for each state at www.fns.usda.gov/fsp/contact_info/hotlines.htm. You can also contact the local Department of Human Services, many drop-in shelters, or legal aid services to ask for an application. **NOTE: Individuals who have a federal or state felony conviction for possession, use or distribution of a controlled substance which the individual committed after August 22, 1996 are ineligible for food stamps.**

✓ Federal Emergency Management Agency (FEMA) has a program called Emergency Food and Shelter Program to help prevent homelessness. Contact the local Office of the Mayor or United Way to ask who awards this money in your area and what the rules are.

LEGAL HELP

**Veteran status issues:**

✓ You should talk to a **Veterans Advocate Service Officer** for help with discharge upgrades, seeking benefits, and filing a VA claim (call 1-800-562-2308 for the nearest Service Officer).

**Other legal issues:**

✓ Most law is state-specific. Most common legal problems are governed by the law in the state where you live or where the problem occurred. When looking for legal help, make sure that information you find applies to your state, or that the lawyer or other service provider is qualified to work in your state.

✓ The **American Bar Association** has a web site with guidelines about free legal services and links to directories of legal aid offices and pro-bono programs. Go to: www.abanet.org

✓ **Legal Services or Legal Aid offices** have staff lawyers to provide free legal help to poor clients. The lawyers are usually experts in the types of problems that poor clients often have. Look in the yellow pages for a local Legal Aid office or check online for the program, nearest you. Go to www.rinlsc.gov/rinboard/rguide/pdirl.htm.

✓ **Pine Tree Legal Assistance** has an online list of organizations across the nation that provides free legal help to clients who qualify. Go to www.ptla.org/legal-services-links.

✓ Lawyers in private practice sometimes volunteer in "pro-bono" programs to take cases for poor clients free of charge. Check the yellow pages to contact your **Local Bar Association** to learn if there is a pro-bono program in your community, or go to www.scbar.org.

✓ The Ask-A-Lawyer Program coordinates volunteer lawyers for televised phone banks and Web chats in an effort to assist the public with its legal questions. During each event, phone banks are aired on evening news programs to encourage the
public to call in with questions. Lawyers also respond to questions via the Internet.

WOMEN VETERANS

☑ Most VA Medical Centers, Regional Offices and Vet Centers have a designated Women Veterans Coordinator to assist women Veterans in accessing VA benefit programs and healthcare services. At WJB Dorn VAMC, call the Telephone Advice Program at (803) 647-5829 or toll free at 1-888-651-2683. Also, Veterans may call 1-877-222-8387 or go to http://www.southeast.va.gov/, to find the medical center nearest you.

- Women Veteran Hotline responds to question about women Veterans and their available benefits and services and resources. It is aimed at increasing women Veterans’ knowledge of VA services. 1-855 VA WOMAN or 1-855-829-6636.


- Many women in prison had similar histories, problems, and personal issues before their arrest and conviction. Mentors with Women in Community Service (WICS) help women preparing to leave prison and those who are just getting back into society. WICS’ prison programs help women think about their behavior, gain job skills, and build self-esteem. Contact the U.S. DOL, Job Corps at 1-800-283-9427 or go to www.wics.org to find the nearest WICS program.

New VA burial benefits in effect
The Veterans Administration has recently improved monetary burial benefits for both service-related and non-service related deaths to simplify the program and pay eligible survivors more quickly and efficiently.

New regulations authorize VA to pay - without a written application - most eligible surviving spouses basic monetary burial benefits at the maximum amount authorized in law through automated systems, rather than reimbursing them for actual costs incurred.

Currently, VA pays for burial and funeral expenses on a reimbursement basis, which requires survivors to submit receipts for relatively small one-time payments that VA generally pays at the maximum amount permitted by law. Now, the VA can pay at a flat rate, burial and plot or interment allowances, enabling VA to automate payment of burial benefits to most eligible surviving spouses and more efficiently process other burial benefit claims.
The burial allowance for a non-service connected death is $300, and up to $2,000 for a death connected with military service. For non-service connected death, several categories determine the amount of burial and funeral expense that will be paid. For example, VA will pay up to $700, if hospitalized by VA at time of death, or $300, if not hospitalized by VA, and a $700 plot-interment allowance if not buried in a national cemetery).

The time period in which the death occurred also determines the benefit that will be paid. For deaths that occurred between Dec. 1, 2001 and Sept. 30, 2011, VA will pay up to $300 toward burial-funeral expenses and a $300 plot-interment allowance. For deaths that occurred between April 1, 1988 and Sept. 30, 2011, VA will pay $300 toward burial and funeral expenses - for Veterans hospitalized by the VA at the time of death.

Eligibility requirements include the following criteria:
- You paid for a Veteran's burial or funeral, AND
- You have not been reimbursed by another government agency or some other source, such as the deceased Veteran's employer, AND
- The Veteran was discharged under conditions other than dishonorable, AND
- The Veteran was receiving VA pension or compensation at the time of death, OR
- The Veteran was entitled to receive VA pension or compensation, but decided not to reduce his-her military retirement or disability pay, OR
- the Veteran died while hospitalized by VA, or while receiving care under VA contract at a non-VA facility, OR
- The Veteran died while traveling under proper authorization and at VA expense to or from a specified place for the purpose of examination, treatment, or care, OR
- The Veteran had an original or reopened claim pending at the time of death and has been found entitled to compensation or pension from a date prior to the date or death, OR
- The Veteran died on or after October 9, 1996, while a patient at a VA-approved state nursing home.

To apply for this benefit, the survivor will need to provide an acceptable proof of death, receipted bills or statement of account from the funeral home or cemetery owner. Additionally, VA Form 21-530, Application for Burial Allowance, must be completed and submitted. The form and instructions are available at http://www.vba.va.gov/pubs/forms/VBA-21P-530-ARE.pdf.
South Carolina State Veteran's Benefits

The state of South Carolina provides several Veteran benefits. This section offers a brief description of each of the following benefits.

- Veteran Housing Benefits
- Veteran and Active Duty Financial Assistance Benefits
- Veteran Employment Benefits
- Veteran Dependent Education Benefits
- Other State Sponsored Veteran Benefits

South Carolina Veteran Housing Programs

Specially Adapted Housing
Provides for the exemption of state, county, and municipal taxes on the residence of Veterans who have lost the use of their lower extremities or who has paralysis of one lateral half of the body resulting from injury to the motor centers of the brain.

State Veterans Nursing Homes
There are two facilities in South Carolina: the E. Roy Stone Jr., Pavilion, which is located in Columbia, and the Richard Michael Campbell Veterans Nursing Home in Anderson, S.C.

Admission to these facilities is limited to Veterans who have been separated from the U.S. Armed Forces under honorable conditions and qualify as South Carolina residents who are in need of skilled or intermediate nursing home care.

South Carolina Financial Assistance Benefits

Admissions Tax Exemption
Provides for the exemption of admissions taxes to athletic contests in which junior American Legion athletic teams are participants unless the proceeds are given to individual players in the form of salary or otherwise.

Income Tax Exemption on Military Retirement Pay
Any person retired from the uniformed services or their surviving spouse, shall be allowed an exemption from the S.C. State Income Tax of $3,000 until age 65. At age 65 $10,000 of retirement pay is exempt.

Property Taxes - Homestead Exemption
All persons who have been declared permanently and totally disabled by the Social Security Administration, U.S. Department of Veterans Affairs, other state or federal agencies, are eligible for a homestead exemption in an amount set by the General Assembly. This also applies to persons over age 65.

Property Tax Exemption
Provides that the dwelling house in which a Veteran resides who has been rated as permanently and totally disabled by the U.S. Department of Veterans Affairs may be tax
exempt. The tax exemption may be transferred when purchasing another dwelling.

**Tax Exemption for Compensation, Pension, Disability Retirement Pay and VA Payments**
Provides that federal tax exempt moneys received from pension or compensation provided by the U.S. Department of Veterans Affairs, or disability pay from the Armed Forces will not be included in SC tax.

**Parking Fee Exemption**
Provides for an exemption of municipal parking meter fees when a Veteran's vehicle bears a disabled Veteran ("V" tag), Purple Heart or Medal of Honor license plate.

**Active Duty Pay Relevant to the SC Department of Revenue & Taxation**
Non-resident armed services personnel who are legal residents of other States stationed within South Carolina by virtue of military orders, are not subject to South Carolina income tax on their service pay. They are, however, subject to tax on any other income earned in South Carolina by spouses of service personnel.

**South Carolina Employment Benefits**

**Veterans Preference**
Preference will be granted to eligible members for employment and/or an appointment in public departments or public works operating on a merit system.

Eligible members:

- Must be Honorably discharged from the Armed Forces of the U.S.
- Must possess the skills and knowledge required for the position involved.

**Veterans Reemployment Rights**
Employees of the State/any political subdivision thereof, on or after June 25, 1950 has been, or will be, commissioned, enlisted/selected for service in the Armed Forces of the U.S. shall be entitled to a leave of absence from his/her duties as an employee of the State/any political subdivision thereof, without loss of seniority or efficiency or register rating.

**South Carolina Education Benefits**

**Education Assistance (Fee tuition for certain Veteran's children)**
Provides for free tuition to the children of certain war Veterans attending South Carolina state supported colleges and universities as well as state supported post high school technical education institutions. Certain residency requirements apply.

**Other South Carolina State Veteran Benefits**

**Credit of State Retirement for Military Service**
A person leaving employment with the State for military duty, may continue with the State's Retirement Program if he/she continues to make payments based on the salary he/she was receiving when employed by the State.

An employee of the State with two or more years of credited service with the South Carolina Retirement System may also purchase additional credit, up to six years, for
military service towards his/her State retirement.

**Free Hunting & Fishing Licenses**
Provides for free hunting/fishing license to Veterans who are totally disabled. License must be applied for directly from SC Department of Natural Resources showing proof of disability.

**State Parks Totally Disabled Persons**
Provides that any South Carolina resident who is a permanently and totally disabled Veteran may enter any state park at a reduced rate upon presentation of supporting disability documentation. The Veteran may also apply for a reduced fee "Palmetto Passport." Certain services may require an additional fee.

**Special License Plates**
Upon establishing proof of eligibility to entitlement, the S.C. Department of Public Safety may issue special motor vehicle license plates to the following:

- National Guard
- National Guard Retirees
- Purple Heart Recipients
- Disabled Veterans
- U.S. Armed Forces Retirees
- Ex-Prisoners of War
- Medal of Honor Recipients
- Pearl Harbor Survivors
- Normandy Invasion Survivors
- Marine Corps League

**Presentation of the State Flag to Families of Deceased Members of the South Carolina National Guard**
Provides that the State Adjutant General's Office shall present to the family of each deceased member of the South Carolina National Guard a flag of the State of South Carolina, appropriate for use as a burial flag, upon application of a member of the family of the deceased.

**Recording of Discharges**
A certified copy of the recorded discharge may be obtained upon request. Any person desiring a certified copy of any discharge or certificate of lost discharge, may apply to the County Clerk of Court or the County Veterans Affairs Officer in which the discharge or certificate of lost discharge is registered and shall be furnished a certified copy. Fees for furnishing a certified copy of discharge or DD Form 214 may be established by each county, but may not exceed fifty cents.

**Marriage, Birth, Death and Divorce Verification**
Provides for the verification of marriage, birth, death, and divorce records without cost when such is required by the U.S. Department of Veterans Affairs, the S.C. Division of Veterans Affairs, the County Veterans Affairs Offices, or any out of state Veterans Affairs entities.
Resource - Internet Sites

American Bar Association  www.abanet.org
The American Legion - Dept of SC  www.scarolinalegion.org/
Compensated Work Therapy Programs  www.va.gov/health/cwt
Cooperative Ministry  www.coopmin.org
Department of Housing and Urban Development www hud gov/h
Food Stamps  www.fns.usda.gov/fsp/contactinfo/hotlines.htm

National Alliance for the Mentally Ill  www.nami.org
National Coalition for Homeless Veterans  www.nchv.org
National Health Care for the Homeless Council  www.nhchc.org
National Mental Health Association  www.nmha.org
Pine Tree Legal Assistance  www.ptla.org/links/services.htm
Salvation Army  www.uss.salvationarmy.org
Social Security Administration  www.ssa.gov/
Local Bar Association  www.scbar.org
South Carolina Coalition Against Domestic Violence & Sexual Assault  www.sccadvasa.org
South Carolina Dept of Alcohol & Other Drug Abuse Services  www.daodas.state.sc.us./web
South Carolina Security Commission  www.sces.org
South Carolina Vocational Rehabilitation  www.scvrd.net
Supplemental Security Income (SSI)  www.socialsecurity.gov/ssi
United Way  www.unitedway.org
US Dept of Veterans Affairs (USDVA)  www.va.gov/
Veterans Benefits  www/vba.va.gov
Veterans Health Administration – VISE 7  www.southeast.va.gov/
# VETERANS BENEFITS TIMETABLE

**Information for Veterans Recently Separated from Active Military Service**

<table>
<thead>
<tr>
<th>BENEFITS AND SERVICES</th>
<th>TIME LIMIT</th>
<th>WHERE TO APPLY</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Disability Compensation</strong>: VA pays monthly compensation to Veterans for disabilities incurred or aggravated during military service. This benefit is not subject to Federal or State income tax. Entitlement is established from the date of separation if the claim is filed within one year from separation. Generally, military retirement pay is reduced by any VA compensation received. Income from Special Separation Benefits (SSB) and Voluntary Separation Incentives (VSI) affects the amount of VA compensation paid.</td>
<td>None</td>
<td>Any VA office or call 1-800-827-1000 or file at <a href="http://www.va.gov">www.va.gov</a></td>
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<tr>
<td><strong>Disability Pension</strong>: This income-based benefit is paid to Veterans with honorable war-time service who are permanently and totally disabled due to non service-connected disabilities or who are 65 or older.</td>
<td>None</td>
<td>Any VA office or call 1-800-827-1000 or file at <a href="http://www.va.gov">www.va.gov</a></td>
</tr>
<tr>
<td><strong>Medical</strong>: VA provides a wide range of health care services to Veterans including treatment for military sexual trauma, and for conditions possibly related to exposure to Agent Orange, ionizing radiation, and other environmental hazards in the Persian Gulf. Generally, Veterans must be enrolled in VA's Health Care System to receive care.</td>
<td>None</td>
<td>Any VA office or call 1-800-827-1000 or file at <a href="http://www.va.gov">www.va.gov</a></td>
</tr>
<tr>
<td><strong>Combat Veterans</strong>: VA provides free health care for Veterans who served in a theater of combat operations after November 11, 1998, for any illness possibly related to their service in that theater.</td>
<td>If discharged from active duty on or after January 28, 2003: Five years from date of discharge from active duty; If discharged from active duty before January 28, 2003, and were not enrolled as of January 28, 2008: Until January 27, 2011</td>
<td>Any VA medical facility or call 1-877-222-8387 or file at <a href="http://www.va.gov">www.va.gov</a></td>
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<tr>
<td><strong>Dental</strong>: Veterans may receive one-time dental treatment if they were not provided treatment within 90 days before separation from active duty. The time limit does not apply to Veterans with dental conditions resulting from service-connected wounds or injuries.</td>
<td>180 days from separation</td>
<td></td>
</tr>
<tr>
<td><strong>Education and Training</strong>: Up to 36 months of benefits for:</td>
<td>Montgomery GI Bill - Active Duty (Chapter 30): 10 years from release from last period of active duty. Limited extensions available. OR Post- 9/11 GI Bill (Chapter 33): 15 years from last discharge or separation. Limited extensions</td>
<td>Any VA office or call 1-888-GIBILL-1 (1-888-442-4551) or file at <a href="http://www.gibill.va.gov">www.gibill.va.gov</a></td>
</tr>
<tr>
<td>Program</td>
<td>Details</td>
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<tr>
<td>Montgomery GI Bill - Selected Reserve (Chapter - 1606)</td>
<td>14 years from the date of eligibility for the program, or until released from the Selected Reserve or National Guard, whichever occurs first. Some extensions available if activated.</td>
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</tr>
<tr>
<td>Reserve Educational Assistance Program (REAP/Chapter 1607)</td>
<td>No time limit as long as individual remains in the same level of the Ready Reserve from which called to active duty. There are exceptions for discharge due to disability or transfer from the IRR to the Selected Reserve. REAP participants who separated from the Selected Reserve after completing their service contract under other than dishonorable conditions are now eligible for REAP benefits for 10 years after they are separated from the Selected Reserve.</td>
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</tbody>
</table>

**Vocational Rehabilitation and Employment:** VA helps Veterans with service-connected disabilities prepare for, find and keep suitable employment. For Veterans with serious service-connected disabilities, VA also offers services to improve their ability to live as independently as possible. Some of the services offered are: job search, vocational evaluation, career exploration, vocational training, education training and rehabilitation service.

Generally 12 years from VA notice to Veteran of at least a 10 percent disability rating.

<table>
<thead>
<tr>
<th>Vocational Rehabilitation and Employment Details</th>
<th>Veterans</th>
<th>VA Office/Contact</th>
</tr>
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<tbody>
<tr>
<td>Generally 12 years from VA notice to Veteran of at least a 10 percent disability rating.</td>
<td>Any VA office or call 1-800-827-1000 or file at <a href="http://www.va.gov">www.va.gov</a></td>
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</table>

**Home Loan:** Veterans with qualifying service are eligible for VA home loan services including guaranteed loans for the purchase of a home, manufactured home, manufactured home and lot, certain types of condominiums, or to build, repair, and improve homes. Certain disabled Veterans can receive grants to have their homes specially adapted to their needs. Native Americans living on Trust Land may qualify for a direct home loan.

None

<table>
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<th>Veterans</th>
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<td>None</td>
<td>Any VA office or call 1-800-827-1000</td>
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APPENDIX

Forms

VA Form 10-10EZ  Application for Health Benefits
SF 180  Request Pertaining to Military Records
DD Form 149  Application for Correction of Military Record
DD Form 293  Application for the Review of Discharge
VA Form 5655  Financial Status Report
VA Form 21-526EZ  Application for Compensation or Pension - must be filed to apply for compensation or pension. Mail your DD-214 and the following forms to the VARO nearest your release destination.
VA Form 21-4138  Statement in Support of Claim - lets you explain why you deserve the benefits you are asking for because of your disability or disorder. It is best to have an experienced service representative help you complete the form.
VA Form 3288  Request for and Consent to Release of Information from Individual’s Records
VA Form 70-3288  Request for and Consent to Release of Information from Individual's Records - is used to get records relevant to your claim from VA facilities (regional offices, medical centers, outpatient clinics, and vet centers). Request a fee waiver under section 38 C.F.R. Sec.1.526 (h), which requires the VARO to provide a Veteran with one set of his or her records free of charge.

If you have never had medical treatment at a Veterans Medical Center, then this form would not be needed. VA facilities are NOT associated with military treatment facilities and the VA hospital would not have your military medical records.

FACT SHEETS

Incarcerated Veterans: Can a Veteran Receive VA Benefits While in Prison?

VA Dental Insurance Program (VADIP)