

WISCONSIN DEPARTMENT OF VETERANS AFFAIRS 3

Chapter VA 1

GENERAL

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VA 1.01 Liberal statutory construction. The department of veterans affairs shall administer the provisions of chapter 45, Wis. Stats., in an expeditious and liberal manner, resolving all reasonable doubt in favor of the veteran, to the end that available benefits are provided to eligible veterans and their dependents as promptly and effectively as possible.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

VA 1.02 Application. An application for benefits from the department must be made on approved departmental forms, be subscribed and sworn to by the veteran and spouse, if married, or by an eligible dependent, and contain a warranty that neither the applicant nor his spouse has paid or will pay any commission to anyone for assisting them in completing or securing the approval of an application for benefits from the department.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

VA 1.03 Appeal. Any applicant for any benefit available through this department may, in addition to making a supplemental written presentation, appear in person, with or without counsel, to present the merits of his case or to appeal from a decision of the department before the appropriate departmental committee. In such cases, recommendations by the committee shall be submitted promptly to the board for review and final action on the appeal.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

VA 1.04 Benefits to those who qualify. The department shall give assistance to all qualified Wisconsin veterans and their dependents in all matters connected with the securing of any aid or benefit which may be due them under federal or state law by reason of service in the armed forces of the United States. Financial aid or benefits under state law will not be extended to veterans or dependents where need for such aid or benefit arises or results from the willful misconduct of the veteran or the beneficiary.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

VA 1.05 Cooperation with other agencies. In addition to coordinating the activities of all state agencies relating to the medical, educational, economic or vocational rehabilitation of Wisconsin veterans

and their dependents, the department shall cooperate with all federal, state, county or other agencies whose functions include rehabilitation of Wisconsin veterans.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

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VA 1.06 Out-of-state bonus applications. (1) No veteran and no dependent of a veteran is eligible for any benefit provided by the department without specific authorization by the board if the veteran applicant, the veteran upon whose eligibility the dependent applicant is relying, or the dependent applicant has received from another state any bonus payment provided for the veteran or the dependent because of such veteran's military service in World War II or the Korean conflict unless such veteran served in more than one war period as defined in section 45.35 (5a) (f) and (g), Wis. Stats., and is qualified by virtue of being a resident of this state at the time of his enlistment or induction into service for a war period other than that for which he received such bonus payment.

(2) The applicant must state in his application the amount of bonus, date received and name of state from which received.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

VA 1.07 Strike relief not temporary aid. Aid for direct strike relief does not fall within the definition of temporary aid.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

VA 1.08 Applicant's false statement. (1) **SUSPENSION OF BENEFITS.** When it appears that an applicant has made a false statement in his application, the county veterans service officer will be advised and requested to investigate and report on the apparent false statement. In any case, where the department shall find after investigation that any applicant has willfully made or caused to be made or conspired, combined, aided or assisted in, arranged for or in any wise procured the making or presentation of any false affidavit or statement submitted relative to any application or claim for veterans benefits from the department, the department may suspend all benefits available to such applicant under Wisconsin Statutes.

(2) **RIGHT TO APPEAL.** Before such suspension is made effective, the applicant may within 30 days request that he be permitted to appear before the loan advisory committee in person, with or without counsel, to present reasons why such action should not be taken. In such cases, recommendations by the loan advisory committee shall be submitted promptly to the board for review and final action on the appeal. In proper cases the facts in possession of the department shall be forwarded to the local district attorney for necessary action.

(3) **REINSTATEMENT OF BENEFITS.** The department may, upon application and after investigation and submission of a written report by the county veterans service officer concerned, reinstate benefits. If the department shall find that such application is made without sufficient cause to justify reinstatement it may deny the same.

History: Cr. Register, March, 1965, No. 111, eff. 4-1-65.

VA 1.09 Reduced payments because of return to service. When a veteran has returned to military service and desires either a reduction in monthly payments or a deferment of payments, the department can properly act upon his application for reduction or deferment when the following statements are submitted: