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| **Mental Disorders References Job Aid**   * 38 CFR 3   + [3.304](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_304.htm) PTSD,   + [3.305](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_305.htm) Campaigns and Expeditions,   + [3.307(a)(5)](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_307.htm) Diseases specific as to former POWs,   + [3.309(c)](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_309.htm) Disease specific as to former POWs,   + [3.310(d)](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_310.htm) TBI,   + [3.344(a)](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_344.htm) Stabilization of disability evaluations,   + [3.353](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_353.htm) Determinations of incompetency and competency,   + [3.384](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part3/3_384.htm) Psychosis * 38 CFR 4   + [4.9](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_9.htm) Congenital or developmental defects,   + [4.14](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_14.htm) Avoidance of pyramiding,   + [4.125](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_125.htm) Diagnosis of mental disorders,   + [4.126](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_126.htm) Evaluation of disability from mental disorder,   + [4.127](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_127.htm) Mental retardation and personality disorder,   + [4.128](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_128.htm) Convalescence rating following extended hospitalization,   + [4.129](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_129.htm) Mental disorders due to traumatic stress,   + [4.130](http://vbaw.vba.va.gov/bl/21/Publicat/Regs/Part4/4_130.htm) Schedule of rating – mental disorders * [DSM-V](http://dsm.psychiatryonline.org/book.aspx?bookid=556) Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition * [38 USC 1110](http://www.law.cornell.edu/uscode/text/38/1110) – Basic Entitlement in the Line of Duty * [38 USC 1702](http://www.law.cornell.edu/uscode/text/38/1702), Presumptions: psychosis after service in World War II and following periods of war; mental illness after service in the Persian Gulf War * [Allen v Principi](http://vbaw.vba.va.gov/bl/21/advisory/CAVCDAD.htm#bma), 2001 (Compensation for disabilities due to alcohol and drug abuse) * [Pentecost v Principi](http://vbaw.vba.va.gov/bl/21/advisory/CAVCDAD.htm#bmp) 2003 (unit records) * [McLendon v Nicholson](http://vbaw.vba.va.gov/bl/21/advisory/CAVCDAD.htm#bmm), 2006 (“may be associated” is a low threshold) * [Clemons v. Shinseki](http://vbaw.vba.va.gov/bl/21/advisory/CAVCDAD.htm#bmc), 2009 (a claim for PTSD must be considered a claim for any mental disability) * [M21-1, Part III, Subpart iv, 3, D, Examination Reports](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/#!agent/portal/554400000001034/article/554400000015812/M21-1-Part-III-Subpart-iv-Chapter-3) * [M21-1, Part III, Subpart iv, 4, H, Mental Disorders](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/#!agent/portal/554400000001034/article/554400000014201/M21-1-Part-III-Subpart-iv-Chapter-4)   + M2-1.III.iv.4.H.6.i. Making a Decision in a PTSD Claim * [M21-1, Part III, Subpart iv, 8, A, Evaluating Competency](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/#!agent/portal/554400000001034/article/554400000014211/M21-1-Part-III-Subpart-iv-Chapter-8) * [M21-1, Part IV, Subpart ii, 1, D, Claims for Service Connection for Posttraumatic Stress Disorder](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/#!agent/portal/554400000001034/article/554400000014906/M21-1-Part-IV-Subpart-ii-Chapter-1-S) * [M21-1, Part IX, Subpart ii, 2, 5, Rating for Service Connection for Psychosis Under 38 U.S.C. 1702](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/#!agent/portal/554400000001034/article/554400000015112/M21-1-Part-IX-Subpart-ii-Chapter-2) |