Introduction to the Schedule for Rating Disabilities

38 CFR 4.1-4.31

Trainee Handout

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Objectives

Given all the available references, the RVSR trainee will:

* Demonstrate an understanding of, evaluate, and apply 38 CFR Part 4, Subpart A, by accurately completing the practical exercises in the Student Handout.

# References

[38 CFR Part 4, Subpart A](http://www.ecfr.gov/cgi-bin/text-idx?SID=ad275643432556b9dda942343fb89296&mc=true&node=pt38.1.4&rgn=div5)

[M21-1, Part III](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/portal.html?encodedHash=%23!agent%2Fportal%2F554400000001034%3FLANGUAGE%3Den%26COUNTRY%3DUS)

[M21-1, Part IV](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/portal.html?encodedHash=%23!agent%2Fportal%2F554400000001034%3FLANGUAGE%3Den%26COUNTRY%3DUS)

[M21-1, Part V](https://vaww.compensation.pension.km.va.gov/system/templates/selfservice/va_ka/portal.html?encodedHash=%23!agent%2Fportal%2F554400000001034%3FLANGUAGE%3Den%26COUNTRY%3DUS)

Topic 1: 38 CFR Part 4, Subpart A

Instructions: Demonstrate an understanding of, evaluate, and apply the precepts of 38 CFR Part 4, Subpart A by answering correctly the following multiple choice questions.

1. An examination for a requested knee pain claim was not completed because the examiner stated “the claimed condition was not documented and diagnosed in the service treatment records on examiner review.” The RVSR should:

a) Grant service connection for pain, based on Veteran’s documented complaints of pain.

b) Return to the examining facility as insufficient for rating purposes, as RVSR determined an examination is needed.

c) Deny service connection because even though the RVSR determined a need for examination, the examiner must be correct for rating purposes to cancel.

2. The regulation regarding the attitude of the rating specialist is:

a) 38 CFR §4.23

b) 38 CFR §4.3

c) M21-1, Part III, Subpart iv, Chapter 5, Section I.

d) M21-1, Part IV, Subpart iv, Chapter 5, Section I

3. Where there is a question as to which of two evaluations should be applied:

a) The lower rating will always be assigned if there is a question of the evaluation level

b) The case should always be deferred for a medical opinion

c) The higher evaluation will be assigned if the disability picture more nearly approximates the criteria required for that rating 38 CFR 4.7

# Topic 2: Combine Rating Evaluation Exercise

**The instructor is to review the questions with the trainees and provide the answers to the associated questions.**

1. What is the combined rating evaluation for: 30% + 50% + LL 10% + RL20%?

a) 100%

b) 90%

c) 80% 38 CFR 4.25

d) 70%

2. What is the bilateral factor for: 30% + 50% + LL 10% + RL20%?

a) 2.8 38 CFR 4.26

b) 1.9

c) 7.5

d) 6.5

3. What is the combined evaluation for 40% +30% + 10% + 10% +10% =

a) 80%

b) 90%

c) 70%