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for Book C of your set of  
Federal Regulations**

Title 38, Part 4

*Schedule for Rating Disabilities*

**Veterans Benefits Administration**

Supplement No. 60

Covering period of *Federal Register* issues  
through September 1, 2018

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# GENERAL INSTRUCTIONS

Custom Federal Regulations Service™

## Supplemental Materials for *Book C*

Code of Federal Regulations

Title 38, Part 4

*Schedule for Rating Disabilities*

## Veterans Benefits Administration

Supplement No. 60

5 September 2018

Covering the period of Federal Register issues  
through September 1, 2018

When **Book C** was originally prepared, it was current through final regulations published in the *Federal Register* of 24 March 1992. These supplemental materials are designed to keep your regulations up to date. You should file the attached pages immediately, and record the fact that you did so on the *Supplement Filing Record* which is at page C-8 of Book C, *Schedule for Rating Disabilities*.

**To ensure accuracy and timeliness of your materials,  
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1. Always file your supplemental materials immediately upon receipt.
2. Before filing, always check the Supplement Filing Record (page C-8) to be sure that all prior supplements have been filed. If you are missing any supplements, contact the Veterans Benefits Administration at the address listed on page C-2.
3. After filing, enter the relevant information on the Supplement Filing Record sheet (page C-8)—the date filed, name/initials of filer, and date through which the *Federal Register* is covered.
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<b>FILING INSTRUCTIONS</b>
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**Book C, Supplement No. 60  
September 5, 2018**

<i>Remove these <u>old pages</u></i>	<i>Add these <u>new pages</u></i>	<i>Section(s) <u>Affected</u></i>
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4.118-3 to 4.118-4	4.118-3 to 4.118-4	§4.118
4.118-9 to 4.118-10	4.118-9 to 4.118-10	§4.118

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## HIGHLIGHTS

### Book C, Supplement No. 60 September 5, 2018

**Supplement Highlights references:** Where substantive changes are made in the text of regulations, the paragraphs of *Highlights* sections are cited at the end of the relevant section of text. Thus, if you are reading §3.263, you will see a note at the end of that section which reads: “Supplement *Highlights* references—6(2).” This means that paragraph 2 of the *Highlights* section in Supplement No. 6 contains information about the changes made in §3.263. By keeping and filing the *Highlights* sections, you will have a reference source explaining all substantive changes in the text of the regulations.

**Supplement frequency:** This Book C (*Schedule for Rating Disabilities*) was originally supplemented four times a year, in February, May, August, and November. Beginning 1 August 1995, supplements will be issued *every month* during which a final rule addition or modification is made to the parts of Title 38 covered by this book. Supplements will be numbered consecutively as issued.

### **Modifications in this supplement include the following:**

1. On 7 August 2018, the VA published a final rule / correction effective 13 August 2018, to amend its Schedule for Rating Disabilities regulations pertaining to the skin body system in the Federal Register on Friday, July 13, 2018. VA has since determined that certain language added to the final rule was unintended and could be construed to prevent appropriate disability compensation ratings from being assigned to veterans. Therefore, VA is issuing this technical correction to ensure that skin disabilities are rated correctly. Change:

- In §4.118, revised the 30 percent disability rating under the heading “GENERAL RATING FORMULA FOR THE SKIN FOR DCs 7806, 7809, 7813-7816, 7820-7822, AND 7824.



**7802** Burn scar(s) or scar(s) due to other causes, not of the head, face, or neck, that are not associated with underlying soft tissue damage:

Area or areas of 144 square inches (929 sq. cm.) or greater .....10

**Note (1):** For the purposes of DCs 7801 and 7802, the six (6) zones of the body are defined as each extremity, anterior trunk, and posterior trunk. The midaxillary line divides the anterior trunk from the posterior trunk

**Note (2):** A separate evaluation may be assigned for each affected zone of the body under this diagnostic code if there are multiple scars, or a single scar, affecting multiple zones of the body. Combine the separate evaluations under § 4.25. Alternatively, if a higher evaluation would result from adding the areas affected from multiple zones of the body, a single evaluation may also be assigned under this diagnostic code

**7804** Scar(s), unstable or painful:

Five or more scars that are unstable or painful .....30

Three or four scars that are unstable or painful.....20

One or two scars that are unstable or painful.....10

**Note (1):** An unstable scar is one where, for any reason, there is frequent loss of covering of skin over the scar.

**Note (2):** If one or more scars are both unstable and painful, add 10 percent to the evaluation that is based on the total number of unstable or painful scars.

**Note (3):** Scars evaluated under diagnostic codes 7800, 7801, 7802, or 7805 may also receive an evaluation under this diagnostic code, when applicable.

**7805** Scars, other; and other effects of scars evaluated under diagnostic codes 7800, 7801, 7802, or 7804:

Evaluate any disabling effect(s) not considered in a rating provided under diagnostic codes 7800-04 under an appropriate diagnostic code

**General Rating Formula For The Skin For DCs 7806, 7809, 7813- 7816, 7820-7822, and 7824:**

At least one of the following.....60

Characteristic lesions involving more than 40 percent of the entire body or more than 40 percent of exposed areas affected; or

Constant or near-constant systemic therapy including, but not limited to, corticosteroids, phototherapy, retinoids, biologics, photochemotherapy, psoralen with long-wave ultraviolet-A light (PUVA), or other

immunosuppressive drugs required over the past 12-month period.....60

At least one of the following.....30  
 Characteristic lesions involving 20 to 40 percent of the entire body or 20 to 40 percent of exposed areas affected; or Systemic therapy including, but not limited to, corticosteroids, phototherapy, retinoids, biologics, photochemotherapy, PUVA, or other immunosuppressive drugs required for a total duration of 6 weeks or more, but not constantly, over the past 12-month period

At least one of the following.....10  
 Characteristic lesions involving at least 5 percent, but less than 20 percent, of the entire body affected; or At least 5 percent, but less than 20 percent, of exposed areas affected; or Intermittent systemic therapy including, but not limited to, corticosteroids, phototherapy, retinoids, biologics, photochemotherapy, PUVA, or other immunosuppressive drugs required for a total duration of less than 6 weeks over the past 12-month period

No more than topical therapy required over the past 12.....0  
 month period and at least one of the following Characteristic lesions involving less than 5 percent of the entire body affected; or Characteristic lesions involving less than 5 percent of exposed areas affected  
 Or rate as disfigurement of the head, face, or neck (DC 7800) or scars (DCs 7801, 7802, 7804, or 7805), depending upon the predominant disability. This rating instruction does not apply to DC 7824

**7806** Dermatitis or eczema.

Evaluate under the General Rating Formula for the Skin

**7807** American (New World) leishmaniasis (mucocutaneous, espundia):

Rate as disfigurement of the head, face, or neck (DC 7800), scars (DC's 7801, 7802, 7803, 7804, or 7805), or dermatitis (DC 7806), depending upon the predominant disability.

**Note:** Evaluate non-cutaneous (visceral) leishmaniasis under DC 6301 (visceral leishmaniasis).

**7808** Old World leishmaniasis (cutaneous, Oriental sore):

Rate as disfigurement of the head, face, or neck (DC 7800), scars (DC's 7801, 7802, 7803, 7804, or 7805), or dermatitis (DC 7806), depending upon the predominant disability.

**Note:** Evaluate non-cutaneous (visceral) leishmaniasis under DC 6301 (visceral leishmaniasis).

Deep acne (deep inflamed nodules and pus-filled cysts) affecting less than 40 percent of the face and neck; or deep acne affecting non-intertriginous areas of the body (other than the face and neck).....10

Superficial acne (comedones, papules, pustules) of any extent.....0

Or rate as disfigurement of the head, face, or neck (DC 7800) or scars (DCs 7801, 7802, 7804, or 7805), depending upon the predominant disability

**7830** Scarring alopecia:

Affecting more than 40 percent of the scalp .....20

Affecting 20 to 40 percent of the scalp .....10

Affecting less than 20 percent of the scalp .....0

**7831** Alopecia areata:

With loss of all body hair .....10

With loss of hair limited to scalp and face.....0

**7832** Hyperhidrosis:

Unable to handle paper or tools because of moisture, and unresponsive to therapy .....30

Able to handle paper or tools after therapy .....0

**7833** Malignant melanoma:

Rate as scars (DC's 7801, 7802, 7803, 7804, or 7805), disfigurement of the head, face, or neck (DC 7800), or impairment of function (under the appropriate body system).

**Note:** If a skin malignancy requires therapy that is comparable to that used for systemic malignancies, i.e., systemic chemotherapy, X-ray therapy more extensive than to the skin, or surgery more extensive than wide local excision, a 100-percent evaluation will be assigned from the date of onset of treatment, and will continue, with a mandatory VA examination six months following the completion of such antineoplastic treatment, and any change in evaluation based upon that or any subsequent examination will be subject to the provisions of §3.105(e). If there has been no local recurrence or metastasis, evaluation will then be made on residuals. If treatment is confined to the skin, the provisions for a 100-percent evaluation do not apply.

(Authority: 38 U.S.C. 1155)

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[29 FR 6718, May 22, 1964, as amended at 34 FR 5063, Mar. 11, 1969; 40 FR 42540, Sept. 15, 1975; 43 FR 45262, Oct. 2, 1978; 67 FR 49596, July 31, 2002; 67 FR 58448, Sept. 16, 2002; 68 FR 62889, Oct. 9, 2002; 73 FR 54710, Sept. 23, 2008, 83 FR 32597, July 13, 2018, 83 FR 38663, Aug. 7, 2018]

**Supplement *Highlights* references:** 30(2), 31(2), 45(2), 59(1), 60(1).