

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 1458
OFFERED BY M . Ramirez**

Add at the end the following new section:

**1 SEC. 8. EXPANSION OF ELIGIBILITY FOR POST-9/11 EDU-
2 CATIONAL ASSISTANCE TO MEMBERS OF THE
3 NATIONAL GUARD WHO PERFORM CERTAIN
4 FULL-TIME DUTY.**

5 (a) IN GENERAL.—Section 3301(1) of title 38,
6 United States Code, is amended—

**7 (1) by amending subparagraph (B) to read as
8 follows:**

**9 “(B) In the case of members of the reserve
10 components of the Armed Forces—**

**11 “(i) service on active duty (as defined
12 in section 101(d) of title 10), inactive-duty
13 training (as defined in section 101(d) of
14 title 10), or annual training duty; or**

**15 “(ii) service on active duty under a
16 call or order to active duty under section
17 688, 12301(a), 12301(d), 12301(g),
18 12301(h), 12302, 12304, 12304a, or
19 12304b of title 10 or section 3713 of title**

1 14, but not including inactive duty training
2 (as defined in section 101(d) of title 10) or
3 annual training duty.”; and

4 (2) in subparagraph (C)—

5 (A) in clause (i), by striking “; or” and in-
6 serting a semicolon; and

7 (B) by striking clause (ii) and inserting the
8 following new clauses:

9 “(ii) in the National Guard when per-
10 forming full-time National Guard duty (as
11 defined in section 101 of title 32); or

12 “(iii) in the National Guard when per-
13 forming active duty (as defined in section
14 101 of title 32).”.

15 (b) EFFECTIVE DATE.—The amendments made by
16 subsection (a) shall take effect on the date that is one
17 year after the date of the enactment of this Act.

18 (c) RETROACTIVE APPLICABILITY.—The amend-
19 ments made by subsection (a) shall apply with respect to
20 service performed on or after September 11, 2001.

21 (d) APPLICATION OF TIME LIMITATION FOR USE OF
22 ENTITLEMENT.—Section 3321(a) of title 38, United
23 States Code, shall apply to entitlement to educational as-
24 sistance acquired as a result of the amendments made by
25 subsection (a) as if such amendments had been enacted

1 immediately after the enactment of the Post-9/11 Vet-
2 erans Educational Assistance Act of 2008 (Public Law
3 110–252).

