

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 3159**

OFFERED BY M R. Takano

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Improving SCRA Ben-
3 efit Utilization Act”.

**4 SEC. 2. FINANCIAL LITERACY TRAINING REGARDING THE
5 SERVICEMEMBERS CIVIL RELIEF ACT.**

6 Section 992 of title 10, United States Code, is
7 amended—

8 (1) in subsection (a)(1)—

9 (A) by redesignating subparagraphs (D)
10 and (E) as subparagraphs (E) and (F), respec-
11 tively; and

12 (B) by inserting, after subparagraph (C),
13 the following new subparagraph (D):

14 “(D) consumer financial protections afforded to
15 members and their dependents under the law, in-
16 cluding protections regarding interest rate limits
17 under section 207 of the Servicemembers Civil Relief
18 Act (50 U.S.C. 3937);”; and

1 (2) in subsection (e)(1), by inserting “(includ-
2 ing with regards to knowledge and use of protections
3 regarding interest rates under section 207 of the
4 Servicemembers Civil Relief Act (50 U.S.C. 3937))”
5 after “preparedness”.

6 **SEC. 3. NOTIFICATION OF BENEFITS UNDER THE**
7 **SERVICEMEMBERS CIVIL RELIEF ACT TO**
8 **SERVICEMEMBERS CALLED OR ORDERED TO**
9 **ACTIVE DUTY OR TO ACTIVE SERVICE.**

10 Section 105 of the Servicemembers Civil Relief Act
11 (50 U.S.C. 3915) is amended—

12 (1) by striking the period at the end and insert-
13 ing “, including—”; and

14 (2) by adding at the end the following new
15 paragraphs:

16 “(1) at the time a person first enters military
17 service; and

18 “(2) in the case of a person who is a member
19 of a reserve component—

20 “(A) at the time the person first enters
21 service in the reserve component; and

22 “(B) at any time when the person is mobi-
23 lized or otherwise individually called or ordered
24 to active duty for a period of more than 30
25 days.”.

1 **SEC. 4. FINANCIAL INSTITUTION OBLIGATION TO APPLY**
2 **MAXIMUM RATE OF INTEREST ON ALL SERV-**
3 **ICEMEMBER DEBTS INCURRED BEFORE MILI-**
4 **TARY SERVICE.**

5 Section 207(b) of the Servicemembers Civil Relief Act
6 (50 U.S.C. 3937) is amended—

7 (1) in paragraph (2)—

8 (A) by striking “the creditor shall treat the
9 debt in accordance with subsection (a), effective
10 as of the date on which the servicemember is
11 called to military service.” and inserting “the
12 creditor shall—”; and

13 (B) by adding at the end the following new
14 subparagraphs:

15 “(A) treat the debt in accordance with sub-
16 section (a), effective as of the date on which the
17 servicemember is called to military service; and

18 “(B) treat any other obligation or liability
19 of the servicemember to the creditor in accord-
20 ance with subsection (a), whether or not such
21 obligation or liability was specifically mentioned
22 in a notice provided by the servicemember
23 under paragraph (1)(A).”; and

24 (2) by adding at the end the following new
25 paragraph:

1 “(3) SUBMISSION OF DOCUMENTS.—A creditor
2 shall provide all necessary mechanisms to ensure
3 that a servicemember is able to submit any docu-
4 ments required in order for an obligation or liability
5 of the servicemember to be subject to the interest
6 rate limitation in subsection (a) either online, by
7 mail, or by fax, at the election of the servicemem-
8 ber.”.

