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(Original Signature of Member)

117TH CONGRESS
1ST SESSION

H. R. _____

To amend title 38, United States Code, to ensure that a member of the Armed Forces, granted a general discharge under honorable conditions on the sole basis that such member failed to obey a lawful order to receive a vaccine for COVID-19, is eligible for certain educational assistance administered by the Secretary of Veterans Affairs.

IN THE HOUSE OF REPRESENTATIVES

Mr. FITZGERALD introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title 38, United States Code, to ensure that a member of the Armed Forces, granted a general discharge under honorable conditions on the sole basis that such member failed to obey a lawful order to receive a vaccine for COVID-19, is eligible for certain educational assistance administered by the Secretary of Veterans Affairs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CERTAIN EDUCATIONAL ASSISTANCE FOR A**
2 **MEMBER OF THE ARMED FORCES GRANTED A**
3 **GENERAL DISCHARGE UNDER HONORABLE**
4 **CONDITIONS ON THE SOLE BASIS THAT SUCH**
5 **MEMBER FAILED TO OBEY A LAWFUL ORDER**
6 **TO RECEIVE A VACCINE FOR COVID-19.**

7 (a) ALL-VOLUNTEER FORCE EDUCATIONAL ASSIST-
8 ANCE.—Section 3011(a)(3)(B) of title 38, United States
9 Code, is amended—

10 (1) by striking “an honorable discharge;” and
11 inserting an em dash; and

12 (2) by inserting at the end the following new
13 clauses:

14 “(i) an honorable discharge; or

15 “(ii) a general discharge under honor-
16 able conditions on the sole basis that the
17 individual failed to obey a lawful order to
18 receive a vaccine for COVID-19;”.

19 (b) POST-9/11 EDUCATIONAL ASSISTANCE.—Section
20 3311(e) of such title is amended by adding at the end the
21 following new paragraph:

22 “(5) A general discharge under honorable con-
23 ditions on the sole basis that the individual failed to
24 obey a lawful order to receive a vaccine for COVID-
25 19.”.