

118TH CONGRESS
1ST SESSION

H. R. 1798

To amend title 38, United States Code, to render an individual, who transfers certain educational assistance, to which the individual is entitled because of an agreement by such individual to serve in the Armed Forces, to a dependent of that individual, and who fails to complete such agreement, solely liable for the overpayment of such educational assistance, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 24, 2023

Mr. VAN ORDEN introduced the following bill; which was referred to the
Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to render an individual, who transfers certain educational assistance, to which the individual is entitled because of an agreement by such individual to serve in the Armed Forces, to a dependent of that individual, and who fails to complete such agreement, solely liable for the overpayment of such educational assistance, and for other purposes.

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. SHORT TITLE.**

2 This Act may be cited as the “Protect Military De-
3 pendants Act”.

4 **SEC. 2. SOLE LIABILITY FOR TRANSFERRED EDUCATIONAL**
5 **ASSISTANCE BY AN INDIVIDUAL WHO FAILS**
6 **TO COMPLETE A SERVICE AGREEMENT.**

7 Subsection (i) of section 3319 of title 38, United
8 States Code, is amended—

9 (1) in paragraph (1)—

10 (A) by striking “In the event” and insert-
11 ing “Subject to paragraph (2), in the event”;
12 and

13 (B) by inserting “of this title” after “sec-
14 tion 3685”;

15 (2) in subparagraph (A) of paragraph (2)—

16 (A) in the heading, by striking “IN GEN-
17 ERAL” and inserting “SOLE LIABILITY”; and

18 (B) by inserting “for which the individual
19 shall be solely liable to the United States for
20 the amount of the overpayment for purposes of
21 section 3685 of this title” before the period at
22 the end; and

23 (3) in subparagraph (B) of paragraph (2)—

24 (A) in the matter preceding clause (i), by
25 striking “Subparagraph (A) shall not apply”
26 and inserting “Neither the individual nor the

1 dependent shall be liable to the United States
2 for the amount of the overpayment for purposes
3 of section 3685 of this title”; and

4 (B) in clause (ii), by inserting “of this
5 title” after “section 3311(c)(4)”.

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