

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 8627
OFFERED BY M . Mike Levin D-CA

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Student Veteran Debt
3 Relief Act of 2024”.

4 SEC. 2. OVERPAYMENTS TO ELIGIBLE PERSONS OR VET-
5 ERANS.

6 Section 3685 of title 38, United States Code, is
7 amended by adding at the end the following new sub-
8 sections:

9 “(f)(1) If the Secretary finds that an overpayment
10 has been made to a veteran or eligible person relating to
11 educational assistance under a law administered by the
12 Secretary, the overpayment shall not constitute a liability
13 for the veteran, eligible person, or educational institution
14 if the veteran, eligible person, or educational institution
15 demonstrates to the Secretary that—

16 “(A) the Department made an error with re-
17 spect to the eligibility of the veteran or eligible per-

1 son for educational assistance under the laws admin-
2 istered by the Secretary; or

3 “(B) the Department of Defense provided in-
4 correct information to the Department of Veterans
5 Affairs with respect to the eligibility of the veteran
6 or eligible person for educational assistance under
7 such laws.

8 “(2)(A) If the Secretary finds that an overpayment
9 has been made to a veteran or eligible person relating to
10 educational assistance under a law administered by the
11 Secretary and the overpayment does constitute a liability
12 for the veteran, eligible person, or educational institution
13 pursuant to paragraph (1), the Secretary shall—

14 “(i) provide to the Under Secretary for Benefits
15 evidence of the attempt to recover the overpayment;
16 and

17 “(ii) if the veteran or eligible person—

18 “(I) is still pursuing a program of edu-
19 cation at the educational institution using such
20 assistance, attempt to recover the amount of
21 the overpayment from the veteran or eligible
22 person, if such veteran or person accepts liabil-
23 ity for the overpayment; or

24 “(II) is no longer pursuing a program of
25 education at the educational institution using

1 such assistance, attempt to recover the amount
2 of the overpayment from the educational insti-
3 tution.

4 “(B) If the Secretary is unable to recover an overpay-
5 ment from a veteran or eligible person under subpara-
6 graph (A)(ii)(I) and determines, in consultation with an
7 educational institution where the veteran or eligible person
8 is pursuing a course or program of education using such
9 assistance, that liability for the overpayment would be
10 likely to result in the inability of the veteran or eligible
11 person to continue pursuit of the course or program, the
12 Secretary shall—

13 “(i) review the liability to determine if the li-
14 ability is eligible for a hardship waiver; and

15 “(ii) if the liability is not eligible, establish with
16 the veteran or eligible person a payment plan under
17 which the veteran or eligible person agrees to repay
18 the amount of the overpayment to the Secretary.

19 “(g) The Secretary may not recover an overpayment
20 under this section unless—

21 “(1) the overpayment occurs and is identified
22 on or after January 5, 2021; and

23 “(2) the overpayment is identified, and the edu-
24 cational institution or veteran is notified of the over-

1 payment, not more than ten years after the overpay-
2 ment occurs.”.

