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.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,
SECTION 1. CERTAIN EDUCATIONAL ASSISTANCE FOR 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.

(a) ALL-VOLUNTEER FORCE EDUCATIONAL ASSISTANCE.—Section 3011(a)(3)(B) of title 38, United States Code, is amended—

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

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

“(i) an honorable discharge; or

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

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

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