

[DISCUSSION DRAFT]

117TH CONGRESS
2^D SESSION

H. R. _____

To amend title 38, United States Code, to provide for the eligibility for educational assistance under the Department of Veterans Affairs Post-9/11 Educational Assistance Program of certain individuals who receive sole survivorship discharges, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To amend title 38, United States Code, to provide for the eligibility for educational assistance under the Department of Veterans Affairs Post-9/11 Educational Assistance Program of certain individuals who receive sole survivorship discharges, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the
5 “_____ Act of 2022”.

1 **SEC. 2. ELIGIBILITY FOR EDUCATIONAL ASSISTANCE**
2 **UNDER DEPARTMENT OF VETERANS AFFAIRS**
3 **POST-9/11 EDUCATIONAL ASSISTANCE PRO-**
4 **GRAM OF CERTAIN INDIVIDUALS WHO RE-**
5 **CEIVE SOLE SURVIVORSHIP DISCHARGES.**

6 (a) IN GENERAL.—Subsection (b)(2) of section 3311
7 of title 38, United States Code, is amended—

8 (1) in the matter preceding subparagraph (A),
9 by striking “who”;

10 (2) by redesignating subparagraphs (A) and
11 (B) as clauses (i) and (ii);

12 (3) by inserting before clause (i), as so redesign-
13 dated, the following new subparagraph (A):

14 “(A) who—”;

15 (4) in clause (ii), as so redesignated—

16 (A) by striking “subparagraph (A)” and
17 inserting “clause (i)”; and

18 (B) by striking the period and inserting
19 “or by reason of a sole survivorship discharge
20 (as that term is defined in section 1174(i) of
21 title 10); or”;

22 (5) by adding at the end the following new sub-
23 paragraph (B):

24 “(B) who—

25 “(i) commencing on or after Sep-
26 tember 11, 2001, completes at least 30

1 continuous days of service described in
2 subsection (d)(1) or (2); and

3 “(ii) after completion of service de-
4 scribed in clause (i), is discharged or re-
5 leased by reason of a sole survivorship dis-
6 charge (as that term is defined in section
7 1174(i) of title 10).”.

8 (b) CONFORMING AMENDMENT.—Subsection (d) of
9 such section is amended by striking “The following” and
10 inserting “Except as provided in subsection (b)(2)(B), the
11 following”.