

AMENDMENT TO RULES COMMITTEE PRINT 119–

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OFFERED BY MR. BARRETT OF MICHIGAN

At the end of subtitle B of title XVII, insert the following:

1 **SEC. 17____. OPPORTUNITY OF CERTAIN MEMBERS OF THE**
2 **ARMED FORCES TO TRANSFER DEPARTMENT**
3 **OF VETERANS AFFAIRS ENTITLEMENT TO**
4 **EDUCATIONAL ASSISTANCE.**

5 Section 3319 of title 38, United States Code, is
6 amended by adding at the end the following new sub-
7 section:

8 “(m) DISCHARGE FOR REFUSAL TO RECEIVE
9 COVID–19 VACCINATION.—

10 “(1) IN GENERAL.—Notwithstanding any other
11 provision of law, the Secretary shall establish a 90-
12 day period during which the Secretary shall allow a
13 covered eligible individual to transfer to an eligible
14 dependent under this section the entitlement to edu-
15 cational assistance of the individual as of the date
16 on which such individual was separated from the
17 Armed Forces. Such period shall begin not later

1 than one year after the date of the enactment of this
2 subsection.

3 “(2) COORDINATION.—The Secretary and the
4 Secretary of Defense shall share data and otherwise
5 coordinate in order to carry out this subsection.

6 “(3) COMMENCEMENT OF USE.—Notwith-
7 standing subsection (g)(2)(A), in the case of entitle-
8 ment transferred to a child under this subsection,
9 the child may commence the use of the transferred
10 entitlement after the completion by the individual
11 making the transfer of at least six years of service
12 in the Armed Forces.

13 “(4) COVERED ELIGIBLE INDIVIDUAL.—In this
14 subsection, a covered eligible individual is an indi-
15 vidual described in subsection (b) who—

16 “(A) during the period beginning on Au-
17 gust 24, 2021, and ending on January 10,
18 2023, was involuntarily or voluntarily separated
19 from an Armed Force solely on the basis of the
20 refusal of such individual to receive a vaccina-
21 tion against COVID–19; and

22 “(B) while serving in such Armed Force,
23 initiated their transfer of education benefits via

- 1 the Transfer Education Benefits portlet within
- 2 milConnect.”.

