

AMENDMENT TO RULES COMMITTEE PRINT

119-33

OFFERED BY MR. MAGAZINER OF RHODE ISLAND

At the end of subtitle B of title XVII, add the following new section:

1 **SEC. 17___ . SPECIAL RULE FOR MEMBERS OF THE RE-**
2 **SERVE COMPONENTS OF THE ARMED**
3 **FORCES PERFORMING CERTAIN DUTY.**

4 Section 455(m) of the Higher Education Act of 1965
5 (20 U.S.C. 1087e(m)) is amended by adding at the end
6 the following:

7 “(5) SPECIAL RULE FOR MEMBERS OF THE RE-
8 SERVE COMPONENTS OF THE ARMED FORCES PER-
9 FORMING CERTAIN DUTY.—

10 “(A) CALCULATION OF QUALIFYING PAY-
11 MENTS BASED ON YEARS OF SERVICE CRED-
12 ITABLE TOWARD RETIRED PAY.—With respect
13 to a borrower who is a member of a reserve
14 component of an Armed Force, the Secretary
15 shall—

16 “(i) in the case of a member who com-
17 pleted a full year of covered service, deem
18 each month in such year to be a month for

1 which a qualifying payment was made
2 under paragraph (1) if—

3 “(I) for each such month the bor-
4 rower made a corresponding monthly
5 payment on an eligible Federal Direct
6 Loan; and

7 “(II) such corresponding monthly
8 payment—

9 “(aa) met the requirements
10 of paragraph (1); or

11 “(bb) in the case of a bor-
12 rower not employed full-time in a
13 public service job at the time the
14 payment was made, such pay-
15 ment would have met the require-
16 ments of paragraph (1) had the
17 borrower been employed full-time
18 in a public service job at the time
19 of such payment.

20 “(ii) in the case of a member who
21 completed a partial year of covered service,
22 deem up to six months in such year to be
23 a month for which a qualifying payment
24 was made if—

1 “(I) for each such month the bor-
2 rower made a corresponding monthly
3 payment on an eligible Federal Direct
4 Loan; and

5 “(II) such corresponding monthly
6 payment—

7 “(aa) met the requirements
8 of paragraph (1); or

9 “(bb) in the case of a bor-
10 rower not employed full-time in a
11 public service job at the time the
12 payment was made, such pay-
13 ment would have met the require-
14 ments of paragraph (1) had the
15 borrower been employed full-time
16 in a public service job at the time
17 of such payment.

18 “(B) DATA MATCHING REQUIRED.—Not
19 later than one year after the date of the enact-
20 ment of this paragraph, and on an annual basis
21 thereafter, the Secretary of Defense and the
22 Secretary of Education shall jointly complete a
23 data matching process—

24 “(i) to identify each individual who,
25 while serving member of a reserve compo-

1 nent of an Armed Force, made one or
2 more student loan payments eligible to be
3 counted under this paragraph; and

4 “(ii) without requiring further infor-
5 mation or action from such individual—

6 “(I) to certify the total number
7 of full or partial years of covered serv-
8 ice of such individual; and

9 “(II) to count the total number
10 of qualifying payments made by the
11 individual during such years.

12 “(C) DEFINITIONS.—In this paragraph:

13 “(i) The term ‘full year of covered
14 service’ means any year for which a mem-
15 ber of a reserve component of an Armed
16 Force was credited at least 80 points to-
17 ward eligibility for retired pay under sec-
18 tion 12732(a)(2) of title 10, United States
19 Code.

20 “(ii) The term ‘partial year of covered
21 service’ means any year for which a mem-
22 ber of a reserve component of an Armed
23 Force was credited at least 50 but less
24 than 80 points toward eligibility for retired

1 pay under section 12732(a)(2) of title 10,
2 United States Code.

3 “(iii) The term ‘Armed Force’ has the
4 meaning given that term in section 101 of
5 title 10, United States Code.”.

