

AMENDMENT TO
RULES COMMITTEE PRINT 116-57
OFFERED BY MR. PANETTA OF CALIFORNIA

At the end of subtitle F of title V, add the following:

1 **SEC. 5 ____ . MODIFICATION OF ELIGIBILITY REQUIREMENTS**
2 **FOR TRANSFER OF UNUSED ENTITLEMENT**
3 **TO POST-9/11 EDUCATIONAL ASSISTANCE.**

4 (a) MODIFICATION OF ELIGIBILITY REQUIRE-
5 MENTS.—

6 (1) IN GENERAL.—Subsection (b) of section
7 3319 of title 38, United States Code, is amended to
8 read as follows:

9 “(b) ELIGIBLE INDIVIDUALS.—An individual re-
10 ferred to in subsection (a) is an individual who, at the
11 time of the approval of the individual’s request to transfer
12 entitlement to educational assistance under this section—

13 “(1) has completed at least 10 years of service
14 in the uniformed services, not fewer than six of
15 which were service in the Armed Forces;

16 “(2) is a member of the uniformed services
17 who—

18 “(A) is not an individual described in para-
19 graph (1);

1 “(B) has served at least six years in the
2 Armed Forces; and

3 “(C) enters into an agreement to serve as
4 a member of the uniformed services for a period
5 that is no less than the difference between—

6 “(i) 10 years; and

7 “(ii) the period the individual has al-
8 ready served in the uniformed services; or
9 “(3) is described in section 3311(b)(10).”.

10 (2) CONFORMING AMENDMENTS.—Such section
11 is amended—

12 (A) in subsection (a)—

13 (i) by striking paragraph (2); and

14 (ii) in paragraph (1), by striking
15 “(1)”;

16 (B) in subsection (i)(2), by striking “under
17 subsection (b)(1)” and inserting “under sub-
18 section (b)(2)(C)”;

19 (C) in subsection (j)(2)—

20 (i) in subparagraph (A), by inserting
21 “and” after the semicolon;

22 (ii) by striking subparagraph (B); and

23 (iii) by redesignating subparagraph
24 (C) as subparagraph (B).

25 (b) MODIFICATION OF TIME TO TRANSFER.—

1 (1) IN GENERAL.—Paragraph (1) of subsection
2 (f) of such section is amended to read as follows:

3 “(1) TIME FOR TRANSFER.—Subject to the
4 time limitation for use of entitlement under section
5 3321 of this title, and except as provided in sub-
6 section (k), an individual approved to transfer enti-
7 tlement to educational assistance under this section
8 may transfer such entitlement at any time.”.

9 (2) CONFORMING AMENDMENTS.—Such section
10 is further amended—

11 (A) by amending subsection (g) to read as
12 follows:

13 “(g) COMMENCEMENT OF USE.—If a dependent to
14 whom entitlement to educational assistance is transferred
15 under this section is a child, the dependent may not com-
16 mence the use of the transferred entitlement until either—

17 “(1) the completion by the child of the require-
18 ments of a secondary school diploma (or equivalency
19 certificate); or

20 “(2) the attainment by the child of 18 years of
21 age.”;

22 (B) by striking subsection (k); and

23 (C) by redesignating subsection (l) as sub-
24 section (k).

