

AMENDMENT TO RULES COMMITTEE PRINT 118-

36

OFFERED BY MR. TAKANO OF CALIFORNIA

At the end of subtitle E of title V, insert the following new section:

1 **SEC. 5__ . EXPANSION OF AUTHORITY TO DETAIL MEM-**
2 **BERS TO LAW EDUCATION PROGRAMS.**

3 (a) **EXPANSION.**—Section 2004 of title 10, United
4 States Code, is amended—

5 (1) in subsection (a)—

6 (A) by inserting “(1)” before “The Sec-
7 retary”;

8 (B) by striking the second sentence; and

9 (C) by adding at the end the following new
10 paragraphs:

11 “(2)(A) The Secretary of the military department
12 concerned may pay expenses incident to the detail, under
13 this subsection, of an officer or enlisted member for a pe-
14 riod of training described in paragraph (1).

15 “(B) Not more than 25 officers and enlisted members
16 from each military department may, in any single fiscal
17 year, begin a period of training described in paragraph

1 (1) for which the Secretary of the military department
2 concerned pays expenses under this paragraph.

3 “(3) The Secretary of the military department con-
4 cerned may detail an officer or enlisted member under
5 paragraph (1) without paying expenses under paragraph
6 (2).”;

7 (2) in subsection (b)—

8 (A) in paragraph (1), by striking “either”
9 and inserting “in the case of a member for
10 whose training the Secretary of the military de-
11 partment concerned pays expenses under sub-
12 section (a)(2), either”;

13 (B) in subparagraph (C) of paragraph
14 (3)—

15 (i) by striking “period of two years”
16 and all that follows and inserting an em
17 dash; and

18 (ii) by adding at the end the following
19 new clauses:

20 “(i) in the case of a member for
21 whose training the Secretary of the mili-
22 tary department concerned pays expenses
23 under subsection (a)(2), two years; or

24 “(ii) in the case of a member de-
25 scribed in subsection (a)(3), one year for

1 each year or part thereof of legal training
2 under subsection (a).”;

3 (C) by redesignating paragraphs (2) and
4 (3) as paragraphs (3) and (4), respectively;

5 (D) by inserting after paragraph (1) the
6 following new paragraph (2):

7 “(2) in the case of a member described in sub-
8 section (a)(3), either—

9 “(A) have served on active duty for a pe-
10 riod of not less than two years nor more than
11 eight years and be an officer in the grade of O-
12 3 or below as of the time the training is to
13 begin; or

14 “(B) have served on active duty for a pe-
15 riod of not less than four years nor more than
16 ten years and be an enlisted member in the
17 grade of E-5, E-6, or E-7 as of the time the
18 training is to begin;” and

19 (E) in subsection (d), by striking “under
20 this section” and inserting “paid under sub-
21 section (a)(2) of”.

22 (b) BASIC ALLOWANCE FOR HOUSING DURING DE-
23 TAIL.—

24 (1) RULE OF CONSTRUCTION.—Section 403 of
25 title 37, United States Code, is amended—

1 (A) by redesignating subsection (q) as sub-
2 section (r); and

3 (B) by inserting after subsection (p) the
4 following new subsection (q):

5 “(q) RULE OF CONSTRUCTION FOR CERTAIN DE-
6 TAIL.—A member of the armed forces may not be denied
7 an allowance under this section solely on the basis that
8 such member has been detailed for a period of training
9 under section 2004 of title 10.”.

10 (2) RETROACTIVE EFFECT.—A member of the
11 Armed Forces who, on or after August 1, 2023, the
12 Secretary of the military department concerned de-
13 termined, under section 502 of title 37, United
14 States Code, was absent for a period that is longer
15 than the leave authorized by section 701 of title 10,
16 United States Code, because the member was de-
17 tailed or assigned by the Secretary of the military
18 department concerned as a full-time student to a ci-
19 vilian institution to pursue a program of education,
20 is entitled to the basic allowance for housing under
21 section 403 of title 37, United States Code, to which
22 the member would have been entitled if the member
23 were not so absent.

