

116TH CONGRESS
2D SESSION

H. R. 5781

To amend title 38, United States Code, to make an individual who is eligible for educational assistance under chapter 33 of such title, transfers such educational assistance to a dependent, and fails to complete a service agreement, solely liable for any overpayment of such educational assistance.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2020

Mr. BOST (for himself and Ms. SLOTKIN) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to make an individual who is eligible for educational assistance under chapter 33 of such title, transfers such educational assistance to a dependent, and fails to complete a service agreement, solely liable for any overpayment of such educational assistance.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SOLE LIABILITY FOR TRANSFERRED EDU-**
2 **CATIONAL ASSISTANCE BY AN INDIVIDUAL**
3 **WHO FAILS TO COMPLETE A SERVICE AGREE-**
4 **MENT.**

5 Section 3319(i) of title 38, United States Code, is
6 amended—

7 (1) in paragraph (1)—

8 (A) by striking “In the event” and insert-
9 ing “Subject to paragraph (2), in the event”;
10 and

11 (B) by inserting “of this title” after “sec-
12 tion 3685”;

13 (2) in subparagraph (A) of paragraph (2)—

14 (A) in the heading, by striking “IN GEN-
15 ERAL” and inserting “SOLE LIABILITY”; and

16 (B) by inserting “for which the individual
17 shall be solely liable to the United States for
18 the amount of the overpayment for purposes of
19 section 3685 of this title” before the period at
20 the end; and

21 (3) in subparagraph (B) of paragraph (2)—

22 (A) in the matter preceding clause (i), by
23 striking “Subparagraph (A) shall not apply”
24 and inserting “Neither the individual nor the
25 dependent shall be liable to the United States

1 for the amount of the overpayment for purposes
2 of section 3685 of this title”; and

3 (B) in clause (ii), by inserting “of this
4 title” after “section 3311(c)(4)”.

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