

# Union Calendar No. 159

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 1836

[Report No. 117-222]

To amend title 38, United States Code, to ensure that the time during which members of the Armed Forces serve on active duty for training qualifies for educational assistance under the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2021

Mr. LEVIN of California (for himself, Mr. TAKANO, Mr. PALAZZO, Ms. MACE, Mr. RYAN, Mr. PAPPAS, and Mr. SABLAN) introduced the following bill; which was referred to the Committee on Veterans' Affairs

JANUARY 6, 2022

Additional sponsors: Mr. MRVAN, Mr. THOMPSON of California, and Mr. LAMB

JANUARY 6, 2022

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on March 11, 2021]

# **A BILL**

To amend title 38, United States Code, to ensure that the time during which members of the Armed Forces serve on active duty for training qualifies for educational assistance under the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4        *This Act may be cited as the “Guard and Reserve GI*  
5 *Bill Parity Act of 2021”.*

6 **SEC. 2. POST-9/11 EDUCATIONAL ASSISTANCE FOR CERTAIN**  
7 **RESERVE AND NATIONAL GUARD DUTY.**

8        (a) *OTHER QUALIFYING DUTY.*—*Section 3311(b) of*  
9 *title 38, United States Code, is amended—*

10            (1) *by striking “(including” each place it ap-*  
11 *pears and inserting “(including other qualifying duty*  
12 *and”;*

13            (2) *by striking “(excluding” each place it ap-*  
14 *pears and inserting “(including other qualifying duty*  
15 *but excluding”;* and

16            (3) *in paragraph (2), by inserting “or other*  
17 *qualifying duty” after “active duty” both places it*  
18 *appears.*

19        (b) *OTHER QUALIFYING DUTY DEFINED.*—*Section*  
20 *3301 of such title is amended—*

21            (1) *by redesignating paragraphs (3) and (4) as*  
22 *paragraphs (4) and (5), respectively; and*

23            (2) *by inserting after paragraph (2) the fol-*  
24 *lowing new paragraph:*

1           “(3) *The term ‘other qualifying duty’ means the*  
2 *following:*

3           “(A) *During the period beginning on Au-*  
4 *gust 1, 2025, and ending on July 31, 2032, ac-*  
5 *tive duty for training performed by a member of*  
6 *the Armed Forces—*

7                   “(i) *on or after August 1, 2025; or*

8                   “(ii) *before August 1, 2025, if such in-*  
9 *dividual is a member of the Armed Forces*  
10 *on or after such date.*

11           “(B) *On or after August 1, 2032, duty per-*  
12 *formed before, on, or after such date that is—*

13                   “(i) *active duty for training performed*  
14 *by a member of the Armed Forces; or*

15                   “(ii) *inactive duty training performed*  
16 *by a member of the Armed Forces.”.*

17           *(c) TIME LIMITATION FOR USE OF ENTITLEMENT FOR*  
18 *OTHER QUALIFYING DUTY.—Section 3321 of such title is*  
19 *amended—*

20                   *(1) in subsection (a)—*

21                           *(A) in paragraph (1), by striking “; or”*  
22 *and inserting a semicolon;*

23                           *(B) in paragraph (2), by striking the period*  
24 *at the end and inserting “; or”; and*

1           (C) by adding at the end the following new  
2           paragraph:

3           “(3) in the case of an individual whose entitle-  
4           ment is based on other qualifying duty performed—

5                   “(A) before August 1, 2025, expires on the  
6           latter of—

7                           “(i) the end of the 15-year period be-  
8                           ginning on the date of the discharge or re-  
9                           lease of such individual from the Armed  
10                          Forces; or

11                           “(ii) August 1, 2040; or

12                          “(B) on or after August 1, 2025, shall not  
13           expire.”; and

14           (2) in subsection (b), by adding at the end the  
15           following new paragraph:

16                   “(6) *INDIVIDUALS SUBJECT TO TWO PERIODS.*—  
17           In the case of an individual subject to periods under  
18           paragraphs (1) and (3)(A) of subsection (a), the pe-  
19           riod under such paragraph (3)(A) shall apply to such  
20           individual’s entitlement.”.

21 **SEC. 3. MODIFICATION OF CERTAIN HOUSING LOAN FEES.**

22           (a) *EXTENSION.*—The loan fee table in section  
23 3729(b)(2) of title 38, United States Code, is amended by  
24 striking “October 1, 2030” each place it appears and insert-  
25 ing “October 1, 2031”.

- 1           **(b) IRRRL RATE.**—*The item in subparagraph (E) of*  
 2 *the loan fee table under such section is amended to read*  
 3 *as follows:*

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“(E)(i) Interest rate reduction refinancing loan (closed on or after July 1, 2022, and before October 1, 2028) .....	0.85	0.85	NA
(ii) Interest rate reduction refinancing loan (closed during a period not covered by clause (i)) .....	0.50	0.50	NA”.

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