

117TH CONGRESS  
1ST SESSION

# S. 2644

To amend title 38, United States Code, to expand eligibility for Post-9/11 Educational Assistance to members of the National Guard who perform certain full-time duty, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 5, 2021

Mr. MORAN (for himself and Mr. TESTER) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

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## A BILL

To amend title 38, United States Code, to expand eligibility for Post-9/11 Educational Assistance to members of the National Guard who perform certain full-time duty, 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, Reserve, and  
5 Active Duty Department of Veterans Affairs Educational  
6 Assistance Parity Act of 2021” or the “GRAD VA Edu-  
7 cational Assistance Parity Act of 2021”.

1 **SEC. 2. EXPANSION OF ELIGIBILITY FOR POST-9/11 EDU-**  
 2 **CATIONAL ASSISTANCE TO MEMBERS OF THE**  
 3 **NATIONAL GUARD WHO PERFORM CERTAIN**  
 4 **FULL-TIME DUTY.**

5 Section 3301(1) of title 38, United States Code, is  
 6 amended—

7 (1) by amending subparagraph (B) to read as  
 8 follows:

9 “(B) In the case of members of the reserve  
 10 components of the Armed Forces—

11 “(i) service on active duty (as defined  
 12 in section 101(d) of title 10), but not in-  
 13 cluding inactive duty training (as defined  
 14 in section 101(d) of title 10); or

15 “(ii) service on active duty under a  
 16 call or order to active duty under section  
 17 688, 12301(a), 12301(d), 12301(g),  
 18 12301(h), 12302, 12304, 12304a, or  
 19 12304b of title 10 or section 3713 of title  
 20 14, but not including inactive duty training  
 21 (as defined in section 101(d) of title 10).”;  
 22 and

23 (2) in subparagraph (C)—

24 (A) in clause (i), by striking “; or” and in-  
 25 serting a semicolon; and

1 (B) by striking clause (ii) and inserting the  
2 following new clauses:

3 “(ii) in the National Guard when per-  
4 forming full-time National Guard duty (as  
5 defined in section 101 of title 32); or

6 “(iii) in the National Guard when per-  
7 forming active duty (as defined in section  
8 101 of title 32).”.

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