(d) **Extension to ending date.** (1) The ending date of a spouse’s period of eligibility may be extended when the spouse is enrolled and eligibility ceases for one of the following reasons:
   (i) The veteran is no longer rated permanently and totally disabled;
   (ii) The spouse is divorced from the veteran without fault on the spouse’s part; or
   (iii) The spouse no longer is listed in any of the categories of §21.3021(a)(3)(ii) of this part.

   (2) If the spouse is enrolled in a school operating on a quarter or semester system, VA will extend the period of eligibility to the end of the quarter or semester, regardless of whether the spouse has reached the midpoint of the quarter, semester or term.

   (3) If the spouse is enrolled in a school not operating on a quarter or semester system, VA will extend the period of eligibility to the earlier of the following:
      (i) The end of the course, or
      (ii) 12 weeks.

   (4) If the spouse is enrolled in a course pursued exclusively by correspondence, VA will extend the period of eligibility to whichever of the following will result in the lesser expenditure:
      (i) The end of the course, or
      (ii) The total additional amount of instruction that—
          (A) $2,206 provides during the period July 1, 2004, through September 30, 2004;
          (B) $2,248 provides during the period October 1, 2004, through September 30, 2005;
          (C) $2,316 provides during the period October 1, 2005, through September 30, 2006;
          (D) $2,408 provides during the period October 1, 2006, through September 30, 2007;
          (E) $2,467 provides during the period October 1, 2007, through September 30, 2008; or
          (F) $2,562 provides after September 30, 2008.

   (Authority: 38 U.S.C. 3511(b), 3512(b), 3532, 3586)

   (5) VA will not extend the period of eligibility when the spouse is pursuing training in a training establishment as defined in §21.4200(c) of this part.

(6) An extension may not—
   (i) Exceed maximum entitlement, or
   (ii) Extend beyond the delimiting date specified in paragraph (a) of this section or §21.3047, as appropriate.

(Authority: 38 U.S.C. 3511(b), 3512(b), 3532, 3586)

§ 21.3047 Extended period of eligibility due to physical or mental disability.

(a) **General.** (1) An eligible spouse or surviving spouse shall be granted an extension of the applicable period of eligibility as otherwise determined by §21.3046 provided the eligible spouse or surviving spouse:
   (i) Applies for the extension within the appropriate time limit;
   (ii) Was prevented from initiating or completing the chosen program of education within the otherwise applicable period of eligibility because of a physical or mental disability that did not result from the willful misconduct of the eligible spouse or surviving spouse;
   (iii) Provides VA with any requested evidence tending to show that the requirement of paragraph (a)(1)(ii) of this section has been met; and
   (iv) Is otherwise eligible for payment of educational assistance for the training pursuant to 38 U.S.C. chapter 35.

   (2) In determining whether the eligible spouse or surviving spouse was prevented from initiating or completing the chosen program of education because of a physical or mental disability, VA will consider the following:
      (i) It must be clearly established by medical evidence that such a program of education was medically infeasible.
      (ii) An eligible spouse or surviving spouse who is disabled for a period of 30 days or less will not be considered as having been prevented from initiating or completing a chosen program, unless the evidence establishes that the eligible spouse or surviving spouse was prevented from enrolling or reenrolling in the chosen program of education, or was forced to discontinue attendance, because of the short disability.
      (iii) VA will not consider the disabling effects of chronic alcoholism to
§ 21.3100 Counseling.

(a) Purpose of counseling. The purpose of counseling is to assist:

(1) In selecting an educational or training objective;

(2) In developing a suitable program of education or training;

(3) In selecting an educational institution or training establishment appropriate for the attainment of the educational or training objective;

(4) In resolving any personal problems which are likely to interfere with successful pursuit of a program;

(5) In selecting an employment objective for the eligible person that would be likely to provide the eligible person