

## **Colonel John M. McHugh Tuition Fairness for Survivors Act of 2021**

[Public Law 117–68]

[This law has not been amended]

【Currency: This publication is a compilation of the text of Public Law 117–68. It was last amended by the public law listed in the As Amended Through note above and below at the bottom of each page of the pdf version and reflects current law through the date of the enactment of the public law listed at <https://www.govinfo.gov/app/collection/comps/>】

【Note: While this publication does not represent an official version of any Federal statute, substantial efforts have been made to ensure the accuracy of its contents. The official version of Federal law is found in the United States Statutes at Large and in the United States Code. The legal effect to be given to the Statutes at Large and the United States Code is established by statute (1 U.S.C. 112, 204).】

AN ACT To amend title 38, United States Code, to provide for the disapproval by the Secretary of Veterans Affairs of courses of education offered by public institutions of higher learning that do not charge veterans the in-State tuition rate for purposes of Survivors' and Dependents' Educational Assistance Program, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the  
United States of America in Congress assembled,*

### **SECTION 1. [38 U.S.C. 101 note] SHORT TITLE.**

This Act may be cited as the “Colonel John M. McHugh Tuition Fairness for Survivors Act of 2021”.

### **SEC. 2. DEPARTMENT OF VETERANS AFFAIRS DISAPPROVAL OF COURSES OFFERED BY PUBLIC INSTITUTIONS OF HIGHER LEARNING THAT DO NOT CHARGE VETERANS THE IN- STATE TUITION RATE FOR PURPOSES OF SURVIVORS' AND DEPENDENTS' EDUCATIONAL ASSISTANCE PRO- GRAM.**

(a) IN GENERAL.—Section 3679(c) of title 38, United States Code, is amended—

(1) in paragraph (1), by striking “or 33” and inserting “33, or 35”;

(2) in paragraph (2), by adding at the end the following new subparagraph:

“(D) An individual who is entitled to assistance under section 3510 of this title.”; and

(3) in paragraph (6), by striking “and 33” and inserting “33, and 35”.

(b) CONFORMING AMENDMENTS.—Section 3679(e) of such title is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by striking “or 33” and inserting “, 33, or 35”; and

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(B) in subparagraph (B), by striking “or 33” and inserting “33, or 35”; and

(2) in paragraph (2), by striking “or 33” and inserting “33, or 35”.

(c) **[38 U.S.C. 3679 note]** **EFFECTIVE DATE.**—The amendments made by this Act shall take effect on the date of the enactment of this Act and shall apply with respect to an academic period that begins on or after August 1, 2022.