

108TH CONGRESS
1ST SESSION

H. R. 3041

To amend title 38, United States Code, to extend the period during which a member of the Armed Forces may enroll for educational assistance under the Montgomery GI Bill.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 2003

Mr. BILIRAKIS introduced the following bill; which was referred to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 38, United States Code, to extend the period during which a member of the Armed Forces may enroll for educational assistance under the Montgomery GI Bill.

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 “Montgomery GI Bill
5 Enrollment Extension Act”.

1 **SEC. 2. TWO-YEAR PERIOD FOR ENROLLMENT UNDER**
2 **MONTGOMERY GI BILL.**

3 (a) **THREE-YEAR ENLISTMENT.**—(1) Subsection (b)
4 of section 3011 of title 38, United States Code, is amend-
5 ed to read as follows:

6 “(b)(1) The basic pay of any individual described in
7 subsection (a)(1)(A) who does not make an election under
8 subsection (c)(1) shall be reduced by an equal monthly
9 amount so that the total reduction of such basic pay
10 equals \$1,200. The individual shall designate, in a form
11 and manner determined by the Secretary concerned, a
12 number of consecutive months (not to exceed twelve) to
13 have such reductions in basic pay apply.

14 “(2)(A) Subject to subparagraph (B), reductions in
15 basic pay under paragraph (1) may only occur during the
16 period referred to in the second sentence of subsection
17 (c)(1).

18 “(B) In the case of an individual who is discharged
19 or released from active duty in accordance with the provi-
20 sions of this section before the aggregate reductions in
21 basic pay of the individual equal \$1,200, the Secretary
22 shall collect from the individual an amount equal to the
23 difference between \$1,200 and the total amount of reduc-
24 tions under paragraph (1).

25 “(3) Any amount by which the basic pay of an indi-
26 vidual is reduced under this chapter, or which the Sec-

1 retary collects under paragraph (2)(B), shall revert to the
2 Treasury and shall not, for purposes of any Federal law,
3 be considered to have been received by or to be within the
4 control of such individual.”.

5 (2) The second sentence of subsection (c)(1) of such
6 section is amended to read as follows: “Any such election
7 may be made at any time during the period that begins
8 on the date the individual initially enters on active duty
9 as a member of the Armed Forces and ends on the earlier
10 of the date that is two years after such date or the date
11 of the individual’s discharge or release from active duty
12 in accordance with the provisions of this section.”.

13 (b) TWO-YEAR ENLISTMENT.—(1) Subsection (c) of
14 section 3012 of title 38, United States Code, is amended
15 to read as follows:

16 “(c)(1) The basic pay of any individual described in
17 subsection (a)(1)(A) who does not make an election under
18 subsection (d)(1) shall be reduced by an equal monthly
19 amount so that the total reduction of such basic pay
20 equals \$1,200. The individual shall designate, in a form
21 and manner determined by the Secretary concerned, a
22 number of consecutive months (not to exceed twelve) to
23 have such reductions in basic pay apply.

24 “(2)(A) Subject to subparagraph (B), reductions in
25 basic pay under paragraph (1) may only occur during the

1 period referred to in the second sentence of subsection
2 (d)(1).

3 “(B) In the case of an individual who is discharged
4 or released from active duty in accordance with the provi-
5 sions of this section before the aggregate reductions in
6 basic pay of the individual equal \$1,200, the Secretary
7 shall collect from the individual an amount equal to the
8 difference between \$1,200 and the total amount of reduc-
9 tions under paragraph (1).

10 “(3) Any amount by which the basic pay of an indi-
11 vidual is reduced under this chapter, or which the Sec-
12 retary collects under paragraph (2)(B), shall revert to the
13 Treasury and shall not, for purposes of any Federal law,
14 be considered to have been received by or to be within the
15 control of such individual.”.

16 (2) The second sentence of subsection (d)(1) of such
17 section is amended to read as follows: “Any such election
18 may be made at any time during the period that begins
19 on the date the individual initially enters on active duty
20 as a member of the Armed Forces and ends on the earlier
21 of the date that is two years after such date or the date
22 of the individual’s discharge or release from active duty
23 in accordance with the provisions of this section.”.

24 (c) EFFECTIVE DATE.—The amendments made by
25 this section shall apply to individuals who first become

- 1 members of the Armed Forces or first enter on active duty
- 2 as members of the Armed Forces on or after the date of
- 3 the enactment of this Act.

