

110TH CONGRESS
1ST SESSION

S. 1261

To amend titles 10 and 38, United States Code, to repeal the 10-year limit on use of Montgomery GI Bill educational assistance benefits, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 1, 2007

Ms. CANTWELL (for herself, Mr. HARKIN, and Mr. BROWN) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

A BILL

To amend titles 10 and 38, United States Code, to repeal the 10-year limit on use of Montgomery GI Bill educational assistance benefits, 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 “Montgomery GI Bill
5 for Life Act of 2007”.

1 **SEC. 2. REPEAL OF 10-YEAR LIMIT ON USE OF VETERANS**
 2 **EDUCATIONAL ASSISTANCE BENEFITS.**

3 (a) RESTATEMENT OF CERTAIN CONTINUING AU-
 4 THORITIES WITH REPEAL.—Section 3031 of title 38,
 5 United States Code, is amended to read as follows:

6 **“§ 3031. Extension of entitlement expiring during**
 7 **quarter or semester or after completion**
 8 **of major portion of course**

9 “(a) If an individual eligible for educational assist-
 10 ance under this chapter is enrolled in an educational insti-
 11 tution regularly operated on the quarter or semester sys-
 12 tem and the period of such individual’s entitlement under
 13 this chapter would, under section 3013 of this title, expire
 14 during such quarter or semester, such period shall be ex-
 15 tended to the end of such quarter or semester.

16 “(b) If an individual eligible for educational assist-
 17 ance under this chapter is enrolled in an educational insti-
 18 tution not regularly operated on the quarter or semester
 19 system and the period of such individual’s entitlement
 20 under this chapter would, under section 3013 of this title,
 21 expire after a major portion of the course is completed,
 22 such period shall be extended to the end of the course or
 23 for 12 weeks, whichever is the lesser period of extension.”.

24 (b) CONFORMING AMENDMENTS.—Chapter 30 of
 25 such title is further amended as follows:

26 (1) In section 3018C(e)(3)(B)—

1 (A) in clause (i), by striking “(i)”;

2 (B) by striking clause (ii).

3 (2) In section 3020—

4 (A) in subsection (f)(1), by striking “Sub-
5 ject to the time limitation for use of entitlement
6 under section 3031 of this title, an individual”
7 and inserting “An individual”;

8 (B) in subsection (h)(5), by striking “Not-
9 withstanding section 3031 of this title, a child”
10 and inserting “A child”.

11 (c) CLERICAL AMENDMENTS.—

12 (1) HEADING AMENDMENT.—The heading of
13 subchapter IV of chapter 30 of such title is amended
14 to read as follows:

15 “SUBCHAPTER IV—GENERAL AND
16 ADMINISTRATIVE PROVISIONS”.

17 (2) CLERICAL AMENDMENTS.—The table of sec-
18 tions at the beginning of chapter 30 of such title is
19 amended by striking the item relating to subchapter
20 IV and the item relating to section 3031 and insert-
21 ing the following new items:

“SUBCHAPTER IV—GENERAL AND ADMINISTRATIVE PROVISIONS

“3031. Extension of entitlement expiring during quarter or semester or after
completion of major portion of course.”.

1 **SEC. 3. REPEAL OF 14-YEAR LIMIT ON USE OF SELECTED**
 2 **RESERVE EDUCATIONAL ASSISTANCE BENE-**
 3 **FITS.**

4 (a) REPEAL.—Section 16133 of title 10, United
 5 States Code, is repealed.

6 (b) CLERICAL AMENDMENT.—The table of sections
 7 at the beginning of chapter 1606 of such title is amended
 8 by striking the item relating to section 16133.

9 **SEC. 4. REPEAL OF TIME LIMITATION ON USE BY DISABLED**
 10 **MEMBERS OF EDUCATIONAL ASSISTANCE**
 11 **FOR RESERVE COMPONENT MEMBERS SUP-**
 12 **PORTING CONTINGENCY AND OTHER OPER-**
 13 **ATIONS.**

14 Subsection (b) of section 16164 of title 10, United
 15 States Code, is amended to read as follows:

16 “(b) ENTITLEMENT OF DISABLED MEMBERS.—(1)
 17 The maximum number of months of educational assist-
 18 ance under this chapter to which is entitled a person who
 19 is separated from the Ready Reserve because of a dis-
 20 ability which was not the result of the person’s own wilful
 21 misconduct incurred on or after the date on which the per-
 22 son became entitled to educational assistance under this
 23 chapter shall be governed by section 16162(d) of this title.

1 “(2) The provisions of section 3031 of title 38 shall
2 apply to the entitlement to educational assistance under
3 this chapter of a person covered by paragraph (1).”.

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