

111TH CONGRESS
1ST SESSION

S. 2769

To amend title 38, United States Code, to provide for the use of entitlement under Post-9/11 Educational Assistance for the pursuit of apprenticeships and on-job training, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 10, 2009

Ms. KLOBUCHAR (for herself, Mr. JOHANNES, and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide for the use of entitlement under Post-9/11 Educational Assistance for the pursuit of apprenticeships and on-job training, 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 “Post-9/11 Veterans’
5 Job Training Act of 2009”.

1 **SEC. 2. USE OF ENTITLEMENT UNDER POST-9/11 EDU-**
 2 **CATIONAL ASSISTANCE FOR APPRENTICE-**
 3 **SHIPS AND ON-JOB TRAINING.**

4 (a) ENTITLEMENT.—

5 (1) IN GENERAL.—Subchapter II of chapter 33
 6 of title 38, United States Code, is amended by in-
 7 serting after section 3319 the following new section:

8 **“§ 3319A. Apprenticeships and on-job training**

9 “(a) MONTHLY BENEFIT.—Except as provided in
 10 subsections (b) and (c), the amount of the monthly benefit
 11 payment to an individual pursuing a full-time program of
 12 apprenticeship or other on-job training under this chapter
 13 is—

14 “(1) for each of the first six months of the indi-
 15 vidual’s pursuit of such program, 75 percent of the
 16 monthly benefit payment otherwise payable to such
 17 individual under this chapter;

18 “(2) for each of the second six months of the
 19 individual’s pursuit of such program, 55 percent of
 20 such monthly benefit payment; and

21 “(3) for each of the months following the first
 22 12 months of the individual’s pursuit of such pro-
 23 gram, 35 percent of such monthly benefit payment.

24 “(b) REDUCTION.—In any month in which an indi-
 25 vidual pursuing a program of education consisting of a
 26 program of apprenticeship or other on-job training fails

1 to complete 120 hours of training, the amount of the
 2 monthly benefit payment payable under this chapter to the
 3 individual shall be limited to the same proportion of the
 4 applicable rate determined under subsection (a) as the
 5 number of hours worked during such month, rounded to
 6 the nearest eight hours, bears to 120 hours.

7 “(c) HOUSING ALLOWANCE.—An individual receiving
 8 a monthly benefit pursuant to this section shall receive
 9 a monthly housing stipend amount equal to the monthly
 10 amount of the basic allowance for housing payable under
 11 section 403 of title 37 for a member with dependents in
 12 pay grade E–5 residing in the military housing area that
 13 encompasses all or the majority portion of the ZIP code
 14 area in which the individual resides.

15 “(d) CHARGE TO ENTITLEMENT.—For each month
 16 that an individual is paid a monthly benefit payment
 17 under this chapter, the individual’s entitlement under this
 18 chapter shall be charged at the rate of—

19 “(1) 75 percent of a month in the case of pay-
 20 ments made in accordance with subsection (a)(1);

21 “(2) 55 percent of a month in the case of pay-
 22 ments made in accordance with subsection (a)(2);
 23 and

24 “(3) 35 percent of a month in the case of pay-
 25 ments made in accordance with subsection (a)(3).

1 “(e) REDUCED CHARGE TO ENTITLEMENT.—For
 2 any month in which an individual fails to complete 120
 3 hours of training, the entitlement otherwise chargeable
 4 under subsection (d) shall be reduced in the same propor-
 5 tion as the monthly benefit payment payable is reduced
 6 under subsection (b).”.

7 (2) CLERICAL AMENDMENT.—The table of sec-
 8 tions at the beginning of such chapter is amended
 9 by inserting after the item relating to section 3319
 10 the following new item:

“3319A. Apprenticeships and on-job training.”.

11 (b) CONFORMING AMENDMENTS.—Section 3313 of
 12 such title is amended—

13 (1) in subsection (a), by inserting “or section
 14 3319A of this title” after “subsections (e) and (f)”;
 15 and

16 (2) by amending subsection (b) to read as fol-
 17 lows:

18 “(b) APPROVED PROGRAMS OF EDUCATION.—A pro-
 19 gram of education is an approved program of education
 20 for purposes of this chapter if the program of education—

21 “(1) is—

22 “(A) offered by an institution of higher
 23 learning (as that term is defined in section
 24 3452(f) of this title); and

1 “(B) approved for purposes of chapter 30
2 of this title (including approval by the State ap-
3 proving agency concerned); or

4 “(2) in the case of an individual who is not
5 serving on active duty, includes a program of ap-
6 prenticeship or of other on-job training approved as
7 provided in paragraph (1) or (2), as appropriate, of
8 section 3687(a) of this title.”.

9 (c) TECHNICAL CORRECTION.—Section 3002(3)(C)
10 of such title is amended by striking “clause” and inserting
11 “paragraph”.

12 (d) EFFECTIVE DATE.—The amendments made by
13 this section shall take effect as if included in the enact-
14 ment of the Post-9/11 Veterans Educational Assistance
15 Act of 2008 (title V of Public Law 110–252).

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