

115TH CONGRESS
1ST SESSION

H. R. 4346

To amend title 38, United States Code, to provide for clarification regarding the children to whom entitlement to educational assistance may be transferred under the Post-9/11 Educational Assistance Program.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 9, 2017

Mr. FOSTER (for himself, Mrs. McMORRIS RODGERS, and Mr. TAKANO) introduced the following bill; which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide for clarification regarding the children to whom entitlement to educational assistance may be transferred under the Post-9/11 Educational Assistance Program.

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 “GI Education Benefits
5 Fairness Act”.

1 **SEC. 2. CLARIFICATION REGARDING THE CHILDREN TO**
2 **WHOM ENTITLEMENT TO EDUCATIONAL AS-**
3 **SISTANCE MAY BE TRANSFERRED UNDER**
4 **THE POST-9/11 EDUCATIONAL ASSISTANCE**
5 **PROGRAM.**

6 (a) **IN GENERAL.**—Section 3319(c) of title 38,
7 United States Code, is amended to read as follows:

8 “(c) **ELIGIBLE DEPENDENTS.**—

9 “(1) **TRANSFER.**—An individual approved to
10 transfer an entitlement to educational assistance
11 under this section may transfer the individual’s enti-
12 tlement as follows:

13 “(A) To the individual’s spouse.

14 “(B) To one or more of the individual’s
15 children.

16 “(C) To a combination of the individuals
17 referred to in subparagraphs (A) and (B).

18 “(2) **DEFINITION OF CHILDREN.**—For purposes
19 of this subsection, the term ‘children’ includes de-
20 pendents described in section 1072(2)(I) of title
21 10.”.

22 (b) **APPLICABILITY.**—The amendment made by sub-
23 section (a) shall apply with respect to educational assist-
24 ance payable under chapter 33 of title 38, United States

1 Code, before, on, or after the date of the enactment of
2 this Act.

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