

103^D CONGRESS
1ST SESSION

H. R. 731

To reduce the cost of operating the military service academies, to establish a program of college scholarships to assist the education of students in exchange for service in the Federal Government, and to increase Montgomery GI Bill benefits.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 1993

Mr. OWENS introduced the following bill; which was referred jointly to the Committees on Armed Services and Veterans' Affairs

A BILL

To reduce the cost of operating the military service academies, to establish a program of college scholarships to assist the education of students in exchange for service in the Federal Government, and to increase Montgomery GI Bill benefits.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Patriots of Peace Service Act of 1993”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Purpose.
- Sec. 4. Definitions.

TITLE I—REDUCTION IN THE COSTS OF OPERATING THE
MILITARY SERVICE ACADEMIES

- Sec. 101. Findings.
- Sec. 102. Reduction in the costs of operating the military service academies.
- Sec. 103. Sense of Congress on use of savings.

TITLE II—PATRIOTS OF PEACE SCHOLARSHIPS

- Sec. 201. Scholarship program established.
- Sec. 202. Eligibility for selection as a National Security Scholar.
- Sec. 203. Selection of National Security Scholars.
- Sec. 204. Elements of scholarship.
- Sec. 205. Scholarship contract.
- Sec. 206. Required course of instruction.
- Sec. 207. Information provided by the Secretary of Defense.
- Sec. 208. Breach of contract.

TITLE III—MONTGOMERY GI BILL BENEFITS FOR ENLISTED
MEN AND WOMEN

- Sec. 301. Elimination of contribution requirement.
- Sec. 302. Increase in the amount of Montgomery GI Bill educational assistance payments.
- Sec. 303. Increase in number of educational assistance payments.

1 SEC. 2. FINDINGS.

2 The Congress finds the following:

3 (1) The access to a quality education is central
4 to the economic strength and national security of the
5 United States, and national security begins at
6 home—with an educated citizenry.

7 (2) Many secondary school students who choose
8 to apply for admission to one of the military service
9 academies or for a Reserve Officers Training Corps
10 scholarship do so because they lack the financial re-
11 sources to afford a quality college education rather
12 than out of a desire to enter the Armed Forces.

1 (3) These students are very patriotic and would
2 willingly serve the United States in other ways of
3 value to themselves and to society.

4 (4) Many of these students would rather serve
5 their country in a nonmilitary capacity.

6 (5) There is a shortage of qualified college
7 graduates available to work for the Federal Govern-
8 ment.

9 (6) Many college graduates are unable to afford
10 to seek employment with the Federal Government
11 due to their student loan indebtedness resulting
12 from several years of college education.

13 (7) There should be an option for those stu-
14 dents who are willing to commit to a number of
15 years of nonmilitary government service to receive
16 an education comparable in quality to that available
17 through the military service academies.

18 **SEC. 3. PURPOSE.**

19 It is the purpose of this Act—

20 (1) to provide full scholarships and living ex-
21 penses to certain students to attend institutions of
22 higher learning as an alternative to attending a mili-
23 tary service academy;

24 (2) to provide these scholarships at the same or
25 lower cost to the Federal Government than providing

1 educational assistance through a military service
2 academy; and

3 (3) to provide a guaranteed source of qualified
4 professionals to work for a specified number of years
5 in the service of the United States as a civilian em-
6 ployee of the Federal Government.

7 **SEC. 4. DEFINITIONS.**

8 For purposes of this Act:

9 (1) The term “Member of Congress” means a
10 United States Senator, a Member of the House of
11 Representatives, a Delegate to the House of Rep-
12 resentatives, or the Resident Commissioner from
13 Puerto Rico.

14 (2) The term “institution of higher learning”
15 has the meaning given that term in section 3452(f)
16 of title 38, United States Code.

17 (3) The term “military service academy” means
18 the United States Military Academy, the United
19 States Naval Academy, or the United States Air
20 Force Academy.

1 **TITLE I—REDUCTION IN THE**
2 **COSTS OF OPERATING THE**
3 **MILITARY SERVICE ACAD-**
4 **EMIES**

5 **SEC. 101. FINDINGS.**

6 The Congress finds the following:

7 (1) The average cost to the United States of
8 the attendance of a student at a military service
9 academy for four years is \$210,000.

10 (2) The cost referred to in paragraph (1) in-
11 cludes the cost of pay and allowances, tuition, room,
12 board, books, laboratory fees, computers, clothing,
13 travel, equipment, recreation, music development,
14 military training, and other costs associated with
15 preparing the students to become well-educated offi-
16 cers in the Armed Forces.

17 (3) The cost of an education varies greatly be-
18 tween the three military service academies, and the
19 cost to the United States of providing an education
20 at the least expensive military service academy, the
21 United States Air Force Academy, is still two to
22 three times higher than the average cost to a stu-
23 dent to attend any other institution of higher learn-
24 ing in the United States.

1 (4) The cost referred to in paragraph (1) is ex-
2 cessive and for the purpose of efficient use of Fed-
3 eral tax revenues must be reduced.

4 **SEC. 102. REDUCTION IN THE COSTS OF OPERATING THE**
5 **MILITARY SERVICE ACADEMIES.**

6 (a) LONG-TERM REDUCTIONS IN OPERATING
7 COSTS.—The Secretary of Defense is hereby required to
8 take such steps as may be necessary to reduce the costs
9 of providing an education at the United States Military
10 Academy, the United States Naval Academy, and the
11 United States Air Force Academy so that by January 1,
12 1995, the average cost per student of operating each mili-
13 tary service academy—

14 (1) is approximately equal; and

15 (2) is not more than 10 percent greater than
16 the average cost per nonacademy student, deter-
17 mined by the Secretary by averaging the cost per
18 student at the ten top-ranked institutions of higher
19 education in the United States, as selected by the
20 Secretary.

21 (b) FURTHER REDUCTIONS IN OPERATING COSTS.—
22 In addition to cost reductions required under subsection
23 (a), the Secretary of Defense shall reduce the operating
24 costs of the military service academies for each academic
25 year beginning after the date of the enactment of this Act

1 to the extent necessary to achieve a reduction in expendi-
2 tures for these military service academies for each year
3 that is equal to at least 50 percent of the cost for that
4 year of providing scholarships under title II of this Act.

5 (c) REDUCTION IN NUMBER OF CADETS AND MID-
6 SHIPMEN.—To help achieve the cost reductions required
7 by subsections (a) and (b), the Secretary of Defense may
8 reduce the number of appointments made to the military
9 service academies for classes entering these military serv-
10 ice academies after the date of the enactment of this Act
11 notwithstanding the authorized strength of the Corps of
12 Cadets of the United States Military Academy, the author-
13 ized number of midshipmen at the United States Naval
14 Academy, or the authorized strength of Air Force Cadets
15 at the United States Air Force Academy.

16 **SEC. 103. SENSE OF CONGRESS ON USE OF SAVINGS.**

17 It is the sense of the Congress that savings achieved
18 by the reduction in expenditures required by section 102
19 should be used to provide funds for the operation of the
20 scholarship program established under title II of this Act.

21 **TITLE II—PATRIOTS OF PEACE**
22 **SCHOLARSHIPS**

23 **SEC. 201. SCHOLARSHIP PROGRAM ESTABLISHED.**

24 (a) ESTABLISHMENT.—The Secretary of Defense
25 shall establish a program of national security scholarships

1 to assure an adequate supply of college graduates for civil-
2 ian employee positions with—

3 (1) the Department of Defense; and

4 (2) other Federal agencies involved in education
5 or other activities related to national security.

6 (b) NATIONAL SECURITY SCHOLARS.—Each recipi-
7 ent of a scholarship under this title shall be known as a
8 “National Security Scholar”.

9 **SEC. 202. ELIGIBILITY FOR SELECTION AS A NATIONAL SE-**
10 **CURITY SCHOLAR.**

11 (a) IN GENERAL.—An individual shall be eligible for
12 selection as a National Security Scholar if such individ-
13 ual—

14 (1) is age 17 or over;

15 (2) has received a high school diploma or the
16 equivalent of a high school diploma;

17 (3) is a citizen of the United States or lawfully
18 admitted for permanent residence;

19 (4) is accepted for enrollment, or is enrolled, as
20 a full-time student in an institution of higher learn-
21 ing that offers a course of study described in section
22 206; and

23 (5) is nominated for selection as a National Se-
24 curity Scholar by a Member of Congress.

1 (b) EXCEPTION.—An individual who, together with
2 the parents of the individual, has an adjusted income of
3 \$50,000 or more for the year preceding application under
4 this title may not be selected as a National Security
5 Scholar.

6 **SEC. 203. SELECTION OF NATIONAL SECURITY SCHOLARS.**

7 (a) NOMINATION.—The Secretary shall select Na-
8 tional Security Scholars from individuals nominated by
9 Members of Congress.

10 (b) NUMBER OF SCHOLARSHIPS.—

11 (1) FISCAL YEAR 1994.—During fiscal year
12 1994, the Secretary may award 2,700 four-year
13 scholarships under this title, such that each Member
14 of Congress may nominate five individuals for selec-
15 tion in that fiscal year.

16 (2) FISCAL YEAR 1995.—During fiscal year
17 1995, the Secretary may award 1,630 four-year
18 scholarships under this title, such that each Member
19 of Congress may nominate three individuals for se-
20 lection in that fiscal year.

21 (3) FISCAL YEAR 1996.—During fiscal year
22 1996, the Secretary may award 1,095 four-year
23 scholarships under this title, such that each Member
24 of Congress may nominate two individuals for selec-
25 tion in that fiscal year.

1 **SEC. 204. ELEMENTS OF SCHOLARSHIP.**

2 (a) USE OF SCHOLARSHIP.—A National Security
3 Scholar may use a national security scholarship provided
4 under this title at any institution of higher learning offer-
5 ing a course of instruction described in section 206.

6 (b) CONTENT OF SCHOLARSHIP.—A national security
7 scholarship provided under this title shall consist of—

8 (1) a payment to the National Security Scholar,
9 or to an institution of higher learning on behalf of
10 the National Security Scholar, of an amount equal
11 to—

12 (A) the tuition of the National Security
13 Scholar in an institution of higher learning for
14 not to exceed four school years; and

15 (B) all other reasonable educational ex-
16 penses, including fees, books, and laboratory ex-
17 penses, incurred by the National Security
18 Scholar during such school years; and

19 (2) a payment to the National Security Scholar
20 of a stipend of \$100 for each month of such school
21 year.

22 **SEC. 205. SCHOLARSHIP CONTRACT.**

23 (a) CONTRACT REQUIRED.—As a condition of receiv-
24 ing a scholarship under this title, each individual selected
25 as a National Security Scholar shall be required to sign

1 a written contract (described in subsection (c)) with the
2 Secretary—

3 (1) to accept financial assistance provided
4 under this title to assist such individual attend and
5 graduate from an institution of higher learning; and

6 (2) immediately upon the completion of such
7 program of education, to serve for a total of six
8 years as a civilian employee of—

9 (A) the Department of Defense; or

10 (B) another Federal agency involved in
11 education or other activities related to national
12 security.

13 (b) PARENTAL CONSENT.—If an individual selected
14 as a National Security Scholar is a minor and has parents
15 or a guardian, the individual may sign the contract re-
16 ferred to in subsection (a) only with the consent of the
17 parents or guardian.

18 (c) ELEMENTS OF CONTRACT.—The written contract
19 between the Secretary and a National Security Scholar
20 shall contain an agreement that—

21 (1) subject to subsection (d), the Secretary
22 agrees—

23 (A) to provide a four-year national security
24 scholarship under this title;

1 (B) to make summer employment opportu-
2 nities (including internship with Federal agen-
3 cies) available to the National Security Scholar
4 during the scholarship period; and

5 (C) to place (subject to the availability of
6 appropriated funds for the purpose) the Na-
7 tional Security Scholar as a civilian employee
8 of—

9 (i) the Department of Defense; or

10 (ii) another Federal agency involved
11 in education or other activities related to
12 national security, with the approval of the
13 Secretary of Defense and the head of the
14 Federal agency involved; and

15 (2) subject to subsection (d), the National Se-
16 curity Scholar agrees—

17 (A) to accept provision of such scholarship;

18 (B) to maintain enrollment in a program
19 of education in an institution of higher learning
20 until the participant completes the program;

21 (C) while enrolled in such program of edu-
22 cation, to maintain an acceptable level of aca-
23 demic standing (as determined under rules of
24 the Secretary) with the institution of higher
25 learning; and

1 (D) to serve as a civilian employee of the
2 Department of Defense or another Federal
3 agency for a total of six years, as provided in
4 paragraph (1)(C).

5 (d) ASSISTANCE SUBJECT TO FUNDS.—The written
6 contract shall contain a provision that any financial obli-
7 gation of the United States arising out of a contract en-
8 tered into under this section and any obligation of the Na-
9 tional Security Scholar which is conditioned thereon, is
10 contingent upon funds being appropriated for scholarships
11 under this title.

12 (e) OTHER TERMS.—The written contract shall also
13 contain—

14 (1) a statement of the damages to which the
15 United States is entitled, under section 208 for the
16 breach of the contract; and

17 (2) such other statements of the rights and li-
18 abilities of the United States and of the National
19 Security Scholar, not inconsistent with the provi-
20 sions of this title.

21 **SEC. 206. REQUIRED COURSE OF INSTRUCTION.**

22 (a) IN GENERAL.—As part of the agreement under
23 section 205, a National Security Scholar shall agree to
24 pursue a course of study, approved by the Secretary, de-
25 signed to educate the National Security Scholar in—

1 United States is entitled under section 208 in the case
2 of the breach of the contract.

3 (b) APPLICATION AND CONTRACT FORMS.—The ap-
4 plication form, contract form, and all other information
5 furnished by a Member of Congress or the Secretary under
6 this title shall be written in a manner calculated to be un-
7 derstood by the average individual applying for a scholar-
8 ship under this title.

9 (c) AVAILABILITY.—The Secretary shall make con-
10 tract forms available to individuals nominated for a schol-
11 arship under this title on a date sufficiently early to insure
12 that such individuals have adequate time to carefully re-
13 view and evaluate the information contained in such
14 forms.

15 **SEC. 208. BREACH OF CONTRACT.**

16 (a) GENERAL RULE.—If a National Security Scholar
17 fails to complete the educational requirements specified in
18 the agreement entered into under section 205 or, volun-
19 tarily or because of misconduct, fails to complete the term
20 of employment required under the agreement, the Na-
21 tional Security Scholar shall reimburse the United States
22 in an amount that bears the same ratio to the total cost
23 of the scholarship provided under this title as the unserved
24 portion of employment bears to the total period of employ-
25 ment required under the agreement.

1 (b) NATURE OF OBLIGATION.—The obligation to re-
2 imburse the United States under an agreement under sec-
3 tion 205 is, for all purposes, a debt owing the United
4 States. A discharge in bankruptcy under title 11 shall not
5 release a National Security Scholar from an obligation to
6 reimburse the United States required under the terms of
7 such an agreement if the final decree of the discharge in
8 bankruptcy is issued during the 15-year period beginning
9 on the date the National Security Scholar signs the agree-
10 ment.

11 (c) INTEREST.—Any amount owed by a National Se-
12 curity Scholar under subsection (a) to the United States
13 shall bear interest at the rate equal to the highest rate
14 being paid by the United States on the day on which the
15 reimbursement is determined to be due for securities hav-
16 ing maturities of ninety days or less and shall accrue from
17 the day on which the National Security Scholar is first
18 notified of the amount due to the United States as a reim-
19 bursement under this section.

20 (d) EXCEPTION.—Subsection (a) shall not apply if
21 the National Security Scholar terminates the agreement
22 entered into under section 205 and withdraws from the
23 scholarship program before the start of the third school
24 year covered by the scholarship.

1 **TITLE III—MONTGOMERY GI**
2 **BILL BENEFITS FOR EN-**
3 **LISTED MEN AND WOMEN**

4 **SEC. 301. ELIMINATION OF CONTRIBUTION REQUIREMENT.**

5 Section 3011 of title 38, United States Code, is
6 amended—

7 (1) by striking out subsection (b);

8 (2) by striking out subsection (c)(1); and

9 (3) by redesignating subsection (c)(2) and sub-
10 section (d) as subsections (b) and (c), respectively.

11 **SEC. 302. INCREASE IN THE AMOUNT OF MONTGOMERY GI**
12 **BILL EDUCATIONAL ASSISTANCE PAYMENTS.**

13 (a) Section 3015 of title 38, United States Code, is
14 amended—

15 (1) in subsection (a)(1), by striking out “\$300”
16 and inserting in lieu thereof “\$500”;

17 (2) in subsection (b)(1), by striking out “\$250”
18 and inserting in lieu thereof “\$350”; and

19 (3) by amending subsection (f) to read as fol-
20 lows:

21 “(f) Each of the rates established by or pursuant to
22 subsection (a) or (b) of this section shall be increased on
23 April 1, 1994, and on April 1 of each year thereafter, by
24 a percentage that is equal to the percentage of the increase
25 in the Consumer Price Index (all items, United States city

1 average) published by the Bureau of Labor Statistics for
2 the calendar year ending before the April 1 on which such
3 rate is to be increased.”.

4 **SEC. 303. INCREASE IN NUMBER OF EDUCATIONAL ASSIST-**
5 **ANCE PAYMENTS.**

6 Section 3013 of title 38, United States Code, is
7 amended by striking out “36” in subsections (a)(1) and
8 (d) and inserting in lieu thereof “48”.

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