

110TH CONGRESS
2D SESSION

H. R. 5939

To amend title 38, United States Code, to extend the time limitation for the use of entitlement to educational assistance under the Montgomery GI Bill for certain persons actively pursuing a qualifying educational degree or certificate.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2008

Mr. CARSON 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 time limitation for the use of entitlement to educational assistance under the Montgomery GI Bill for certain persons actively pursuing a qualifying educational degree or certificate.

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 Degree Extension Act of 2008”.

1 **SEC. 2. EXTENSION OF TIME LIMITATION FOR USE OF ENTI-**
2 **TLEMENT TO EDUCATIONAL ASSISTANCE**
3 **UNDER MONTGOMERY GI BILL.**

4 (a) EXTENSION OF LIMITATION PERIOD.—Section
5 3031 of title 38, United States Code, is amended—

6 (1) by redesignating subsection (h) as sub-
7 section (i);

8 (2) by inserting after subsection (g) the fol-
9 lowing new subsection (h):

10 “(h)(1) In the case of an individual eligible for edu-
11 cational assistance under this chapter who has completed
12 at least 50 percent of the credit or time requirements lead-
13 ing to a degree or certificate before the last day of the
14 10-year period prescribed in subsection (a), the period
15 during which the individual may use the individual’s enti-
16 tlement shall terminate on the earlier of the following
17 dates:

18 “(A) The date on which the individual com-
19 pletes all of the credit or time requirements leading
20 to the degree or certificate.

21 “(B) The date that is two years after the last
22 day of the 10-year period prescribed in subsection
23 (a).

24 “(2) An individual described in paragraph (1) who
25 uses the individual’s entitlement after the last day of the
26 10-year period prescribed in subsection (a) may only use

1 the individual’s entitlement for the pursuit of a course that
2 leads to the degree or certificate referred to in that para-
3 graph.”.

4 (b) CONFORMING AMENDMENTS.—Subsection (a) of
5 such section is amended—

6 (1) by striking “subsections (b) through (g)”
7 and inserting “subsections (b) through (h)”; and

8 (2) by striking “subsection (h)” and inserting
9 “subsection (i)”.

10 (c) EFFECTIVE DATE AND APPLICABILITY.—The
11 amendments made by subsections (a) and (b) shall apply
12 with respect to an individual whose entitlement to edu-
13 cational assistance under chapter 30 of title 38, United
14 States Code, has not expired as of the date of the enact-
15 ment of this Act under section 3031 of such title, as in
16 effect on the day before that date.

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