111TH CONGRESS 1ST SESSION

H. R. 2874

To amend the Servicemembers Civil Relief Act to improve the equitable relief available for servicemembers called to active duty, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

June 15, 2009

Mr. Connolly of Virginia introduced the following bill; which was referred to the Committee on Veterans' Affairs, and in addition to the Committee on Education and Labor, 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 the Servicemembers Civil Relief Act to improve the equitable relief available for servicemembers called to active duty, 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 "Helping Active Duty
- 5 Deployed Act of 2009".

SEC. 2. TERMINATION OR SUSPENSION OF CERTAIN CON-

- TRACTS.
- 3 (a) Cellular Telephone Contracts.—Sub-
- 4 section (a) of section 305A of the Servicemembers Civil
- 5 Relief Act (50 U.S.C. App. 535A) is amended by inserting
- 6 after "entered into by the servicemember" the following:
- 7 "or on behalf of the servicemember".
- 8 (b) Residential and Motor Vehicle Leases.—
- 9 Subsection (e) of section 305 of such Act (50 U.S.C. App.
- 10 535) is amended to read as follows:
- 11 "(e) Arrearages and Other Obligations and
- 12 Liabilities.—
- "(1) Leases of Premises.—Rent amounts for
- a lease described in subsection (b)(1) that are un-
- paid for the period preceding the effective date of
- the lease termination shall be paid on a prorated
- basis. The lessor may not impose an early termi-
- nation charge, but any taxes, summonses, or other
- obligations and liabilities of the lessee in accordance
- with the terms of the lease, including reasonable
- charges to the lessee for excess wear, that are due
- and unpaid at the time of termination of the lease
- shall be paid by the lessee.
- 24 "(2) Leases of motor vehicles.—Lease
- amounts for a lease described in subsection (b)(2)
- 26 that are unpaid for the period preceding the effective

1	date of the lease termination shall be paid on a pro-
2	rated basis. The lessor may not impose an early ter-
3	mination charge, but any taxes, summonses, title
4	and registration fees, or other obligations and liabil-
5	ities of the lessee in accordance with the terms of
6	the lease, including reasonable charges to the lessee
7	for excess wear or use and mileage, that are due and
8	unpaid at the time of termination of the lease shall
9	be paid by the lessee.".
10	SEC. 3. TUITION RELIEF FOR POSTSECONDARY STUDENTS
11	CALLED TO MILITARY SERVICE.
12	Section 484C of the Higher Education Act of 1965
13	(20 U.S.C. 1091c) is amended—
14	(1) in the header, by inserting "AND TUITION
15	RELIEF" after "READMISSION"; and
16	(2) by adding at the end the following:
17	"(e) Tuition Relief for Students Called to
18	
	MILITARY SERVICE.—
19	MILITARY SERVICE.— "(1) IN GENERAL.—Subject to paragraph (2),
19 20	
	"(1) In general.—Subject to paragraph (2),
20	"(1) In General.—Subject to paragraph (2), whenever a student's absence from an institution of
20 21	"(1) In general.—Subject to paragraph (2), whenever a student's absence from an institution of higher education is necessitated by reason of service

1	rollment for which such student did not receive aca-
2	demic credit as a result of such absence.
3	"(2) Exceptions.—Paragraph (1) shall not
4	apply to the tuition or fees paid on behalf of the stu-
5	dent—
6	"(A) from scholarships awarded to the stu-
7	dent by the institution of higher education; or
8	"(B) through funds awarded under this
9	title.".

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