

113TH CONGRESS
1ST SESSION

S. 944

To amend title 38, United States Code, to require courses of education provided by public institutions of higher education that are approved for purposes of the All-Volunteer Force Educational Assistance Program and Post-9/11 Educational Assistance to charge veterans tuition and fees at the in-State tuition rate, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 14, 2013

Mr. SANDERS (for himself and Mr. BURR) 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 require courses of education provided by public institutions of higher education that are approved for purposes of the All-Volunteer Force Educational Assistance Program and Post-9/11 Educational Assistance to charge veterans tuition and fees at the in-State tuition rate, 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 “Veterans’ Educational
5 Transition Act of 2013”.

1 **SEC. 2. APPROVAL OF COURSES OF EDUCATION PROVIDED**
2 **BY PUBLIC INSTITUTIONS OF HIGHER EDU-**
3 **CATION FOR PURPOSES OF ALL-VOLUNTEER**
4 **FORCE EDUCATIONAL ASSISTANCE PRO-**
5 **GRAM AND POST-9/11 EDUCATIONAL ASSIST-**
6 **ANCE CONDITIONAL ON IN-STATE TUITION**
7 **RATE FOR VETERANS.**

8 (a) IN GENERAL.—Section 3679 of title 38, United
9 States Code, is amended by adding at the end the fol-
10 lowing new subsection:

11 “(c)(1) Notwithstanding any other provision of this
12 chapter and subject to paragraphs (3) through (5), the
13 Secretary shall disapprove a course of education provided
14 by a public institution of higher education to a covered
15 individual pursuing a course of education with educational
16 assistance under chapter 30 or 33 of this title while living
17 in the State in which the public institution of higher edu-
18 cation is located if the institution charges tuition and fees
19 for that course for the covered individual at a rate that
20 is higher than the rate the institution charges for tuition
21 and fees for that course for residents of the State in which
22 the institution is located, regardless of the covered individ-
23 ual’s State of residence.

24 “(2) For purposes of this subsection, a covered indi-
25 vidual is any individual as follows:

1 “(A) A veteran who was discharged or released
2 from a period of not fewer than 180 days of service
3 in the active military, naval, or air service less than
4 two years before the date of enrollment in the course
5 concerned.

6 “(B) An individual who is entitled to assistance
7 under section 3311(b)(9) or 3319 of this title by vir-
8 tue of such individual’s relationship to a veteran de-
9 scribed in subparagraph (A).

10 “(3) It shall not be grounds to disapprove a course
11 of education under paragraph (1) if a public institution
12 of higher education requires a covered individual pursuing
13 a course of education at the institution to demonstrate an
14 intent to establish residency in the State in which the in-
15 stitution is located in order to be charged tuition and fees
16 for that course at a rate that is equal to or less than the
17 rate the institution charges for tuition and fees for that
18 course for residents of the State.

19 “(4) The Secretary may waive such requirements of
20 paragraph (1) as the Secretary considers appropriate.

21 “(5) Disapproval under paragraph (1) shall apply
22 only with respect to educational assistance under chapters
23 30 and 33 of this title.”.

24 (b) EFFECTIVE DATE.—Subsection (c) of section
25 3679 of title 38, United States Code (as added by sub-

1 section (a) of this section) shall apply with respect to edu-
2 cational assistance provided for pursuit of programs of
3 education during academic terms that begin after July 1,
4 2015.

