

***In the Senate of the United States,***

*December 20, 2022.*

*Resolved*, That the bill from the House of Representatives (H.R. 7939) entitled “An Act to make permanent certain educational assistance benefits under the laws administered by the Secretary of Veterans Affairs in the case of changes to courses of education by reason of emergency situations, and for other purposes.”, do pass with the following

**AMENDMENT:**

Strike all after the enacting clause and insert the following:

1 ***SECTION 1. SHORT TITLE; TABLE OF CONTENTS.***

2       (a) *SHORT TITLE.*—*This Act may be cited as the “Veterans Auto and Education Improvement Act of 2022”.*

3       (b) *TABLE OF CONTENTS.*—*The table of contents for*  
4 *this Act is as follows:*

*Sec. 1. Short title; table of contents.*

*Sec. 2. Educational assistance benefits during emergency situations.*

*Sec. 3. Extension of time limitations for use of entitlement.*

*Sec. 4. Extension of payment of vocational rehabilitation subsistence allowances.*

*Sec. 5. Payment of work-study allowances during emergency situations.*

*Sec. 6. Payment of allowances to veterans enrolled in educational institutions closed for emergency situations.*

*Sec. 7. Apprenticeship or on-job training requirements.*

- Sec. 8. *Prohibition of charge to entitlement of students unable to pursue a program of education due to an emergency situation.*
- Sec. 9. *Department of Veterans Affairs approval of certain study-abroad programs.*
- Sec. 10. *Eligibility for educational assistance under Department of Veterans Affairs Post-9/11 Educational Assistance Program of certain individuals who receive sole survivorship discharges.*
- Sec. 11. *Uniform application for Department of Veterans Affairs approval of courses of education.*
- Sec. 12. *Notice requirements for Department of Veterans Affairs education surveys.*
- Sec. 13. *Exception to requirement to submit verification of enrollment of certain individuals.*
- Sec. 14. *Expansion of eligibility for self-employment assistance under veteran readiness and employment program.*
- Sec. 15. *Possible definitions of certain terms relating to educational assistance.*
- Sec. 16. *Extension of certain limits on payments of pension.*
- Sec. 17. *Termination of certain consumer contracts by servicemembers and dependents who enter into contracts after receiving military orders for permanent change of station but then receive stop movement orders due to an emergency situation.*
- Sec. 18. *Residence for tax purposes.*
- Sec. 19. *Portability of professional licenses of members of the uniformed services and their spouses.*
- Sec. 20. *Provision of nonarticulating trailers as adaptive equipment.*
- Sec. 21. *Eligibility for Department of Veterans Affairs provision of additional automobile or other conveyance.*
- Sec. 22. *Department of Veterans Affairs treatment of certain vehicle modifications as medical services.*
- Sec. 23. *Determination of budgetary effects.*

1 **SEC. 2. EDUCATIONAL ASSISTANCE BENEFITS DURING**  
 2 **EMERGENCY SITUATIONS.**

3 (a) *IN GENERAL.*—Chapter 36 of title 38, United  
 4 States Code, is amended—

5 (1) *by redesignating subchapters I and II as sub-*  
 6 *chapters II and III, respectively; and*

7 (2) *by inserting before subchapter II, as so red-*  
 8 *esignated, the following new subchapter:*

1       “SUBCHAPTER I—EMERGENCY SITUATIONS

2       **“§ 3601. Definition of emergency situation**

3           *“In this chapter, the term ‘emergency situation’ means*  
4 *a situation that—*

5                   *“(1) the President declares is an emergency; and*

6                   *“(2) the Secretary determines is an emergency*  
7 *for purposes of the laws administered by the Sec-*  
8 *retary.*

9       **“§ 3602. Continuation of educational assistance bene-**  
10                   ***fits during emergency situations***

11           *“(a) AUTHORITY.—(1) If the Secretary determines*  
12 *under subsection (c) that an individual is negatively af-*  
13 *ected by an emergency situation, the Secretary may pro-*  
14 *vide educational assistance to that individual under the*  
15 *laws administered by the Secretary as if such negative ef-*  
16 *fects did not occur.*

17           *“(2) The authority under this section is in addition*  
18 *to the other authorities of the Secretary to provide benefits*  
19 *in emergency situations, but in no case may the Secretary*  
20 *provide more than a total of four weeks of additional edu-*  
21 *cational assistance by reason of any other such authority*  
22 *and this section.*

23           *“(b) HOUSING AND ALLOWANCES.—In providing edu-*  
24 *cational assistance to an individual pursuant to subsection*  
25 *(a), the Secretary may—*

1           “(1) continue to pay a monthly housing stipend  
2 under chapter 33 of this title, during a month the in-  
3 dividual would have been enrolled in a program of  
4 education or training but for the emergency situation  
5 at the same rate such stipend would have been pay-  
6 able if the individual had not been negatively affected  
7 by the emergency situation, except that the total num-  
8 ber of weeks for which stipends may continue to be so  
9 payable may not exceed four weeks; and

10           “(2) continue to pay payments or subsistence al-  
11 lowances under chapters 30, 31, 32, 33, and 35 of this  
12 title and chapter 1606 of title 10 during a month for  
13 a period of time that the individual would have been  
14 enrolled in a program of education or training but  
15 for the emergency situation, except that the total  
16 number of weeks for which payments or allowances  
17 may continue to be so payable may not exceed four  
18 weeks.

19           “(c) *DETERMINATION OF NEGATIVE EFFECTS.*—The  
20 Secretary shall determine that an individual was negatively  
21 affected by an emergency situation if—

22           “(1) the individual is enrolled in a covered pro-  
23 gram of education of an educational institution or  
24 enrolled in training at a training establishment and  
25 is pursuing such program or training using edu-

1        *ational assistance under the laws administered by*  
2        *the Secretary;*

3            *“(2) the educational institution or training es-*  
4        *tablishment certifies to the Secretary that such pro-*  
5        *gram or training is truncated, delayed, relocated,*  
6        *canceled, partially canceled, converted from being on-*  
7        *site to being offered by distance learning, or otherwise*  
8        *modified or made unavailable by reason of the emer-*  
9        *gency situation; and*

10           *“(3) the Secretary determines that the modifica-*  
11        *tion to such program or training specified under*  
12        *paragraph (2) would reduce the amount of edu-*  
13        *cational assistance (including with respect to monthly*  
14        *housing stipends, payments, or subsistence allow-*  
15        *ances) that would be payable to the individual but for*  
16        *the emergency situation.*

17           *“(d) EFFECT ON ENTITLEMENT PERIOD.—If the Sec-*  
18        *retary determines that an individual who received assist-*  
19        *ance under this section did not make progress toward the*  
20        *completion of the program of education in which the indi-*  
21        *vidual is enrolled during the period for which the indi-*  
22        *vidual received such assistance, any assistance provided*  
23        *pursuant to this section shall not be counted for purposes*  
24        *of determining the total amount of an individual’s entitle-*  
25        *ment to educational assistance, housing stipends, or pay-*

1 *ments or subsistence allowances under chapters 30, 31, 32,*  
2 *and 35 of this title and chapter 1606 of title 10.*

3 **“§3603. Continuation of educational assistance bene-**  
4 ***fits for certain programs of education***  
5 ***converted to distance learning by reason***  
6 ***of emergency situations***

7 *“In the case of a program of education approved by*  
8 *a State approving agency, or the Secretary when acting in*  
9 *the role of a State approving agency, that is converted from*  
10 *being offered on-site at an educational institution or train-*  
11 *ing establishment to being offered by distance learning by*  
12 *reason of an emergency or health-related situation, as deter-*  
13 *mined by the Secretary, the Secretary may continue to pro-*  
14 *vide educational assistance under the laws administered by*  
15 *the Secretary without regard to such conversion, including*  
16 *with respect to paying any—*

17 *“(1) monthly housing stipends under chapter 33*  
18 *of this title; or*

19 *“(2) payments or subsistence allowances under*  
20 *chapters 30, 31, 32, and 35 of this title and chapter*  
21 *1606 of title 10.*

1 **“§3604. Effects of closure of educational institution**  
2 **and modification of courses by reason of**  
3 **emergency situation**

4 “(a) *CLOSURE OR DISAPPROVAL.*—Any payment of  
5 educational assistance described in subsection (b) shall  
6 not—

7 “(1) be charged against any entitlement to edu-  
8 cational assistance of the individual concerned; or

9 “(2) be counted against the aggregate period for  
10 which section 3695 of this title limits the receipt of  
11 educational assistance by such individual.

12 “(b) *EDUCATIONAL ASSISTANCE DESCRIBED.*—Subject  
13 to subsection (d), the payment of educational assistance de-  
14 scribed in this subsection is the payment of such assistance  
15 to an individual for pursuit of a course or program of edu-  
16 cation at an educational institution under chapter 30, 31,  
17 32, 33, or 35 of this title or chapter 1606 of title 10, if  
18 the Secretary determines that the individual—

19 “(1) was unable to complete such course or pro-  
20 gram as a result of—

21 “(A) the closure of the educational institu-  
22 tion, or the full or partial cancellation of a  
23 course or program of education, by reason of an  
24 emergency situation; or

25 “(B) the disapproval of the course or a  
26 course that is a necessary part of that program

1           *under this chapter because the course was modi-*  
2           *fied by reason of such emergency; and*

3           “(2) *did not receive credit or lost training time,*  
4           *toward completion of the program of education being*  
5           *so pursued.*

6           “(c) *HOUSING ASSISTANCE.—In this section, edu-*  
7           *cational assistance includes, as applicable—*

8           “(1) *monthly housing stipends payable under*  
9           *chapter 33 of this title for any month the individual*  
10           *would have been enrolled in a course or program of*  
11           *education; and*

12           “(2) *payments or subsistence allowances under*  
13           *chapters 30, 31, 32, and 35 of this title and chapter*  
14           *1606 of title 10 during a month the individual would*  
15           *have been enrolled in a course or program of edu-*  
16           *cation.*

17           “(d) *PERIOD NOT CHARGED.—The period for which,*  
18           *by reason of this section, educational assistance is not*  
19           *charged against entitlement or counted toward the applica-*  
20           *ble aggregate period under section 3695 of this title shall*  
21           *not exceed the aggregate of—*

22           “(1) *the portion of the period of enrollment in*  
23           *the course from which the individual did not receive*  
24           *credit or with respect to which the individual lost*

1        *training time, as determined under subsection (b)(2);*  
2        *and*

3                *“(2) the period by which a monthly stipend is*  
4        *extended under section 3680(a)(2)(B) of this title.*

5        *“(e) CONTINUING PURSUIT OF DISAPPROVED*  
6 *COURSES.—(1) The Secretary may treat a course of edu-*  
7 *cation that is disapproved under this chapter as being ap-*  
8 *proved under this chapter with respect to an individual de-*  
9 *scribed in paragraph (2) if the Secretary determines, on*  
10 *a programmatic basis, that—*

11                *“(A) such disapproval is the result of an action*  
12        *described in subsection (b)(1)(B); and*

13                *“(B) continuing pursuing such course is in the*  
14        *best interest of the individual.*

15        *“(2) An individual described in this paragraph is an*  
16 *individual who is pursuing a course of education at an edu-*  
17 *cational institution under chapter 30, 31, 32, 33, or 35 of*  
18 *this title or chapter 1606 of title 10, as of the date on which*  
19 *the course is disapproved as described in subsection*  
20 *(b)(1)(B).*

21        *“(f) STATUS AS FULL-TIME STUDENT FOR PURPOSES*  
22 *OF HOUSING STIPEND CALCULATION.—In the case of an*  
23 *individual who, as of the first day of an emergency situa-*  
24 *tion was enrolled on a full-time basis in a program of edu-*  
25 *cation and was receiving educational assistance under*

1 *chapter 33 of this title or subsistence allowance under chap-*  
2 *ter 31 of this title, and for whom the Secretary makes a*  
3 *determination under subsection (b), the individual shall be*  
4 *treated as an individual enrolled in a program of education*  
5 *on a full-time basis for the purpose of calculating monthly*  
6 *housing stipends payable under chapter 33 of this title, or*  
7 *subsistence allowance payable under chapter 31 of this title,*  
8 *for any month the individual is enrolled in the program*  
9 *of education on a part-time basis to complete any course*  
10 *of education that was partially or fully canceled by reason*  
11 *of the emergency situation.*

12       “(g) *NOTICE OF CLOSURES.*—*Not later than five busi-*  
13 *ness days after the date on which the Secretary receives no-*  
14 *tice that an educational institution will close or is closed*  
15 *by reason of an emergency situation, the Secretary shall*  
16 *provide to each individual who is enrolled in a course or*  
17 *program of education at such educational institution using*  
18 *entitlement to educational assistance under chapter 30, 31,*  
19 *32, 33, or 35 of this title, or chapter 1606 of title 10 notice*  
20 *of—*

21               “(1) *such closure and the date of such closure;*

22       *and*

23               “(2) *the effect of such closure on the individual’s*  
24 *entitlement to educational assistance pursuant to this*  
25 *section.*

1 **“§ 3605. Payment of educational assistance in cases of**  
2 **withdrawal**

3 “(a) *IN GENERAL.*—*In the case of any individual who*  
4 *withdraws from a program of education or training, other*  
5 *than a program by correspondence, in an educational insti-*  
6 *tution under chapter 31, 34, or 35 of this title for a covered*  
7 *reason during the period of an emergency situation, the Sec-*  
8 *retary shall find mitigating circumstances for purposes of*  
9 *section 3680(a)(1)(C)(ii) of this title.*

10 “(b) *COVERED REASON.*—*In this section, the term*  
11 *‘covered reason’ means any reason related to an emergency*  
12 *situation, including—*

13 “(1) *illness, quarantine, or social distancing re-*  
14 *quirements;*

15 “(2) *issues associated with accessibility;*

16 “(3) *access or availability of childcare;*

17 “(4) *providing care for a family member or co-*  
18 *habitants;*

19 “(5) *change of location or residence due to the*  
20 *emergency situation or associated school closures;*

21 “(6) *employment changes or financial hardship;*  
22 *and*

23 “(7) *issues associated with changes in format or*  
24 *medium of instruction.”.*

25 (b) *CLERICAL AMENDMENT.*—*The table of sections at*  
26 *the beginning of such chapter is amended—*

1           (1) *by striking the item relating to subchapter II*  
2           *and inserting the following new item:*

                  “SUBCHAPTER III—MISCELLANEOUS PROVISIONS”.

3           (2) *by striking the item relating to subchapter I*  
4           *and inserting the following new item:*

                  “SUBCHAPTER II—STATE APPROVING AGENCIES”.

5           (3) *by inserting before the item relating to sub-*  
6           *chapter II the following new items:*

                  “SUBCHAPTER I—EMERGENCY SITUATIONS

“3601. *Definition of emergency situation.*

“3602. *Continuation of educational assistance benefits during emergency situa-*  
*tions.*

“3603. *Continuation of educational assistance benefits for certain programs of*  
*education converted to distance learning by reason of emergency*  
*situations.*

“3604. *Effects of closure of educational institution and modification of courses by*  
*reason of emergency situation.*

“3605. *Payment of educational assistance in cases of withdrawal.*”.

7           (c) **CONFORMING REPEALS.**—*The following provisions*  
8           *of law are repealed:*

9           (1) *Sections 1102, 1103, and 1104 of the Johnny*  
10           *Isakson and David P. Roe, M.D. Veterans Health*  
11           *Care and Benefits Improvement Act of 2020 (Public*  
12           *Law 116–315).*

13           (2) *Public Law 116–128.*

14           **SEC. 3. EXTENSION OF TIME LIMITATIONS FOR USE OF EN-**  
15           **TITLEMENT.**

16           (a) **MONTGOMERY BI BILL.**—*Section 3031 of title 38,*  
17           *United States Code, is amended by adding at the end the*  
18           *following new subsection:*

1       “(i) In the case of an individual eligible for edu-  
2       cational assistance under this chapter who is prevented  
3       from pursuing the individual’s chosen program of education  
4       before the expiration of the 10-year period for the use of  
5       entitlement under this chapter otherwise applicable under  
6       this section because the educational institution or training  
7       establishment closed (temporarily or permanently) under  
8       an established policy based on an Executive order of the  
9       President or due to an emergency situation, such 10-year  
10      period—

11               “(1) shall not run during the period the indi-  
12      vidual is so prevented from pursuing such program;  
13      and

14               “(2) shall again begin running on the first day  
15      after the individual is able to resume pursuit of a  
16      program of education with educational assistance  
17      under this chapter.”.

18      (b) *POST-9/11 EDUCATIONAL ASSISTANCE.*—

19               (1) *IN GENERAL.*—Section 3321(b)(1) of such  
20      title is amended—

21                       (A) by inserting “(A)” before “Subsections”;

22                       (B) in subparagraph (A), as designated by  
23      subparagraph (A), by striking “and (d)” and in-  
24      serting “(d), and (i)”; and

1           (C) by adding at the end the following new  
2           subparagraph:

3           “(B) Subsection (i) of section 3031 shall apply  
4           with respect to the running of the 15-year period de-  
5           scribed in paragraphs (4)(A) and (5)(A) of this sub-  
6           section in the same manner as such subsection applies  
7           under section 3031 of this title with respect to the  
8           running of the 10-year period described in section  
9           3031(a) of this title.”.

10           (2) *TRANSFER PERIOD.*—Section 3319(h)(5) of  
11           such title is amended—

12                   (A) in subparagraph (A), by inserting “or  
13                   (C)” after “subparagraph (B)”; and

14                   (B) by adding at the end the following new  
15                   subparagraph:

16                   “(C) *EMERGENCY SITUATIONS.*—In any  
17                   case in which the Secretary determines that an  
18                   individual to whom entitlement is transferred  
19                   under this section has been prevented from pur-  
20                   suing the individual’s chosen program of edu-  
21                   cation before the individual attains the age of 26  
22                   years because the educational institution or  
23                   training establishment closed (temporarily or  
24                   permanently) under an established policy based  
25                   on an Executive order of the President or due to

1           *an emergency situation, the Secretary shall ex-*  
2           *tend the period during which the individual may*  
3           *use such entitlement for a period equal to the*  
4           *number of months that the individual was so*  
5           *prevented from pursuing the program of edu-*  
6           *cation, as determined by the Secretary.”.*

7           *(c) VOCATIONAL REHABILITATION AND TRAINING.—*

8           *(1) PERIOD FOR USE.—Section 3103 of such title*  
9           *is amended—*

10                   *(A) in subsection (a), by striking “or (g)”*  
11                   *and inserting “(g), or (h)”;* and

12                   *(B) by adding at the end the following new*  
13                   *subsection:*

14           *“(h) In any case in which the Secretary determines*  
15           *that a veteran has been prevented from participating in a*  
16           *vocational rehabilitation program under this chapter with-*  
17           *in the 12-year period of eligibility prescribed in subsection*  
18           *(a) due to an emergency situation, such 12-year period—*

19                   *“(1) shall not run during the period the indi-*  
20                   *vidual is so prevented from participating such pro-*  
21                   *gram; and*

22                   *“(2) shall again begin running on the first day*  
23                   *after the individual is able to resume participation in*  
24                   *such program.”.*

1           (2) *DURATION OF PROGRAM.*—Section 3105(b) of  
2           *such title is amended—*

3                   (A) *in paragraph (1), by striking “para-*  
4                   *graph (2)” and inserting “paragraphs (2) and*  
5                   *(3)”*; and

6                   (B) *by adding at the end the following new*  
7                   *paragraph:*

8           “(3)(A) *In any case in which the Secretary determines*  
9           *that a veteran has been prevented from participating in*  
10           *counseling and placement and postplacement services de-*  
11           *scribed in paragraphs (2) and (5) of section 3104(a) of this*  
12           *title due to an emergency situation, the Secretary shall ex-*  
13           *tend the period during which the Secretary may provide*  
14           *such counseling and placement and postplacement services*  
15           *for the veteran for a period equal to the number of months*  
16           *that the veteran was so prevented from participating in*  
17           *such counseling and services, as determined by the Sec-*  
18           *retary.*

19           “(B) *In any case in which the Secretary determines*  
20           *that a veteran has been prevented from participating in a*  
21           *vocational rehabilitation program under this chapter due*  
22           *to an emergency situation, the Secretary shall extend the*  
23           *period of the veteran’s vocational rehabilitation program*  
24           *for a period equal to the number of months that the veteran*

1 *was so prevented from participating in the vocational reha-*  
 2 *ilitation program, as determined by the Secretary.”.*

3 *(d) EDUCATIONAL ASSISTANCE FOR MEMBERS OF THE*  
 4 *SELECTED RESERVE.—Section 16133(b) of title 10, United*  
 5 *States Code, is amended by adding at the end the following*  
 6 *new paragraph:*

7 *“(5) In any case in which the Secretary con-*  
 8 *cerned determines that a person entitled to edu-*  
 9 *cational assistance under this chapter has been pre-*  
 10 *vented from using such person’s entitlement due to an*  
 11 *emergency situation, the Secretary concerned shall ex-*  
 12 *tend the period of entitlement prescribed in subsection*  
 13 *(a) for a period equal to the number of months that*  
 14 *the person was so prevented from using such entitle-*  
 15 *ment, as determined by the Secretary.”.*

16 *(e) EMERGENCY SITUATION DEFINED.—*

17 *(1) POST-9/11 EDUCATIONAL ASSISTANCE PRO-*  
 18 *GRAM.—Section 3301 of title 38, United States Code,*  
 19 *is amended—*

20 *(A) by redesignating paragraphs (2)*  
 21 *through (4) as paragraphs (3) through (5), re-*  
 22 *spectively; and*

23 *(B) by inserting after paragraph (1) the fol-*  
 24 *lowing new paragraph (2):*

1           “(2) *The term ‘emergency situation’ has the*  
2           *meaning given such term in section 3601 of this*  
3           *title.”.*

4           (2) *MGIB.—Section 3002 of such title is amend-*  
5           *ed by adding at the end the following new paragraph:*

6           “(9) *The term ‘emergency situation’ has the*  
7           *meaning given such term in section 3601 of this*  
8           *title.”.*

9           (3) *VOCATIONAL REHABILITATION AND TRAIN-*  
10          *ING.—*

11          (A) *IN GENERAL.—Section 3101 of such*  
12          *title is amended—*

13                 (i) *by redesignating paragraphs (1)*  
14                 *through (9) as paragraphs (2) through (10),*  
15                 *respectively; and*

16                 (ii) *by inserting before paragraph (2),*  
17                 *as redesignated by clause (i), the following*  
18                 *new paragraph:*

19                 “(10) *The term ‘emergency situation’ has the*  
20                 *meaning given such term in section 3601 of this*  
21                 *title.”.*

22          (B) *CONFORMING AMENDMENTS.—Such title*  
23          *is amended—*

1                   (i) in section 1728(a)(4)(A), by strik-  
2                   ing “section 3101(9) of” and inserting “sec-  
3                   tion 3101 of”; and

4                   (ii) in section 3695(b), by striking “in  
5                   section 3101(5)” and inserting “in section  
6                   3101”.

7                   (4) *EDUCATIONAL ASSISTANCE FOR MEMBERS OF*  
8                   *THE SELECTED RESERVE.*—Section 16133 of title 10,  
9                   *United States Code, is amended by adding at the end*  
10                  *the following new subsection:*

11                “(c) *In this section, the term ‘emergency situation’ has*  
12                *the meaning given such term in section 3601 of title 38.”.*

13                (f) *CONFORMING REPEAL.*—Section 6 of the *Student*  
14                *Veteran Coronavirus Response Act of 2020 (Public Law*  
15                *116–140) is repealed.*

16                **SEC. 4. EXTENSION OF PAYMENT OF VOCATIONAL REHA-**  
17                **BILITATION SUBSISTENCE ALLOWANCES.**

18                (a) *IN GENERAL.*—Section 3104 of title 38, *United*  
19                *States Code, is amended by adding at the end the following*  
20                *new subsection:*

21                “(e) *In the case of any veteran whom the Secretary*  
22                *determines is satisfactorily following a program of employ-*  
23                *ment services provided under subsection (a)(5) during the*  
24                *period of an emergency situation, the Secretary may pay*  
25                *the veteran a subsistence allowance, as prescribed in section*

1 3108 of this title for full-time training for the type of pro-  
 2 gram that the veteran was pursuing, for two additional  
 3 months, if the Secretary determines that the veteran is nega-  
 4 tively affected by the emergency situation.”.

5 (b) *CONFORMING REPEAL.*—Section 8 of the Student  
 6 Veteran Coronavirus Response Act of 2020 (Public Law  
 7 116–140) is repealed.

8 **SEC. 5. PAYMENT OF WORK-STUDY ALLOWANCES DURING**  
 9 **EMERGENCY SITUATIONS.**

10 (a) *IN GENERAL.*—Section 3485 of title 38, United  
 11 States Code, is amended by adding at the end the following  
 12 new subsection:

13 “(f)(1) In case of an individual who is in receipt of  
 14 work-study allowance pursuant to an agreement described  
 15 in subsection (a)(3) as of the date on which an emergency  
 16 situation occurs and who is unable to continue to perform  
 17 qualifying work-study activities described in subsection  
 18 (a)(4) by reason of the emergency situation—

19 “(A) the Secretary may continue to pay work-  
 20 study allowance under this section or make deduc-  
 21 tions described in subsection (e)(1) during the period  
 22 of such emergency situation, notwithstanding the in-  
 23 ability of the individual to perform such work-study  
 24 activities by reason of such emergency situation; and



1       “(h) *PAYMENTS DURING EMERGENCY SITUATIONS.*—  
2     (1) *The Secretary may pay allowances to an eligible veteran*  
3     *or eligible person under subsection (a)(2)(A), if the veteran*  
4     *or person is enrolled in a program or course of education*  
5     *that—*

6               “(A) *is provided by an educational institution or*  
7     *training establishment that is closed by reason of an*  
8     *emergency situation; or*

9               “(B) *is suspended by reason of an emergency sit-*  
10    *uation.*

11       “(2) *The total number of weeks for which allowances*  
12    *may be paid by reason of this subsection may not exceed*  
13    *four weeks.*

14       “(3) *Any amount paid under this subsection shall not*  
15    *be counted for purposes of the limitation on allowances*  
16    *under subsection (a)(2)(A).”.*

17       (b) *CONFORMING REPEAL.*—*Section 4 of the Student*  
18    *Veteran Coronavirus Response Act of 2020 (Public Law*  
19    *116–140) is repealed.*

20    **SEC. 7. APPRENTICESHIP OR ON-JOB TRAINING REQUIRE-**  
21                                    **MENTS.**

22       (a) *IN GENERAL.*—*Section 3687(e) of title 38, United*  
23    *States Code, is amended by striking paragraph (2) and in-*  
24    *serting the following new paragraph (2):*

1           “(2)(A) Subject to subparagraphs (B) and (C), for any  
2 month in which an individual fails to complete 120 hours  
3 of training, the entitlement otherwise chargeable under  
4 paragraph (1) shall be reduced in the same proportion as  
5 the monthly training assistance allowance payable is re-  
6 duced under subsection (b)(3).

7           “(B) In the case of an individual who is unemployed  
8 by reason of an emergency situation during any month, the  
9 120-hour requirement under subparagraph (A) for that  
10 month shall be reduced proportionately to reflect the indi-  
11 vidual’s period of unemployment, except that the amount  
12 of monthly training assistance otherwise payable to the in-  
13 dividual under subsection (b)(3) shall not be reduced.

14           “(C) Any period during which an individual is unem-  
15 ployed by reason of an emergency situation shall not—

16                 “(i) be charged against any entitlement to edu-  
17 cational assistance of the individual; or

18                 “(ii) be counted against the aggregate period for  
19 which section 3695 of this title limits the receipt of  
20 educational assistance by such individual.

21           “(D) Any amount by which the entitlement of an indi-  
22 vidual is reduced under subparagraph (A) shall not—

23                 “(i) be charged against any entitlement to edu-  
24 cational assistance of the individual; or

1           “(ii) be counted against the aggregate period for  
2           which section 3695 of this title limits the receipt of  
3           educational assistance by such individual.

4           “(E)(i) In the case of an individual who fails to com-  
5           plete 120 hours of training during a month, but who com-  
6           pleted more than 120 hours of training during the pre-  
7           ceding month, the individual may apply the number of  
8           hours in excess of 120 that the individual completed for that  
9           month to the month for which the individual failed to com-  
10          plete 120 hours. If the addition of such excess hours results  
11          in a total of 120 hours or more, the individual shall be  
12          treated as an individual who has completed 120 hours of  
13          training for that month. Any excess hours applied to a dif-  
14          ferent month under this subparagraph may only be applied  
15          to one such month.

16          “(F) This paragraph applies to amounts described in  
17          section 3313(g)(3)(B)(iv) and section 3032(c)(2) of this title  
18          and section 16131(d)(2) of title 10.

19          “(G) In this paragraph:

20                  “(i) The term ‘unemployed’ includes being fur-  
21                  loughed or being scheduled to work zero hours.

22                  “(ii) The term ‘fails to complete 120 hours of  
23                  training’ means, with respect to an individual, that  
24                  during any month, the individual completes at least  
25                  one hour, but fewer than 120 hours, of training, in-

1       cluding in a case in which the individual is unem-  
2       ployed for part of, but not the whole, month.”.

3       (b) *CONFORMING REPEAL.*—Section 1106 of the John-  
4       ny Isakson and David P. Roe, M.D. Veterans Health Care  
5       and Benefits Improvement Act of 2020 (Public Law 116-  
6       315) is repealed.

7       **SEC. 8. PROHIBITION OF CHARGE TO ENTITLEMENT OF**  
8                               **STUDENTS UNABLE TO PURSUE A PROGRAM**  
9                               **OF EDUCATION DUE TO AN EMERGENCY SITU-**  
10                              **ATION.**

11       (a) *PERMANENT APPLICABILITY.*—Section 3699(b)(1)  
12       of title 38, United States Code, is amended—

13               (1) in subparagraph (A), by striking “or” at the  
14       end;

15               (2) in subparagraph (B)(ii), by striking “and”  
16       at the end and inserting “or” ; and

17               (3) by adding at the end the following new sub-  
18       paragraph:

19                       “(C) the temporary closure of an edu-  
20       cational institution or training establishment or  
21       the temporary closure or termination of a course  
22       or program of education by reason of an emer-  
23       gency situation; and”.

1       (b) *CONFORMING REPEAL.*—Section 5 of the Student  
2 *Veteran Coronavirus Response Act of 2020 (Public Law*  
3 *116–140) is repealed.*

4 **SEC. 9. DEPARTMENT OF VETERANS AFFAIRS APPROVAL OF**  
5 **CERTAIN STUDY-ABROAD PROGRAMS.**

6       (a) *IN GENERAL.*—Section 3680A(f) of title 38, United  
7 *States Code, is amended—*

8           (1) *by redesignating paragraphs (1) and (2) as*  
9 *subparagraphs (A) and (B), respectively;*

10           (2) *by striking “The Secretary” and inserting*  
11 *“(1) Except as provided in paragraph (2), the Sec-*  
12 *retary”;* and

13           (3) *by adding at the end the following new para-*  
14 *graph:*

15       “(2)(A) *In the case of a covered study-abroad course,*  
16 *the Secretary may approve the course for a period of not*  
17 *more than five years, if the contract or other written agree-*  
18 *ment under which the course is offered provides that—*

19           “(i) *the educational institution that offers a*  
20 *course that is approved under this chapter agrees—*

21           “(I) *to assume responsibility for the quality*  
22 *and content of the covered study-abroad course;*  
23 *and*

24           “(II) *to serve as the certifying official for*  
25 *the course for purposes of this chapter; and*

1           “(ii) the educational institution that offers the  
2 covered study-abroad course agrees to seek the ap-  
3 proval of the course under this chapter by not later  
4 than five years after the date of the agreement.

5           “(B) In this paragraph, the term ‘covered study-  
6 abroad course’ means a course that—

7           “(i) is provided as a part of a program of edu-  
8 cation offered by an educational institution under a  
9 contract or other written agreement by another edu-  
10 cational institution that offers a course that is ap-  
11 proved under this chapter;

12           “(ii) is provided at a location in a foreign coun-  
13 try; and

14           “(iii) has not been approved under this chap-  
15 ter.”.

16           (b) *TREATMENT OF CERTAIN COURSES.*—In the case  
17 of any covered study-abroad course, under the meaning  
18 given such term in subparagraph (B) of paragraph (2) of  
19 subsection (f) of section 3680A of title 38, United States  
20 Code, as added by subsection (a), that is being offered under  
21 a contract or other written agreement as of the date of the  
22 enactment of this Act, the Secretary of Veterans Affairs may  
23 approve such course under such paragraph (2) for the five-  
24 year period beginning on the date of the enactment of this

1 *Act, if such contract or other written agreement meets the*  
 2 *criteria provided in subparagraph (A) of such paragraph.*

3 **SEC. 10. ELIGIBILITY FOR EDUCATIONAL ASSISTANCE**  
 4 **UNDER DEPARTMENT OF VETERANS AFFAIRS**  
 5 **POST-9/11 EDUCATIONAL ASSISTANCE PRO-**  
 6 **GRAM OF CERTAIN INDIVIDUALS WHO RE-**  
 7 **CEIVE SOLE SURVIVORSHIP DISCHARGES.**

8 (a) *SHORT TITLE.*—*This section may be cited as the*  
 9 *“Sgt. Wolf Kyle Weninger Veterans Education Fairness Act*  
 10 *of 2022”.*

11 (b) *ELIGIBILITY.*—*Subsection (b)(2) of section 3311 of*  
 12 *title 38, United States Code, is amended—*

13 (1) *in the matter preceding subparagraph (A),*  
 14 *by striking “who”;*

15 (2) *by redesignating subparagraphs (A) and (B)*  
 16 *as clauses (i) and (ii), respectively, and indenting*  
 17 *such clause two ems to the right;*

18 (3) *by inserting before clause (i), as so redesign-*  
 19 *ated, the following new subparagraph (A):*

20 (A) *who—*;

21 (4) *in subparagraph (A)(ii), as so redesign-*  
 22 *ated—*

23 (A) *by striking “in subparagraph (A)” and*  
 24 *inserting “in clause (i)”;* and

1           (B) by striking the period and inserting “or  
2           by reason of a sole survivorship discharge (as  
3           that term is defined in section 1174(i) of title  
4           10); or”; and

5           (5) by adding at the end the following new sub-  
6           paragraph (B):

7           “(B) who—

8                   “(i) commencing on or after September  
9                   11, 2001, completes at least 30 continuous  
10                   days of service described in subsection (d)  
11                   (1) or (2); and

12                   “(ii) after completion of service de-  
13                   scribed in clause (i), is discharged or re-  
14                   leased by reason of a sole survivorship dis-  
15                   charge (as that term is defined in section  
16                   1174(i) of title 10).”.

17           (c) *CONFORMING AMENDMENT.*—Subsection (d) of such  
18           section is amended by striking “The following” and insert-  
19           ing “Except as provided in subsection (b)(2)(B), the fol-  
20           lowing”.

1 **SEC. 11. UNIFORM APPLICATION FOR DEPARTMENT OF VET-**  
2 **ERANS AFFAIRS APPROVAL OF COURSES OF**  
3 **EDUCATION.**

4 (a) *IN GENERAL.*—Subchapter I of chapter 36 of title  
5 38, United States Code, is amended by inserting after sec-  
6 tion 3672 the following new section:

7 **“§ 3672A. Uniform application**

8 “(a) *IN GENERAL.*—(1) *The Secretary, in partnership*  
9 *with State approving agencies, educational institutions,*  
10 *and training establishments, shall require the use of a uni-*  
11 *form application by any educational institution or train-*  
12 *ing establishment seeking the approval of a new course of*  
13 *education under this chapter.*

14 “(2) *The Secretary shall maintain one uniform appli-*  
15 *cation for institutions of higher learning and one such ap-*  
16 *plication for other educational institutions and training es-*  
17 *tablishments.*

18 “(3) *In the case of any State that uses approval cri-*  
19 *teria not covered by a uniform application under this sec-*  
20 *tion, the State approving agency for that State shall require*  
21 *the use of the uniform application and may require the sub-*  
22 *mittal of additional information.*

23 “(b) *REQUIREMENTS.*—*The uniform application re-*  
24 *quired under subsection (a) shall meet the following require-*  
25 *ments:*

1           “(1) A requirement that the appropriate execu-  
2           tive of the educational institution or training estab-  
3           lishment seeking the approval of a course of education  
4           attests on behalf of the educational institution or  
5           training establishment that the educational institu-  
6           tion or training establishment—

7                   “(A) is in compliance with all applicable  
8                   laws and regulations relating to the approval of  
9                   courses of education under this chapter; and

10                   “(B) during the five-year period preceding  
11                   the date of the application—

12                           “(i) has not been subject to, or been  
13                           party to a contract with any individual or  
14                           entity that has been subject to, any adverse  
15                           administrative or judicial action that—

16                                   “(I) related to the instruction or  
17                                   training, including with respect to the  
18                                   quality of education, provided by the  
19                                   institution or establishment; and

20   “(II) resulted in a fine or penalty  
21   in an amount equal to or more than  
22   five percent of the amount of funding  
23   provided to the institution or establish-  
24   ment under title IV of the Higher Edu-  
25   cation Act of 1965 for the fiscal year

1                    *preceding the year in which the appli-*  
2                    *cation is submitted; or*

3                    *“(ii) has not employed an individual,*  
4                    *or been party to a contract with any indi-*  
5                    *vidual or entity, that has been convicted of*  
6                    *a Federal fraud charge related to the in-*  
7                    *struction or training provided by the insti-*  
8                    *tution or establishment.*

9                    *“(2) In the case of any educational institution or*  
10                  *training establishment that is not participating in*  
11                  *title IV of the Higher Education Act of 1965 (20*  
12                  *U.S.C. 1070 et seq.), a requirement for the inclusion*  
13                  *of—*

14                  *“(A) a copy of—*

15                  *“(i) the articles of incorporation filed*  
16                  *on behalf of the institution or establishment*  
17                  *or proof of licensing to operate as an edu-*  
18                  *cational institution or training establish-*  
19                  *ment in the State where the institution or*  
20                  *establishment is located; and*

21                  *“(ii) the financial position of the insti-*  
22                  *tution or establishment, as prepared by an*  
23                  *appropriate third-party entity; or*

24                  *“(B) other adequate evidence, as determined*  
25                  *by the Secretary, that the institution or estab-*

1            *lishment is authorized to provide post-secondary*  
2            *education or training in the State where the in-*  
3            *stitution or establishment is located.*

4            *“(3) In the case of any course of education that*  
5            *is offered by an educational institution or training*  
6            *establishment that has never offered a course of edu-*  
7            *cation that was approved under this chapter, a re-*  
8            *quirement for the inclusion of information about the*  
9            *course of education covered by the application, in-*  
10           *cluding—*

11                    *“(A) the number of students who have en-*  
12                    *tered and graduated from the course during the*  
13                    *preceding two-year period; and*

14                    *“(B) if available, the cohort default rate for*  
15                    *funds provided to the institution or establish-*  
16                    *ment under title IV of the Higher Education Act*  
17                    *of 1965 (20 U.S.C. 1070 et seq.).*

18            *“(4) In the case of any educational institution or*  
19            *training establishment that is not an institution of*  
20            *higher learning, a requirement for the inclusion of—*

21                    *“(A) a list of individuals who will serve as*  
22                    *fully qualified instructors for the course of edu-*  
23                    *cation, as of the date of the application, and an*  
24                    *attestation that such individuals—*

1                   “(i) *have a degree or other training, as*  
2                   *appropriate, in the field of the course;*

3                   “(ii) *effectively teach the skills offered*  
4                   *under the course; and*

5                   “(iii) *have demonstrated relevant in-*  
6                   *dustry experience in the field of the course;*  
7                   *and*

8                   “(B) *a list of individuals who will serve as*  
9                   *career services employees for students enrolled in*  
10                  *the course and an attestation that such individ-*  
11                  *uals are skilled at identifying professions in the*  
12                  *relevant industry that are in need of new em-*  
13                  *ployees to hire, tailoring the course of education*  
14                  *to meet market needs, and identifying the em-*  
15                  *ployers likely to hire graduates.*

16                  “(c) *REQUIREMENTS FOR STATE APPROVING AGEN-*  
17                  *CIES.—During the approval process with respect to a uni-*  
18                  *form application submitted by an educational institution*  
19                  *or training establishment, a State approving agency, or the*  
20                  *Secretary when acting in the role of a State approving*  
21                  *agency, shall contact the Secretary of Education to deter-*  
22                  *mine whether the course of education subject to such ap-*  
23                  *proval process has withdrawn, or been denied or suspended,*  
24                  *from receiving for benefits under title IV of the Higher Edu-*  
25                  *cation Act of 1965 (20 U.S.C. 1070 et seq.).*

1       “(d) *APPROPRIATE EXECUTIVE.*—*In this section, the*  
 2 *appropriate executive of an educational institution or*  
 3 *training establishment is a senior executive official, senior*  
 4 *administrator, owner, or operator designated by the institu-*  
 5 *tion or establishment.”.*

6       (b) *CLERICAL AMENDMENT.*—*The table of sections at*  
 7 *the beginning of such chapter is amended by inserting after*  
 8 *the item relating to section 3672 the following new item:*  
       *“3672A. Uniform application.”.*

9       (c) *APPLICABILITY.*—*The application required by sec-*  
 10 *tion 3672A of title 38, United States Code, as added by*  
 11 *subsection (a), shall—*

12               (1) *be developed by not later than October 1,*  
 13               2023; and

14               (2) *be required for the approval of any new*  
 15               *course of education proposed on or after that day.*

16 **SEC. 12. NOTICE REQUIREMENTS FOR DEPARTMENT OF**  
 17 **VETERANS AFFAIRS EDUCATION SURVEYS.**

18       (a) *RISK-BASED SURVEY.*—*Section 3673A of title 38,*  
 19 *United States Code, is amended by adding at the end the*  
 20 *following new subsection:*

21       “(d) *NOTICE.*—*To the maximum amount feasible, the*  
 22 *Secretary, or a State approving agency, as applicable, shall*  
 23 *provide not more than one business day of notice to an edu-*  
 24 *cational institution before conducting a targeted risk-based*  
 25 *survey of the institution under this section.”.*

1       (b) *COMPLIANCE SURVEYS*.—Section 3693 of title 38,  
2 *United States Code*, is amended—

3           (1) by redesignating subsection (c) as subsection  
4       (d); and

5           (2) by inserting after subsection (b) the following  
6       new subsection (c):

7       “(c) To the maximum extent feasible, the Secretary,  
8 or a State approving agency, as applicable, shall provide  
9 not more than 10 business days of notice to an educational  
10 institution or training establishment before conducting a  
11 compliance survey of the institution or establishment under  
12 this section.”.

13 **SEC. 13. EXCEPTION TO REQUIREMENT TO SUBMIT**  
14           **VERIFICATION OF ENROLLMENT OF CERTAIN**  
15           **INDIVIDUALS.**

16       Section 3313(l) of title 38, *United States Code*, is  
17 amended—

18           (1) in paragraph (1), by striking “The Sec-  
19 retary” and inserting “Except as provided in para-  
20 graph (4), the Secretary”; and

21           (2) by striking paragraph (4) and inserting the  
22 following new paragraph (4):

23           “(4) *EXCEPTION*.—An educational institution is  
24 not required to submit verification of an individual  
25 under paragraph (1)(A) if—

1           “(A) the individual is enrolled in a course  
2 or program of education offered by the edu-  
3 cational institution on at least a full-time basis  
4 before the date on which the individual is able  
5 to withdraw from the course or program of edu-  
6 cation without penalty;

7           “(B) the educational institution charges the  
8 same amount of tuition and fees for students who  
9 are enrolled on a full-time basis and students  
10 who are enrolled on a more-than-full-time basis;  
11 and

12           “(C) the individual remains enrolled in the  
13 course or program of education after the date on  
14 which the individual is able to withdraw from  
15 the course or program of education without pen-  
16 alty.”.

17 **SEC. 14. EXPANSION OF ELIGIBILITY FOR SELF-EMPLOY-**  
18 **MENT ASSISTANCE UNDER VETERAN READI-**  
19 **NESS AND EMPLOYMENT PROGRAM.**

20           (a) *EXPANSION OF ELIGIBILITY.*—Paragraph (12) of  
21 subsection (a) of section 3104 of title 38, United States  
22 Code, is amended to read as follows:

23           “(12) Such license fees and essential equipment,  
24 supplies, and minimum stocks of materials as the  
25 Secretary determines to be necessary for a veteran to

1        *begin self-employment and are within the criteria and*  
 2        *cost limitations that the Secretary shall prescribe in*  
 3        *regulations for the furnishing of such fees, equipment,*  
 4        *supplies, and stocks.”.*

5        *(b) PRIORITY.—Subsection (c)(1) of such section is*  
 6        *amended by inserting before the first period the following:*  
 7        *“, including with respect to providing priority for services*  
 8        *under subsection (a)(12) to veterans with the most severe*  
 9        *service-connected disabilities who require homebound train-*  
 10       *ing or self-employment, or both homebound training and*  
 11       *self-employment”.*

12       *(c) TECHNICAL AMENDMENTS.—Section 3117 of such*  
 13       *title is amended—*

14                *(1) in subsection (a)(2)(C), by striking “this*  
 15                *clause” and inserting “this subparagraph”; and*

16                *(2) in subsection (b)—*

17                        *(A) in paragraph (1), by striking “insure”*  
 18                        *and inserting “ensure”; and*

19                        *(B) in paragraph (2), by striking “clause”*  
 20                        *both places it appears and inserting “para-*  
 21                        *graph”.*

22        **SEC. 15. POSSIBLE DEFINITIONS OF CERTAIN TERMS RE-**  
 23        **LATING TO EDUCATIONAL ASSISTANCE.**

24        *Not later than 180 days after the date of the enactment*  
 25        *of this Act, the Secretary of Veterans Affairs shall submit*

1 *to the Committee on Veterans' Affairs of the Senate and*  
 2 *the Committee on Veterans' Affairs of the House of Rep-*  
 3 *resentatives a report containing possible definitions of the*  
 4 *Secretary for each of the following terms:*

5 (1) *Student services.*

6 (2) *Marketing.*

7 (3) *Classroom instruction.*

8 **SEC. 16. EXTENSION OF CERTAIN LIMITS ON PAYMENTS OF**  
 9 **PENSION.**

10 *Section 5503(d)(7) of title 38, United States Code, is*  
 11 *amended by striking "October 30, 2028" and inserting "No-*  
 12 *vember 30, 2031".*

13 **SEC. 17. TERMINATION OF CERTAIN CONSUMER CON-**  
 14 **TRACTS BY SERVICEMEMBERS AND DEPEND-**  
 15 **ENTS WHO ENTER INTO CONTRACTS AFTER**  
 16 **RECEIVING MILITARY ORDERS FOR PERMA-**  
 17 **NENT CHANGE OF STATION BUT THEN RE-**  
 18 **CEIVE STOP MOVEMENT ORDERS DUE TO AN**  
 19 **EMERGENCY SITUATION.**

20 (a) *IN GENERAL.*—*Section 305A of the*  
 21 *Servicemembers Civil Relief Act (50 U.S.C. 3956) is amend-*  
 22 *ed—*

23 (1) *in the section heading, by striking "TELE-*  
 24 **PHONE, MULTICHANNEL VIDEO PROGRAMMING,**

1       **AND INTERNET ACCESS SERVICE**” and inserting  
2       **“CERTAIN CONSUMER”**;

3           (2) in subsection (a)—

4               (A) in the heading, by adding “OR DE-  
5       PENDENT OF A SERVICEMEMBER” at the end;

6               (B) in paragraph (1)—

7                   (i) by striking “after the date the serv-  
8       icemember receives military orders to relo-  
9       cate for a period of not less than 90 days  
10      to a location that does not support the con-  
11     tract.” and inserting “after—”; and

12                  (ii) by adding at the end the following:

13                   “(A) the date the servicemember receives  
14      military orders to relocate for a period of not  
15      less than 90 days to a location that does not sup-  
16      port the contract; or

17                   “(B) the date the servicemember, while in  
18      military service, receives military orders for a  
19      permanent change of station, thereafter enters  
20      into the contract, and then receives a stop move-  
21      ment order issued by the Secretary of Defense or  
22      the Secretary of Homeland Security in response  
23      to a local, national, or global emergency, effective  
24      for an indefinite period or for a period of not  
25      less than 30 days, that prevents the servicemem-

1           *ber from using the services provided under the*  
 2           *contract.”; and*

3                   *(C) in paragraph (4), by adding at the end*  
 4           *the following new subparagraph:*

5                   *“(D) The spouse or dependent of a service-*  
 6           *member, described in paragraph (1)(B), who ac-*  
 7           *companies such servicemember during the period*  
 8           *of relocation.”;*

9                   *(3) by striking subsection (b) and inserting the*  
 10          *following:*

11          *“(b) COVERED CONTRACTS.—A contract described in*  
 12          *this subsection is a contract—*

13                   *“(1) for—*

14                           *“(A) commercial mobile service;*

15                           *“(B) telephone exchange service;*

16                           *“(C) internet access service;*

17                           *“(D) multichannel video programming serv-*  
 18           *ice;*

19                           *“(E) a gym membership or fitness program;*

20                   *or*

21                           *“(F) home security services; and*

22                   *“(2) entered into by a servicemember before re-*  
 23          *ceiving the military orders referred to in subsection*  
 24          *(a)(1).”;* and

25                   *(4) in subsection (g)—*

1           (A) by redesignating paragraphs (2), (3),  
2           and (4) as paragraphs (3), (4), and (5), respec-  
3           tively; and

4           (B) by inserting, after paragraph (1), the  
5           following new paragraph (2):

6           “(2) The terms ‘military orders’ and ‘permanent  
7           change of station’ have the meanings given such terms  
8           in section 305.”.

9           (b) *RETROACTIVE APPLICATION.*—The amendments  
10          made by this section shall apply to stop movement orders  
11          issued on or after March 1, 2020.

12          **SEC. 18. RESIDENCE FOR TAX PURPOSES.**

13          Section 511(a) of the Servicemembers Civil Relief Act  
14          (50 U.S.C. 4001(a)) is amended by striking paragraph (2)  
15          and inserting the following:

16                 “(2) *SPOUSES.*—A spouse of a servicemember  
17                 shall neither lose nor acquire a residence or domicile  
18                 for purposes of taxation with respect to the person,  
19                 personal property, or income of the spouse by reason  
20                 of being absent or present in any tax jurisdiction of  
21                 the United States solely to be with the servicemember  
22                 in compliance with the servicemember’s military or-  
23                 ders.

24                 “(3) *ELECTION.*—For any taxable year of the  
25                 marriage, a servicemember and the spouse of such

1        *servicemember may elect to use for purposes of tax-*  
2        *ation, regardless of the date on which the marriage of*  
3        *the servicemember and the spouse occurred, any of the*  
4        *following:*

5                *“(A) The residence or domicile of the serv-*  
6                *icemember.*

7                *“(B) The residence or domicile of the*  
8                *spouse.*

9                *“(C) The permanent duty station of the*  
10                *servicemember.”.*

11    **SEC. 19. PORTABILITY OF PROFESSIONAL LICENSES OF**  
12                        **MEMBERS OF THE UNIFORMED SERVICES**  
13                        **AND THEIR SPOUSES.**

14        *(a) IN GENERAL.—Title VII of the Servicemembers*  
15        *Civil Relief Act (50 U.S.C. 4021 et seq.) is amended by in-*  
16        *serting after section 705 (50 U.S.C. 4025) the following new*  
17        *section:*

18    **“SEC. 705A. PORTABILITY OF PROFESSIONAL LICENSES OF**  
19                        **SERVICEMEMBERS AND THEIR SPOUSES.**

20        *“(a) IN GENERAL.—In any case in which a service-*  
21        *member or the spouse of a servicemember has a covered li-*  
22        *cence and such servicemember or spouse relocates his or her*  
23        *residency because of military orders for military service to*  
24        *a location that is not in the jurisdiction of the licensing*  
25        *authority that issued the covered license, such covered li-*

1 *cense shall be considered valid at a similar scope of practice*  
2 *and in the discipline applied for in the jurisdiction of such*  
3 *new residency for the duration of such military orders if*  
4 *such servicemember or spouse—*

5           “(1) *provides a copy of such military orders to*  
6 *the licensing authority in the jurisdiction in which*  
7 *the new residency is located;*

8           “(2) *remains in good standing with—*

9                   “(A) *the licensing authority that issued the*  
10 *covered license; and*

11                   “(B) *every other licensing authority that*  
12 *has issued to the servicemember or the spouse of*  
13 *a servicemember a license valid at a similar*  
14 *scope of practice and in the discipline applied in*  
15 *the jurisdiction of such licensing authority;*

16           “(3) *submits to the authority of the licensing au-*  
17 *thority in the new jurisdiction for the purposes of*  
18 *standards of practice, discipline, and fulfillment of*  
19 *any continuing education requirements.*

20           “(b) *INTERSTATE LICENSURE COMPACTS.—If a serv-*  
21 *icemember or spouse of a servicemember is licensed and able*  
22 *to operate in multiple jurisdictions through an interstate*  
23 *licensure compact, with respect to services provided in the*  
24 *jurisdiction of the interstate licensure compact by a licensee*  
25 *covered by such compact, the servicemember or spouse of*

1 *a servicemember shall be subject to the requirements of the*  
 2 *compact or the applicable provisions of law of the applica-*  
 3 *ble State and not this section.*

4 “(c) *COVERED LICENSE DEFINED.*—*In this section,*  
 5 *the term ‘covered license’ means a professional license or*  
 6 *certificate—*

7 “(1) *that is in good standing with the licensing*  
 8 *authority that issued such professional license or cer-*  
 9 *tificate;*

10 “(2) *that the servicemember or spouse of a serv-*  
 11 *icemember has actively used during the two years im-*  
 12 *mediately preceding the relocation described in sub-*  
 13 *section (a); and*

14 “(3) *that is not a license to practice law.”.*

15 (b) *CLERICAL AMENDMENT.*—*The table of contents in*  
 16 *section 1(b) of such Act is amended by inserting after the*  
 17 *item relating to section 705 the following new item:*

“*Sec. 705A. Portability of professional licenses of servicemembers and their spouses.*”.

18 **SEC. 20. PROVISION OF NONARTICULATING TRAILERS AS**  
 19 **ADAPTIVE EQUIPMENT.**

20 *Section 3901(2) of title 38, United States Code, is*  
 21 *amended—*

22 (1) *by striking “and special” and inserting “spe-*  
 23 *cial”;* and

1           (2) by striking “conveyance.” and inserting  
2           “conveyance, and nonarticulating trailers solely de-  
3           signed to transport powered wheelchairs, powered  
4           scooters, or other similar mobility devices.”.

5 **SEC. 21. ELIGIBILITY FOR DEPARTMENT OF VETERANS AF-**  
6                           **FAIRS PROVISION OF ADDITIONAL AUTO-**  
7                           **MOBILE OR OTHER CONVEYANCE.**

8           Section 3903(a) of title 38, United States Code, is  
9 amended—

10           (1) in paragraph (1), by striking “paragraph  
11           (2)” and inserting “paragraphs (2) and (3)”; and

12           (2) by adding at the end the following new para-  
13 graph:

14           “(3) The Secretary may provide or assist in providing  
15 an eligible person with an additional automobile or other  
16 conveyance under this chapter—

17           “(A) if more than 30 years have elapsed since  
18 the eligible person most recently received an auto-  
19 mobile or other conveyance under this chapter; or

20           “(B) beginning on the day that is 10 years after  
21 date of the enactment of the Veterans Auto and Edu-  
22 cation Improvement Act of 2022, if more than 10  
23 years have elapsed since the eligible person most re-  
24 cently received an automobile or other conveyance  
25 under this chapter.”.

1 **SEC. 22. DEPARTMENT OF VETERANS AFFAIRS TREATMENT**  
2 **OF CERTAIN VEHICLE MODIFICATIONS AS**  
3 **MEDICAL SERVICES.**

4 *Section 1701(6) of title 38, United States Code, is*  
5 *amended by adding at the end the following new subpara-*  
6 *graph:*

7 *“(I) The provision of medically necessary*  
8 *van lifts, raised doors, raised roofs, air condi-*  
9 *tioning, and wheelchair tiedowns for passenger*  
10 *use.”.*

11 **SEC. 23. DETERMINATION OF BUDGETARY EFFECTS.**

12 *The budgetary effects of this Act, for the purpose of*  
13 *complying with the Statutory Pay-As-You-Go Act of 2010,*  
14 *shall be determined by reference to the latest statement titled*  
15 *“Budgetary Effects of PAYGO Legislation” for this Act,*  
16 *submitted for printing in the Congressional Record by the*  
17 *Chairman of the House Budget Committee, provided that*  
18 *such statement has been submitted prior to the vote on pas-*  
19 *sage.*

Attest:

*Secretary.*

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H.R. 7939**

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**AMENDMENT**