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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

# H. R.

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To amend title 38, United States Code, to provide for clarification regarding the children to whom entitlement to educational assistance may be transferred under the Post-9/11 Educational Assistance Program.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. FOSTER introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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# A BILL

To amend title 38, United States Code, to provide for clarification regarding the children to whom entitlement to educational assistance may be transferred under the Post-9/11 Educational Assistance Program.

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 “GI Education Benefits  
5 Fairness Act”.

1 **SEC. 2. CLARIFICATION REGARDING THE CHILDREN TO**  
2 **WHOM ENTITLEMENT TO EDUCATIONAL AS-**  
3 **SISTANCE MAY BE TRANSFERRED UNDER**  
4 **THE POST 9/11 EDUCATIONAL ASSISTANCE**  
5 **PROGRAM.**

6 (a) IN GENERAL.—Section 3319(c) of title 38,  
7 United States Code, is amended to read as follows:

8 “(c) ELIGIBLE DEPENDENTS.—

9 “(1) TRANSFER.—An individual approved to  
10 transfer an entitlement to educational assistance  
11 under this section may transfer the individual’s enti-  
12 tlement as follows:

13 “(A) To the individual’s spouse.

14 “(B) To one or more of the individual’s  
15 children.

16 “(C) To a combination of the individuals  
17 referred to in subparagraphs (A) and (B).

18 “(2) DEFINITION OF CHILDREN.—For purposes  
19 of this subsection, the term ‘children’ includes de-  
20 pendents described in section 1072(2)(I) of title  
21 10.”.

22 (b) APPLICABILITY.—The amendment made by sub-  
23 section (a) shall apply with respect to educational assist-  
24 ance payable under chapter 33 of title 38, United States  
25 Code, before, on, or after the date of the enactment of  
26 this Act.