

117TH CONGRESS
1ST SESSION

H. R. 5151

To amend title 38, United States Code, to provide for the transfer of entitlement to educational assistance under Post-9/11 Educational Assistance Program of Department of Veterans Affairs when an eligible individual dies after approval of transfer and before transferring all of the individual's entitlement, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 3, 2021

Mr. BILIRAKIS (for himself and Mr. CRIST) introduced the following bill;
which was referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide for the transfer of entitlement to educational assistance under Post-9/11 Educational Assistance Program of Department of Veterans Affairs when an eligible individual dies after approval of transfer and before transferring all of the individual's entitlement, 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 “Col. James Floyd Tur-

5 ner IV U.S.M.C. GI Bill Transfer Act of 2021”.

1 **SEC. 2. TRANSFER OF ENTITLEMENT TO EDUCATIONAL AS-**
2 **SISTANCE UNDER POST-9/11 EDUCATIONAL**
3 **ASSISTANCE PROGRAM OF DEPARTMENT OF**
4 **VETERANS AFFAIRS.**

5 (a) IN GENERAL.—Paragraph (4) of section 3319(h)
6 of title 38, United States Code, is amended to read as
7 follows:

8 “(4) DEATH OF TRANSFEROR.—

9 “(A) IN GENERAL.—The death of an indi-
10 vidual transferring an entitlement under this
11 section shall not affect the use of the entitle-
12 ment by the dependent to whom the entitlement
13 is transferred.

14 “(B) DEATH PRIOR TO DESIGNATION OF
15 TRANSFEREE.—In the case of an eligible indi-
16 vidual whom the Secretary has approved to
17 transfer the individual’s entitlement under this
18 section who, at the time of death, is entitled to
19 educational assistance under this chapter and
20 has designated a transferee or transferees
21 under subsection (e) but has not transferred all
22 of such entitlement to such transferee or trans-
23 ferees, the Secretary shall transfer the entitle-
24 ment of the individual under this section by
25 evenly distributing the amount of such entitle-

1 ment between all such transferees, notwith-
2 standing the limitations under subsection (f).”.

3 (b) APPLICABILITY.—Paragraph (4)(B) of section
4 3319(h) of title 38, United States Code, shall apply with
5 respect to an eligible individual who dies on or after No-
6 vember 1, 2018.

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