

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2301
OFFERED BY M . _____**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Streamlining Edu-
3 cation Claims Processing Act of 2011”.

**4 SEC. 2. PAYMENT OF EDUCATIONAL INSTITUTIONS UNDER
5 POST-9/11 EDUCATIONAL ASSISTANCE PRO-
6 GRAM.**

7 (a) PAYMENTS.—

8 (1) TUITION PAYMENTS.—

9 (A) FULL-TIME.—Paragraph (1) of section
10 3313(d) of title 38, United States Code, is
11 amended to read as follows:

12 “(1) QUARTER, SEMESTER, OR TERM PAY-
13 MENTS.—

14 “(A) Payment of the amounts payable
15 under subsection (c)(1)(A), and of similar
16 amounts payable under paragraphs (2) through
17 (7) of subsection (c), for pursuit of a program
18 of education shall be made for the entire quar-

1 ter, semester, or term, as applicable, of the pro-
2 gram of education.

3 “(B) Payments described in subparagraph
4 (A) shall be payable as soon as practicable fol-
5 lowing—

6 “(i) receipt of the charges incurred by
7 the individual entitled to educational as-
8 sistance under this chapter; and

9 “(ii) the conclusion of the period in
10 which the individual is permitted to in-
11 crease or decrease the rate of enrollment of
12 the individual for the quarter, semester, or
13 term, as applicable (commonly referred to
14 as the ‘add/drop period’).”.

15 (B) ACTIVE DUTY.—Paragraph (3) of sec-
16 tion 3313(e) of such title is amended to read as
17 follows:

18 “(3) QUARTER, TERM, OR SEMESTER PAY-
19 MENTS.—

20 “(A) Payment of the amount payable
21 under paragraph (2) for pursuit of a program
22 of education shall be made for the entire quar-
23 ter, semester, or term, as applicable, of the pro-
24 gram of education.

1 “(B) Payments described in subparagraph
2 (A) shall be payable as soon as practicable fol-
3 lowing—

4 “(i) receipt of the charges incurred by
5 the individual entitled to educational as-
6 sistance under this chapter; and

7 “(ii) the conclusion of the period in
8 which the individual is permitted to in-
9 crease or decrease the rate of enrollment of
10 the individual for the quarter, semester, or
11 term, as applicable (commonly referred to
12 as the ‘add/drop period’).”.

13 (C) HALF-TIME.—Paragraph (3) of section
14 3313(f) of such title is amended to read as fol-
15 lows:

16 “(3) QUARTER, TERM, OR SEMESTER PAY-
17 MENTS.—

18 “(A) Payment of the amounts payable to
19 an individual under paragraph (2) for pursuit
20 of a program of education on half-time basis or
21 less shall be made for the entire quarter, semes-
22 ter, or term, as applicable, of the program of
23 education.

1 “(B) Payments described in subparagraph
2 (A) shall be payable as soon as practicable fol-
3 lowing—

4 “(i) receipt of the charges incurred by
5 the individual entitled to educational as-
6 sistance under this chapter; and

7 “(ii) the conclusion of the period in
8 which the individual is permitted to in-
9 crease or decrease the rate of enrollment of
10 the individual for the quarter, semester, or
11 term, as applicable (commonly referred to
12 as the ‘add/drop period’).”.

13 (D) OTHER INSTITUTIONS.—Subparagraph
14 (A) of section 3313(g)(4) of such title is
15 amended to read as follows:

16 “(A) QUARTER, SEMESTER, OR TERM PAY-
17 MENTS.—

18 “(i) Payment of the amounts payable
19 under paragraph (3)(A)(i) for pursuit of a
20 program of education shall be made for the
21 entire quarter, semester, or term, as appli-
22 cable, of the program of education.

23 “(iii) Payments described in clause (i)
24 shall be payable as soon as practicable fol-
25 lowing—

1 “(I) receipt of the charges in-
2 curred by the individual entitled to
3 educational assistance under this
4 chapter; and

5 “(II) the conclusion of the period
6 in which the individual is permitted to
7 increase or decrease the rate of enroll-
8 ment of the individual for the quarter,
9 semester, or term, as applicable (com-
10 monly referred to as the ‘add/drop pe-
11 riod’).”.

12 (2) STIPEND PAYMENTS.—

13 (A) FULL TIME.—Section 3313(d)(2) of
14 such title is amended by adding at the end the
15 following new sentence: “Such monthly payment
16 shall begin as soon as practicable following the
17 date on which an institution of higher learning
18 certifies to the Secretary, in a manner deter-
19 mined by the Secretary, the enrollment of an
20 individual entitled to educational assistance
21 under this chapter.”.

22 (B) OTHER INSTITUTIONS.—Section
23 3313(g)(4)(B) of such title is amended by add-
24 ing at the end the following new sentence:
25 “Such monthly payment shall begin as soon as

1 practicable following the date on which an insti-
2 tution under this subsection certifies to the Sec-
3 retary, in a manner determined by the Sec-
4 retary, the enrollment of an individual entitled
5 to educational assistance under this chapter.”.

6 (3) PROHIBITION ON CERTAIN FEES.—

7 (A) IN GENERAL.—Section 3313 of such
8 title is amended by adding at the end the fol-
9 lowing new subsection:

10 “(j) PROHIBITION ON FEES WHILE PAYMENT PEND-
11 ING.—A program of education may not be treated as an
12 approved program of education for purposes of this chap-
13 ter if—

14 “(1) the institution of higher learning or the in-
15 stitution under subsection (g) at which the program
16 of education is offered charges any type of fee to or
17 denies the future enrollment of an individual entitled
18 to educational assistance under this chapter who is
19 enrolled at such institution; and

20 “(2) such fee or denial of future enrollment is
21 because of a pending payment under this chapter by
22 the Secretary to such institution for the tuition and
23 fees for the enrollment of the individual, except in
24 the case where the payment is pending by reason of
25 the individual’s indebtedness to the United States

1 arising from a previous overpayment under this
2 chapter.”.

3 (B) CONFORMING AMENDMENTS.—Such
4 section is further amended—

5 (i) in subsection (b), by inserting be-
6 fore the period at the end the following: “,
7 in accordance with subsection (j)”;

8 (ii) in subsection (g)(1), by inserting
9 before the period at the end the following:
10 “, in accordance with subsection (j)”.

11 (4) EFFECTIVE DATE.—The amendments made
12 by this subsection shall apply with respect to a quar-
13 ter, semester, or term that begins on or after August
14 1, 2012.

15 (b) INFORMATION ON REMAINING ENTITLEMENT.—
16 Section 3323(b) of such title is amended by adding at the
17 end the following new paragraph:

18 “(4) REMAINING ELIGIBILITY.—Beginning not
19 later than August 1, 2012, the Secretary shall pro-
20 vide institutions of higher learning and institutions
21 under section 3313(g) of this title with information
22 related to the remaining eligibility of an individual
23 entitled to educational assistance under this chapter
24 who is enrolled or seeking to enroll in a program of
25 education at such institution.”.

Amend the title so as to read: “A bill to amend title 38, United States Code, to improve the process of the Secretary of Veterans Affairs in making payments to educational institutions under the Post- 9/11 Educational Assistance Program, and for other purposes.”.

