

110TH CONGRESS
2D SESSION

S. 2732

To expand the definition of independent student under the Higher Education Act of 1965 to include active members of the National Guard or Reserve forces of the United States and to prevent payments of educational assistance for veterans and members of the Selected Reserve from being offset in the calculation of financial aid under such Act.

IN THE SENATE OF THE UNITED STATES

MARCH 7, 2008

Mrs. MCCASKILL introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To expand the definition of independent student under the Higher Education Act of 1965 to include active members of the National Guard or Reserve forces of the United States and to prevent payments of educational assistance for veterans and members of the Selected Reserve from being offset in the calculation of financial aid under such Act.

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 “Student Veteran Fi-
5 nancial Aid Fairness Act of 2008”.

1 **SEC. 2. INDEPENDENT STUDENT.**

2 (a) AMENDMENT TO CURRENT LAW.—

3 (1) IN GENERAL.—Section 480(d)(3) of the
4 Higher Education Act of 1965 (20 U.S.C.
5 1087vv(d)(3)) is amended by inserting “or is a cur-
6 rent active member of the National Guard or Re-
7 serve forces of the United States who has completed
8 initial military training” after “purposes”.

9 (2) EFFECTIVE DATE.—The amendment made
10 by paragraph (1) shall be effective on July 1, 2008.

11 (b) AMENDMENT TO LAW AS AMENDED BY THE COL-
12 LEGE COST REDUCTION AND ACCESS ACT.—

13 (1) IN GENERAL.—Section 480(d) of the High-
14 er Education Act of 1965 (20 U.S.C. 1087vv(d)), as
15 amended by section 604 of the College Cost Reduc-
16 tion and Access Act (Public Law 110–84), is amend-
17 ed in paragraph (1)(D), by inserting “or is a current
18 active member of the National Guard or Reserve
19 forces of the United States who has completed initial
20 military training” after “purposes”.

21 (2) EFFECTIVE DATE.—The amendment made
22 by paragraph (1) shall be effective on July 1, 2009.

23 **SEC. 3. TREATMENT AS OTHER FINANCIAL AID.**

24 Section 480(j)(1) of the Higher Education Act of
25 1965 (20 U.S.C. 1087vv(j)(1)) is amended—

1 (1) by striking “veterans’ education benefits as
2 defined in subsection (c), and”; and

3 (2) by inserting before the period at the end the
4 following: “, but excluding any payments of edu-
5 cational assistance to veterans under title 38, United
6 States Code, and to members of the Selected Re-
7 serve under chapters 1606 and 1607 of title 10,
8 United States Code”.

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