



ENLISTED ASSOCIATION OF THE NATIONAL GUARD OF THE UNITED STATES

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Guardsmen and Reservists Post 9/11 GI Bill Parity

Issue: Members of the Army National Guard do not receive adequate credit for education benefits during deployments.

Background: Before October 1, 2016, the U.S. Army Human Resources Command interpreted Title 38 U.S.C. § 3301(1)(B) to include only mobilization, contingency, Active Duty Operation Support for Army Component, and Contingency Operations for Active Duty Operation Support for Army Component as qualifying service for their Post-9/11 GI Bill Benefits.

That limited interpretation resulted in the Army Human Resources Command not reporting qualifying service to The Department of Veterans Affairs through the Veteran Information System, erroneously disapproving Guardsmen's and Reservists' participation in Transfer of Education Benefits, and not recording orders eligible for their Post-9/11 GI Bill benefits. Beginning October 1, 2016, the Army Human Resources Command expanded their interpretation of title 10 USC §12301(d) to include Reservists who conduct Active Duty Training (ADT), Active Duty Special Work (ADSW), and Active Duty Operational Support-Reserve Component (ADOS-RC) performed after September 10, 2001 as qualifying service for the PGIB and TEB eligibility.

However, Army Human Resources Command did not include Guardsmen who conduct ADT within the scope of their interpretation. This leaves Guardsmen disadvantaged and overlooked in the accumulation of their Post-9/11 GI Bill benefits and their Transfer of Education Benefits while performing the same service and following the same orders as their peers.

Recommendation: The Enlisted Association of the National Guard recommends congress to amend title 38 of the United States code to recognize Guardsmen's ADT, ADSW and Active Duty Operation Support for Post-9/11 GI Bill eligibility and Transfer of Education Benefits.