§ 21.3331  Commencing date.

The commencing date of an authorization of a special training allowance will be the date of entrance or reentrance into the prescribed course of special restorative training, or the date the counseling psychologist or vocational rehabilitation counselor approved the course for the eligible person whichever is later. See also §21.4131.

(Authority: 38 U.S.C. 3542)


§ 21.3332  Discontinuance dates.

VA will discontinue special training allowance as provided in this section on the earliest date of the following:

(a) The ending date of the course.

(b) The ending date of the period of enrollment as certified by the counseling psychologist or vocational rehabilitation counselor.

(c) The ending date of the period of eligibility.

(d) The expiration of the eligible person’s entitlement.

(e) Date of interruption of course as determined by the counseling psychologist or vocational rehabilitation counselor under §21.3305.

(f) Date of discontinuance under the applicable provisions of §21.4135.

(Authority: 38 U.S.C. 3543(b))


§ 21.3333  Rates.

(a) Rates. Special training allowance is payable at the following monthly rates, except as provided in paragraph (c) of this section.

(1) For special restorative training pursued after June 30, 2004, and before October 1, 2004:

<table>
<thead>
<tr>
<th>Course</th>
<th>Monthly rate</th>
<th>Accelerated charges</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special restorative training</td>
<td>$788.00</td>
<td>If costs for tuition and fees average in excess of $247.00 per month, rate may be increased by such amount in excess of $247.00.</td>
</tr>
</tbody>
</table>

(Authority: 38 U.S.C. 3542)

(2) For special restorative training pursued after September 30, 2004, and before October 1, 2005:

<table>
<thead>
<tr>
<th>Course</th>
<th>Monthly rate</th>
<th>Accelerated charges</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special restorative training</td>
<td>$803.00</td>
<td>If costs for tuition and fees average in excess of $251.00 per month, rate may be increased by such amount in excess of $251.00.</td>
</tr>
</tbody>
</table>

(Authority: 38 U.S.C. 3542)

(3) For special restorative training pursued after September 30, 2005, and before October 1, 2006:
(Authority: 38 U.S.C. 3542)

(4) For special restorative training pursued after September 30, 2006, and before October 1, 2007:

<table>
<thead>
<tr>
<th>Course</th>
<th>Monthly rate</th>
<th>Accelerated charges</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special restorative training</td>
<td>$860.00</td>
<td>If costs for tuition and fees average in excess of $268.00 per month, rate may be increased by such amount in excess of $268.00.</td>
</tr>
</tbody>
</table>

(Authority: 38 U.S.C. 3542)

(5) For special restorative training pursued after September 30, 2007, and before October 1, 2008:

<table>
<thead>
<tr>
<th>Course</th>
<th>Monthly rate</th>
<th>Accelerated charges</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special restorative training</td>
<td>$881.00</td>
<td>If costs for tuition and fees average in excess of $274.00 per month, rate may be increased by such amount in excess of $274.00.</td>
</tr>
</tbody>
</table>

(Authority: 38 U.S.C. 3542)

(6) For special restorative training pursued after September 30, 2008:

<table>
<thead>
<tr>
<th>Course</th>
<th>Monthly rate</th>
<th>Accelerated charges</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special restorative training</td>
<td>$915.00</td>
<td>If costs for tuition and fees average in excess of $284.00 per month, rate may be increased by such amount in excess of $284.00.</td>
</tr>
</tbody>
</table>

(Authority: 38 U.S.C. 3542)

(b) Accelerated charges. (1) VA may pay the additional monthly rate if the eligible person, or his or her parent or guardian (see §21.3021(d)) if the eligible person has a guardian or has not attained majority under laws applicable in his or her State of residence, incurs in having his or her period of entitlement reduced by 1 day for each—
   (i) $26.27 that the special training allowance exceeds the basic monthly rate of $803.00 for the period July 1, 2004, through September 30, 2004;
   (ii) $26.77 that the special training allowance exceeds the basic monthly rate of $827.00 for the period October 1, 2004, through September 30, 2005;
   (iii) $27.57 that the special training allowance exceeds the basic monthly rate of $860.00 for the period October 1, 2005, through September 30, 2006;
   (iv) $28.67 that the special training allowance exceeds the basic monthly rate of $881.00 for the period October 1, 2006, through September 30, 2007;
   (v) $29.37 that the special restorative training allowance exceeds the basic monthly rate of $915.00 for the period October 1, 2007, through September 30, 2008; and
   (vi) $30.50 that the special restorative training allowance exceeds the basic monthly rate of $915.00 for months after September 30, 2008.

(2) VA will:
§ 21.3344  Special assistance for the educationally disadvantaged.

(a) Enrollment. VA may approve the enrollment of an eligible person in an appropriate course or courses at the secondary school level. This approval may be made only if the eligible person—

(1) Has not received a secondary school diploma (or an equivalency certificate);

(2) Needs additional secondary school education, remedial, refresher, or deficiency courses, to qualify for admission to an appropriate educational institution in a State in order to pursue a program of education; and

(3) Is to pursue the course or courses in a State.

(Authority: 38 U.S.C. 3491(a), 3533)

(b) Measurement. VA will measure remedial, deficiency, or refresher courses offered at the secondary school level as provided in §§ 21.4270(a)(2) and 21.4272(k).

(Authority: 38 U.S.C. 3533)

(c) Educational assistance. VA will authorize educational assistance at the monthly rates specified in § 21.3131.

(Authority: 38 U.S.C. 3491(a), 3533)

(d) Entitlement charge. The provisions of § 21.3045 will determine whether VA will make a charge against the period of the entitlement of the eligible person because of enrollment in a course under the provisions of this section.

(Authority: 38 U.S.C. 3533)

(e) Certifications. (1) Certifications of the eligible person’s need for deficiency or remedial courses in basic English language skills and mathematics skills may be made by:

(i) A VA counseling psychologist or vocational rehabilitation counselor in the Vocational Rehabilitation and Employment Division;

(ii) The educational institution administering the course; or

(iii) The educational institution where the student has applied for admission.

(Authority: 38 U.S.C. 3533)

(f) Basic skills. Basic English language courses or mathematics courses will be authorized when it is found by accepted testing methods that the eligible person is lacking in basic reading, writing, speaking, or essential mathematics.

(Authority: 38 U.S.C. 3533)

[61 FR 26112, May 24, 1996, as amended at 73 FR 2426, Jan. 15, 2008]