

Chapter 33 Entitlement (38 CFR 21.9550)

Individuals eligible under chapter 33 are generally entitled to 36 months of educational assistance. Individuals are generally limited to a maximum of 48 months of entitlement when using benefits under two or more programs.

Individuals eligible for benefits under the National Call to Service program and chapter 30, 31, 32, 33, 34, 35, or 36 of title 38; or Chapter 107, 1606, or section 903 of title 10; or the hostage relief act of 1980; or the omnibus diplomatic security and antiterrorism act of 1986 may not receive assistance under two or more such programs concurrently.

Election

Students eligible for chapter 30 or 1606, on August 1, 2009, and on their election date, must relinquish a benefit to receive chapter 33. Students eligible for more than one benefit only have to relinquish one benefit to receive chapter 33.

Chapter 33 elections are irrevocable. However:

- Election requests can be **withdrawn** if the Regional Processing Office receives the withdrawal request before either a certificate of eligibility is issued, or a payment processed
- Election requests can be **changed** if the Regional Processing Office receives the change request before either a certificate of eligibility is issued, or a payment processed. The student must request the change in writing