

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of chapter 43 is amended by adding at the end the following new item:

“4335. Training for Federal executive agency human resources personnel on employment and reemployment rights and limitations.”

**SEC. 314. REPORT ON THE EMPLOYMENT NEEDS OF NATIVE AMERICAN VETERANS LIVING ON TRIBAL LANDS.**

(a) **REPORT.**—Not later than December 1, 2009, the Secretary of Labor shall, in consultation with the Secretary of Veterans Affairs and the Secretary of the Interior, submit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a report assessing the employment needs of Native American (American Indian, Alaska Native, Native Hawaiian, and Pacific Islander) veterans living on tribal lands, including Indian reservations, Alaska Native villages, and Hawaiian Home Lands. The report shall include—

(1) a review of current and prior government-to-government relationships between tribal organizations and the Veterans' Employment and Training Service of the Department of Labor; and

(2) recommendations for improving employment and job training opportunities for Native American veterans on tribal land, especially through the utilization of resources for veterans.

(b) **TRIBAL ORGANIZATION DEFINED.**—In this section, the term “tribal organization” has the meaning given such term in section 3765(4) of title 38, United States Code.

**SEC. 315. EQUITY POWERS.**

Section 4323(e) of title 38, United States Code, is amended by striking “may use” and inserting “shall use, in any case in which the court determines it is appropriate.”

**SEC. 316. WAIVER OF RESIDENCY REQUIREMENT FOR DIRECTORS FOR VETERANS' EMPLOYMENT AND TRAINING.**

Section 4103(a)(2) is amended—

(1) by inserting “(A)” after “(2)”; and

(2) by adding at the end the following new subparagraph:

“(B) The Secretary may waive the requirement in subparagraph (A) with respect to a Director for Veterans' Employment and Training if the Secretary determines that the waiver is in the public interest. Any such waiver shall be made on a case-by-case basis.”

**SEC. 317. MODIFICATION OF SPECIAL UNEMPLOYMENT STUDY TO COVER VETERANS OF POST 9/11 GLOBAL OPERATIONS.**

(a) **MODIFICATION OF STUDY.**—Subsection (a)(1) of section 4110A is amended—

(1) in the matter before subparagraph (A), by striking “a study every two years” and inserting “an annual study”; and

(2) by striking subparagraphs (A) through (E) and inserting the following new subparagraphs:

“(A) Veterans who were called to active duty while members of the National Guard or a Reserve Component.

“(B) Veterans who served in combat or in a war zone in the Post 9/11 Global Operations theaters.”

“(C) Veterans who served on active duty during the Post 9/11 Global Operations period who did not serve in the Post 9/11 Global Operations theaters.

“(D) Veterans of the Vietnam era who served in the Vietnam theater of operations during the Vietnam era.

“(E) Veterans who served on active duty during the Vietnam era who did not serve in the Vietnam theater of operations.

“(F) Veterans discharged or released from active duty within four years of the applicable study.

“(G) Special disabled veterans.”

(b) **DEFINITIONS.**—Such section is further amended by adding at the end the following new subsection:

“(c) In this section:

“(1) The term ‘Post 9/11 Global Operations period’ means the period of the Persian Gulf War beginning on September 11, 2001, and ending on the date thereafter prescribed by Presidential proclamation or law.

“(2) The term ‘Post 9/11 Global Operations theaters’ means Afghanistan, Iraq, or any other theater in which the Global War on Terrorism Expeditionary Medal is awarded for service.”

## Subtitle B—Education Matters

**SEC. 321. MODIFICATION OF PERIOD OF ELIGIBILITY FOR SURVIVORS' AND DEPENDENTS' EDUCATIONAL ASSISTANCE OF CERTAIN SPOUSES OF INDIVIDUALS WITH SERVICE-CONNECTED DISABILITIES TOTAL AND PERMANENT IN NATURE.**

Section 3512(b)(1) is amended—

(1) in subparagraph (A), by striking “subparagraph (B) or (C)” and inserting “subparagraph (B), (C), or (D)”; and

(2) by adding at the end the following new subparagraph:

“(D) Notwithstanding subparagraph (A), an eligible person referred to in that subparagraph who is made eligible under section 3501(a)(1)(D)(i) of this title by reason of a service-connected disability that was determined to be a total disability permanent in nature not later than three years after discharge from service may be afforded educational assistance under this chapter during the 20-year period beginning on the date the disability was so determined to be a total disability permanent in nature, but only if the eligible person remains the spouse of the disabled person throughout the period.”

**SEC. 322. REPEAL OF REQUIREMENT FOR REPORT TO THE SECRETARY OF VETERANS AFFAIRS ON PRIOR TRAINING.**

Section 3676(c)(4) is amended by striking “and the Secretary”.

**SEC. 323. MODIFICATION OF WAITING PERIOD BEFORE AFFIRMATION OF ENROLLMENT IN A CORRESPONDENCE COURSE.**

Section 3686(b) is amended by striking “ten” and inserting “five”.

**SEC. 324. CHANGE OF PROGRAMS OF EDUCATION AT THE SAME EDUCATIONAL INSTITUTION.**

Section 3691(d) is amended—