To preserve State and institutional authority relating to State authorization and the definition of credit hour.

IN THE SENATE OF THE UNITED STATES

JUNE 29, 2011

Mr. BURR (for himself, Mr. NELSON of Nebraska, Mr. ALEXANDER, Mr. COBURN, Mr. ENZI, and Mr. SHELBY) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To preserve State and institutional authority relating to State authorization and the definition of credit hour.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. REPEAL OF REGULATIONS RELATING TO STATE AUTHORIZATION AND DEFINING CREDIT HOUR.

(a) Regulations Repealed.—The following regulations (including any supplement or revision to such regulations) are repealed and shall have no legal effect:
(1) **STATE AUTHORIZATION.**—Sections 600.4(a)(3), 600.5(a)(4), 600.6(a)(3), 600.9, and 668.43(b) of title 34, Code of Federal Regulations (relating to State authorization), as added or amended by the final regulations published by the Department of Education in the Federal Register on October 29, 2010 (75 Fed. Reg. 66832 et seq.).

(2) **DEFINITION OF CREDIT HOUR.**—The definition of the term “credit hour” in section 600.2 of title 34, Code of Federal Regulations, as added by the final regulations published by the Department of Education in the Federal Register on October 29, 2010 (75 Fed. Reg. 66946), and subsection (k)(2)(ii) of section 668.8 of such title, as amended by such final regulations (75 Fed. Reg. 66949 et seq.).

(b) **EFFECT OF REPEAL.**—To the extent that regulations repealed by subsection (a) amended regulations that were in effect on June 30, 2011, the provisions of the regulations that were in effect on June 30, 2011, and were so amended, are restored and revived as if the regulations repealed by subsection (a) had not taken effect.

(e) **REGULATIONS DEFINING CREDIT HOUR PROHIBITED.**—The Secretary of Education shall not promulgate or enforce any regulation or rule that defines the term
“credit hour” for any purpose under the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.) on or after the date of enactment of this section.