

108TH CONGRESS  
1ST SESSION

# H. R. 333

To amend the Higher Education Act of 1965 to authorize grants for institutions of higher education serving Asian Americans and Pacific Islanders.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 8, 2003

Mr. WU (for himself, Mr. HONDA, Mr. MATSUI, Mr. FALEOMAVAEGA, Mr. ABERCROMBIE, Ms. BORDALLO, Mr. HINCHEY, Mr. SCHIFF, Ms. WATSON, Mr. SERRANO, Ms. WOOLSEY, Ms. ROYBAL-ALLARD, Ms. LOFGREN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BLUMENAUER, Mr. WYNN, and Ms. MILLENDER-MCDONALD) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Higher Education Act of 1965 to authorize grants for institutions of higher education serving Asian Americans and Pacific Islanders.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ASSISTANCE TO ASIAN AMERICAN AND PACIFIC**  
4 **ISLANDER SERVING INSTITUTIONS.**

5 (a) AMENDMENT.—Part A of title III of the Higher  
6 Education Act of 1965 is amended by inserting after sec-  
7 tion 317 (20 U.S.C. 1059d) the following new section:

1 **“SEC. 318. ASIAN AMERICAN AND PACIFIC ISLANDER SERV-**  
2 **ING INSTITUTIONS.**

3 “(a) PROGRAM AUTHORIZED.—The Secretary shall  
4 provide grants and related assistance to Asian American  
5 and Pacific Islander-serving institutions to enable such in-  
6 stitutions to improve and expand their capacity to serve  
7 Asian Americans and Pacific Islanders.

8 “(b) DEFINITIONS.—For the purpose of this sec-  
9 tion—

10 “(1) the term ‘Asian American’ has the mean-  
11 ing given the term Asian in the Office of Manage-  
12 ment and Budget’s Standards for Maintaining, Col-  
13 lecting, and Presenting Federal Data on Race and  
14 Ethnicity as published on October 30, 1997 (62  
15 Fed. Reg. 58789);

16 “(2) the term ‘Pacific Islander’ has the mean-  
17 ing given the term ‘Native Hawaiian’ or ‘Other Pa-  
18 cific Islander’ in such Standards for Maintaining,  
19 Collecting, and Presenting Federal Data on Race  
20 and Ethnicity;

21 “(3) the term ‘Asian American and Pacific Is-  
22 lander-serving institution’ means an institution of  
23 higher education that—

24 “(A) is an eligible institution under section  
25 312(b); and

1           “(B) at the time of application, has an en-  
2           rollment of undergraduate students that is at  
3           least 10 percent Asian American and Pacific Is-  
4           lander students; and

5           “(4) the term ‘low-income individual’ means an  
6           individual from a family whose taxable income for  
7           the preceding year did not exceed 150 percent of an  
8           amount equal to the poverty level determined by  
9           using criteria of poverty established by the Bureau  
10          of the Census.

11       “(c) AUTHORIZED ACTIVITIES.—

12           “(1) TYPES OF ACTIVITIES AUTHORIZED.—  
13          Grants awarded under this section shall be used by  
14          Asian American and Pacific Islander-serving institu-  
15          tions to assist such institutions to plan, develop, un-  
16          dertake, and carry out activities to improve and ex-  
17          pand such institutions’ capacity to serve Asian  
18          Americans and Pacific Islanders.

19           “(2) EXAMPLES OF AUTHORIZED ACTIVITIES.—  
20          Such programs may include—

21           “(A) purchase, rental, or lease of scientific  
22           or laboratory equipment for educational pur-  
23           poses, including instructional and research pur-  
24           poses;

1           “(B) renovation and improvement in class-  
2           room, library, laboratory, and other instruc-  
3           tional facilities;

4           “(C) support of faculty exchanges, and fac-  
5           ulty development and faculty fellowships to as-  
6           sist in attaining advanced degrees in the fac-  
7           ulty’s field of instruction;

8           “(D) curriculum development and aca-  
9           demic instruction;

10          “(E) purchase of library books, periodicals,  
11          microfilm, and other educational materials;

12          “(F) funds and administrative manage-  
13          ment, and acquisition of equipment for use in  
14          strengthening funds management;

15          “(G) joint use of facilities such as labora-  
16          tories and libraries;

17          “(H) academic tutoring and counseling  
18          programs and student support services;

19          “(I) establishing community outreach pro-  
20          grams that will encourage elementary school  
21          and secondary school students to develop the  
22          academic skills and the interest to pursue post-  
23          secondary education;

24          “(J) establishing or improving an endow-  
25          ment fund;

1           “(K) academic instruction in disciplines in  
2           which Asian Americans and Pacific Islanders  
3           are under-represented;

4           “(L) conducting research and data collec-  
5           tion for Asian American and Pacific Islander  
6           populations and sub-populations; and

7           “(M) establishing partnerships with com-  
8           munity based organizations serving Asian  
9           Americans and Pacific Islanders.

10       “(d) APPLICATION PROCESS.—

11           “(1) INSTITUTIONAL ELIGIBILITY.—Each Asian  
12           American and Pacific Islander-serving institution de-  
13           siring to receive assistance under this section shall  
14           submit to the Secretary such enrollment data as  
15           may be necessary to demonstrate that the institution  
16           is an Asian American and Pacific Islander-serving  
17           institution as defined in subsection (b), along with  
18           such other information and data as the Secretary  
19           may by regulation require.

20           “(2) APPLICATIONS.—Any institution which is  
21           determined by the Secretary to be an Asian Amer-  
22           ican and Pacific Islander-serving institution may  
23           submit an application for assistance under this sec-  
24           tion to the Secretary. Such application shall in-  
25           clude—

“(A) a 5-year plan for improving the assistance provided by the Asian American and Pacific Islander-serving institution to Asian American and Pacific Islander students; and

“(B) such other information and assurance as the Secretary may require.

“(3) SPECIAL RULES.—

“(A) ELIGIBILITY.—No Asian American and Pacific Islander-serving institution that receives funds under this section shall concurrently receive funds under other provisions of this part or part B.

“(B) EXEMPTION.—Section 313(d) shall not apply to institutions that are eligible to receive funds under this section.

“(C) DISTRIBUTION.—In awarding grants under this section, the Secretary shall—

“(i) to the extent possible and consistent with the competitive process under which such grants are awarded, ensure maximum and equitable distribution among all eligible institutions; and

“(ii) give priority consideration to institutions that serve a significant percentage of Asian American and Pacific Is-

1                   lander students who are low-income indi-  
2                   viduals.”.

3           (b) AUTHORIZATION OF APPROPRIATIONS.—Section  
4 399(a)(1) of such Act (20 U.S.C. 1068h(a)(1)) is amend-  
5 ed by adding at the end the following new subparagraph:  
6                   “(D) There are authorized to be appro-  
7                   priated to carry out section 318, \$30,000,000  
8                   for fiscal year 2004 and such sums as may be  
9                   necessary for each of the 4 succeeding fiscal  
10                  years.”.

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