

110TH CONGRESS
1ST SESSION

H. R. 4153

IN THE SENATE OF THE UNITED STATES

NOVEMBER 14, 2007

Received; read twice and referred to the Committee on Health, Education,
Labor, and Pensions

AN ACT

To make certain technical corrections and transition amendments to the College Cost Reduction and Access Act.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “College Cost Reduction
3 and Access Act Technical Amendments of 2007”.

4 **SEC. 2. FEDERAL PELL GRANTS.**

5 (a) CORRECTION OF DESIGNATION.—

6 (1) CCRAA AMENDMENT.—Section 101(a)(2)
7 of the College Cost Reduction and Access Act (Pub-
8 lic Law 110–84) is amended by striking “para-
9 graphs (4) through (9) as paragraphs (3) through
10 (8)” and inserting “paragraphs (4) through (8) as
11 paragraphs (3) through (7)”.

12 (2) REDESIGNATION.—Paragraph (9) of section
13 401(b) of the Higher Education Act of 1965 (20
14 U.S.C. 1070a(b)(9)), as added by section 102(b) of
15 the College Cost Reduction and Access Act (Public
16 Law 110–84), is redesignated as paragraph (8).

17 (b) REVISION OF AVAILABILITY RULE.—Paragraph
18 (8) of section 401(b) of the Higher Education Act of 1965
19 (as redesignated by subsection (a)(2) of this section) is
20 amended by striking subparagraph (F) and inserting the
21 following:

22 “(F) USE OF FISCAL YEAR FUNDS FOR
23 AWARD YEARS.—The amounts made available
24 by subparagraph (A) for any fiscal year shall
25 remain available for the fiscal year succeeding

1 the fiscal year for which such amounts are
2 made available.”.

3 **SEC. 3. DEFINITION OF UNTAXED INCOME AND BENEFITS.**

4 (a) AMENDMENT.—Section 480(b) of the Higher
5 Education Act of 1965 (20 U.S.C. 1087vv(b)) is amended
6 by striking paragraph (2) and inserting the following:

7 “(2) The term ‘untaxed income and benefits’
8 shall not include—

9 “(A) the amount of additional child tax
10 credit claimed for Federal income tax purposes;

11 “(B) welfare benefits, including assistance
12 under a State program funded under part A of
13 title IV of the Social Security Act and aid to
14 dependent children;

15 “(C) the amount of earned income credit
16 claimed for Federal income tax purposes;

17 “(D) the amount of credit for Federal tax
18 on special fuels claimed for Federal income tax
19 purposes;

20 “(E) the amount of foreign income ex-
21 cluded for purposes of Federal income taxes; or

22 “(F) untaxed social security benefits.”.

23 (b) EFFECTIVE DATE.—This section and the amend-
24 ment made by this section shall take effect on July 1,
25 2009.

1 **SEC. 4. DEFINITION OF INDEPENDENT STUDENT.**

2 (a) AMENDMENT.—Section 480(d)(1) of the Higher
3 Education Act of 1965 (20 U.S.C. 1087vv(d)(1)) is
4 amended by striking subparagraph (B) and inserting the
5 following:

6 “(B) is an orphan, in foster care, or a
7 ward of the court, or was an orphan, in foster
8 care, or a ward of the court at any time when
9 the individual was 13 years of age or older;”.

10 (b) EFFECTIVE DATE.—This section and the amend-
11 ment made by this section shall take effect on July 1,
12 2009.

13 **SEC. 5. INCOME-BASED REPAYMENT FOR MARRIED BOR-**
14 **ROWERS FILING SEPARATELY.**

15 Section 493C of the Higher Education Act of 1965
16 (20 U.S.C. 1098e) is amended by adding at the end the
17 following:

18 “(d) SPECIAL RULE FOR MARRIED BORROWERS FIL-
19 ING SEPARATELY.—In the case of a married borrower who
20 files a separate Federal income tax return, the Secretary
21 shall calculate the amount of the borrower’s income-based
22 repayment under this section solely on the basis of the
23 borrower’s student loan debt and adjusted gross income.”.

1 **SEC. 6. DEFERRAL OF LOAN REPAYMENT FOLLOWING AC-**
2 **TIVE DUTY.**

3 Section 493D(a) of the Higher Education Act of
4 1965 (20 U.S.C. 1098f(a)) is amended by inserting “or
5 full-time National Guard duty” after “is called or ordered
6 to active duty”.

7 **SEC. 7. TEACH GRANTS.**

8 Subpart 9 of part A of title IV of the Higher Edu-
9 cation Act of 1965 (20 U.S.C. 1070g et seq.) is amend-
10 ed—

11 (1) in section 420L(1)(B), by striking “sound”
12 and inserting “responsible”;

13 (2) in section 420M—

14 (A) by striking “academic year” each place
15 it appears in subsections (a)(1) and (c)(1) and
16 inserting “year”; and

17 (B) in subsection (c)(2)—

18 (i) by striking “other student assist-
19 ance” and inserting “other assistance the
20 student may receive”; and

21 (ii) by striking the second sentence.

22 **SEC. 8. REDESIGNATION AND RELOCATION.**

23 The Higher Education Act of 1965 (20 U.S.C. 1001
24 et seq.) is further amended—

25 (1) by redesignating part J of title IV (as
26 added by section 802 of the College Cost Reduction

1 and Access Act (Public Law 110–84)) as part G of
2 title III of the Higher Education Act of 1965, and
3 moving such part from the end of title IV to the end
4 of title III of such Act; and

5 (2) by redesignating section 499A (as added by
6 such section 802) as section 399A.

Passed the House of Representatives November 13,
2007.

Attest: LORRAINE C. MILLER,
Clerk.