

113TH CONGRESS
2D SESSION

H. R. 5191

To amend the Higher Education Act of 1965 to provide for an institution of higher education that has previously filed for bankruptcy to apply for the reinstatement of eligibility for purposes of Federal Pell Grants.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2014

Mr. McNERNEY introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Higher Education Act of 1965 to provide for an institution of higher education that has previously filed for bankruptcy to apply for the reinstatement of eligibility for purposes of Federal Pell Grants.

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. SHORT TITLE.**

4 This Act may be cited as the “Pell Grant Accessibility
5 Act”.

1 **SEC. 2. REINSTATEMENT FOLLOWING BANKRUPTCY OF IN-**
2 **STITUTION OF HIGHER EDUCATION FOR PUR-**
3 **POSES OF FEDERAL PELL GRANTS.**

4 Section 102(a)(4) of the Higher Education Act of
5 1965 (20 U.S.C. 1002(a)(4)) is amended—

6 (1) in subparagraph (A), by striking “the insti-
7 tution” and inserting “except as provided in sub-
8 paragraph (B), the institution”;

9 (2) by redesignating subparagraphs (A) and
10 (B) as clauses (i) and (ii), respectively, and moving
11 the margins 2 ems to the right;

12 (3) by striking “LIMITATIONS BASED ON MAN-
13 AGEMENT.—An institution shall” and inserting the
14 following: “LIMITATIONS BASED ON MANAGE-
15 MENT.—

16 “(A) IN GENERAL.—An institution shall”;
17 and

18 (4) by adding at the end the following new sub-
19 paragraph:

20 “(B) WAIVER.—For purposes of awarding
21 Federal Pell Grants under subpart 1 of part A
22 of title IV, the Secretary may consider an insti-
23 tution described in subparagraph (A)(i) as
24 meeting the definition of an institution of high-
25 er education in paragraph (1) if—

1 “(i) the institution or affiliate of such
2 institution described in subparagraph
3 (A)(i) filed for bankruptcy not less than 5
4 years prior to the date on which such insti-
5 tution seeks a waiver under this subpara-
6 graph;

7 “(ii) the institution described in sub-
8 paragraph (A)(i) submits to the Secretary
9 such information as the Secretary con-
10 sidered appropriate; and

11 “(iii) the Secretary determines that
12 such institution should not be subject to
13 the requirement under subparagraph (A).”.

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