

114TH CONGRESS  
2D SESSION

# H. R. 5702

To amend the Higher Education Act of 1965 to allow the Secretary of Education to award Federal Pell Grants to students dually or concurrently enrolled at an eligible institution that is a public institution of higher education and a secondary school, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 8, 2016

Mr. TAKANO (for himself and Mr. LANGEVIN) 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 allow the Secretary of Education to award Federal Pell Grants to students dually or concurrently enrolled at an eligible institution that is a public institution of higher education and a secondary school, and for other purposes.

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 “Promoting Readiness  
5 through Early Pell Act of 2016” or the “PREP Act of  
6 2016”.

1 **SEC. 2. FEDERAL PELL GRANTS FOR STUDENTS DUALY OR**  
2 **CONCURRENTLY ENROLLED AT AN ELIGIBLE**  
3 **INSTITUTION THAT IS A PUBLIC INSTITUTION**  
4 **OF HIGHER EDUCATION AND A SECONDARY**  
5 **SCHOOL.**

6 (a) AMOUNT AND DETERMINATIONS OF FEDERAL  
7 PELL GRANTS.—Section 401 of the Higher Education Act  
8 of 1965 (20 U.S.C. 1070a) is amended—

9 (1) in subsection (a), by inserting “or is dually  
10 or concurrently enrolled at an eligible institution  
11 that is a public institution of higher education and  
12 a secondary school,” after “undergraduate,”; and

13 (2) in subsection (c)—

14 (A) in paragraph (1), by inserting “, or the  
15 period in which the student is dually or concur-  
16 rently enrolled at an eligible institution that is  
17 a public institution of higher education and a  
18 secondary school,” after “at which the student  
19 is in attendance”; and

20 (B) in paragraph (4)—

21 (i) by amending subparagraph (A) to  
22 read as follows:

23 “(A) is—

24 “(i) carrying at least one-half the normal  
25 full-time work load for the course of study the

1 student is pursuing, as determined by the insti-  
2 tution of higher education; and

3 “(ii) enrolled or accepted for enrollment in  
4 a postbaccalaureate program that does not lead  
5 to a graduate degree and courses required by a  
6 State in order for the student to receive a pro-  
7 fessional certification or licensing credential  
8 that is required for employment as a teacher in  
9 an elementary school or secondary school in  
10 that State; or”;

11 (ii) by amending subparagraph (B) to  
12 read as follows:

13 “(B) demonstrates evidence of a credible dis-  
14 ruption or redirection in course of study necessi-  
15 tating additional time to complete—

16 “(i) a postsecondary degree; or

17 “(ii) a recognized postsecondary credential,  
18 as the term is defined in section 3 of the Work-  
19 force Innovation and Opportunity Act (29  
20 U.S.C. 3102),”; and

21 (iii) in the undesignated matter at the  
22 end, by striking “except that this para-  
23 graph” and inserting “except that sub-  
24 paragraph (A)”.

1 (b) STUDENT ELIGIBILITY.—Section 484 of the  
 2 Higher Education Act of 1965 (20 U.S.C. 1091) is  
 3 amended—

4 (1) in subsection (a)(1), by inserting “, except  
 5 as provided in subsection (d)(2)” after “secondary  
 6 school”; and

7 (2) in subsection (d)—

8 (A) by redesignating paragraph (2) as  
 9 paragraph (3); and

10 (B) by inserting after paragraph (1) the  
 11 following new paragraph:

12 “(2) STUDENT ELIGIBILITY FOR FEDERAL  
 13 PELL GRANTS.—In order for a student who does not  
 14 have a certificate of graduation from a school pro-  
 15 viding secondary education, or the recognized equiv-  
 16 alent of such certificate, and who does not meet one  
 17 of the requirements under paragraph (1), to be eligi-  
 18 ble for assistance under subpart 1 of part A of this  
 19 title, the student shall be dually or concurrently en-  
 20 rolled at an eligible institution that is a public insti-  
 21 tution of higher education and a secondary school.”.

22 **SEC. 3. NON-FEDERAL FUNDS FOR DUAL OR CONCURRENT**  
 23 **ENROLLMENT PROGRAMS.**

24 (a) IN GENERAL.—Subpart 2 of part F of title VIII  
 25 of the Elementary and Secondary Education Act of 1965

1 (20 U.S.C. 7901 et seq.) is amended by adding at the end  
2 the following new section:

3 **“SEC. 8549D. NON-FEDERAL FUNDS FOR DUAL OR CONCUR-**  
4 **RENT ENROLLMENT PROGRAMS.**

5 “As a condition of receiving funds under this Act,  
6 with respect to a State educational agency or local edu-  
7 cational agency offering a dual or concurrent enrollment  
8 program in partnership with an institution of higher edu-  
9 cation and in which a student is receiving a Federal Pell  
10 Grant under subpart 1 of part A of title IV of the Higher  
11 Education Act of 1965 (20 U.S.C. 1070a et seq.) to enroll  
12 in such institution as a participant in such program, such  
13 agency may not reduce the funds that, in the absence of  
14 such Federal Pell Grant, would otherwise be made avail-  
15 able from State or local sources for such program.”.

16 (b) TECHNICAL AMENDMENT.—The table of contents  
17 of the Elementary and Secondary Education Act of 1965  
18 is amended by inserting after the item relating to section  
19 8549C the following new item:

“Sec. 8549D. Non-Federal funds for dual or concurrent enrollment programs.”.

20 **SEC. 4. REGULATIONS.**

21 (a) IN GENERAL.—Not later than 180 days after the  
22 date of the enactment of this Act, the Secretary of Edu-  
23 cation shall prescribe regulations requiring that a sec-  
24 ondary school offering a dual or concurrent enrollment  
25 program shall—

1           (1) consult with teachers and school administra-  
2           tors, including secondary school career and guidance  
3           counseling staff, to ensure that the enrollment of a  
4           student in such program is a component of a person-  
5           alized learning plan for the student that is based on  
6           the academic and career goals of the student;

7           (2) provide information to teachers, school ad-  
8           ministrators, faculty and staff of the post-secondary  
9           institution, students, and the families of such stu-  
10          dents regarding the standards of the post-secondary  
11          institution and the effect that enrollment in such  
12          program will have on the eligibility of a student for  
13          Federal financial aid; and

14          (3) submit an annual report to the Secretary  
15          that includes the following:

16                (A) The total number and percentage of  
17                students who enroll in and subsequently com-  
18                plete courses of study at a public institution of  
19                higher education through the dual or concu-  
20                rent enrollment program.

21                (B) The number of postsecondary credits  
22                earned by students while enrolled in the dual or  
23                concurrent enrollment program that may be ap-  
24                plied toward a postsecondary degree or a recog-  
25                nized postsecondary credential.

1           (C) The percentage of students who enroll  
2           in an institution of higher education after grad-  
3           uation from the secondary school.

4           (D) The percentage of students who con-  
5           currently earn a secondary school diploma and  
6           an associate degree.

7           (E) The percentage of students who con-  
8           currently earn a secondary school diploma and  
9           a recognized postsecondary credential.

10       (b) DEFINITIONS.—In this section:

11           (1) ESEA TERMS.—The terms “dual or concur-  
12           rent enrollment program” and “secondary school”  
13           have the meanings given those terms, respectively, in  
14           section 8101 of the Elementary and Secondary Edu-  
15           cation Act of 1965 (20 U.S.C. 7801).

16           (2) INSTITUTION OF HIGHER EDUCATION.—The  
17           term “institution of higher education” has the  
18           meaning given such term in section 101 of the High-  
19           er Education Act of 1965 (20 U.S.C. 1001).

20           (3) RECOGNIZED POSTSECONDARY CREDEN-  
21           TIAL.—The term “recognized postsecondary creden-  
22           tial” has the meaning given such term in section 3  
23           of the Workforce Innovation and Opportunity Act  
24           (29 U.S.C. 3102).

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