

115TH CONGRESS
1ST SESSION

H. R. 2270

To amend section 437(d) of the Higher Education Act of 1965 to provide for repayment by the Secretary of loans to parents of disabled students.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2017

Mr. LANGEVIN (for himself, Mr. THOMPSON of Pennsylvania, Mr. KRISHNAMOORTHY, and Mr. ROSKAM) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend section 437(d) of the Higher Education Act of 1965 to provide for repayment by the Secretary of loans to parents of disabled students.

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 “PLUS Loan Disability
5 Forgiveness Act”.

6 **SEC. 2. REPAYMENT OF PARENT LOANS DUE TO STUDENT**
7 **DISABILITY.**

8 Section 437(d) of the Higher Education Act of 1965
9 (20 U.S.C. 1087(d)) is amended—

1 (1) by striking “If a student” and inserting the
2 following:

3 “(1) DEATH.—If a student”; and

4 (2) by adding at the end the following:

5 “(2) DISABILITY.—

6 “(A) IN GENERAL.—The Secretary shall
7 discharge a parent’s liability on a loan de-
8 scribed in section 428B by repaying the amount
9 owed on the loan if the student on whose behalf
10 the parent has received the loan—

11 “(i) becomes permanently and totally
12 disabled (as determined in accordance with
13 regulations of the Secretary); or

14 “(ii) is unable to engage in any sub-
15 stantial gainful activity by reason of any
16 medically determinable physical or mental
17 impairment that can be expected to result
18 in death, has lasted for a continuous pe-
19 riod of not less than 60 months, or can be
20 expected to last for a continuous period of
21 not less than 60 months.

22 “(B) DISABILITY DETERMINATIONS.—Sub-
23 section (a)(2) shall apply to a disability deter-
24 mination under this paragraph in the same

1 manner as such subsection applies to a deter-
2 mination under subsection (a)(1).

3 “(C) SAFEGUARDS.—The safeguards to
4 prevent fraud and abuse developed under sub-
5 section (a)(1) shall apply under this paragraph.

6 “(D) REINSTATEMENT OF LOANS.—The
7 Secretary may promulgate regulations to rein-
8 state the obligation of, and resume collection
9 on, loans discharged under this paragraph in
10 cases in which the Secretary determines that
11 the reinstatement and resumption is necessary
12 and appropriate based upon the regulations de-
13 veloped under subsection (a)(1).”.

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