

116TH CONGRESS
1ST SESSION

H. R. 4298

To amend the Higher Education Act of 1965 to restore Federal Pell Grant eligibility for certain periods.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2019

Mrs. HAYES (for herself, Mrs. MCBATH, Ms. SCANLON, Ms. FINKENAUER, Mr. SABLAN, Ms. DELBENE, Mr. LANGEVIN, Ms. MENG, Mr. LUJÁN, Ms. LEE of California, Ms. MOORE, Mr. POCAN, and Ms. PORTER) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the Higher Education Act of 1965 to restore Federal Pell Grant eligibility for certain periods.

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 Restoration
5 Act”.

6 **SEC. 2. RESTORING FEDERAL PELL GRANT ELIGIBILITY**

7 **FOR BORROWER DEFENSE.**

8 Section 401(c)(5) of the Higher Education Act of
9 1965 (20 U.S.C. 1070a(c)(5)) is amended—

(1) by striking “(5) The period” and inserting the following:

“(5) MAXIMUM PERIOD.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), the period”; and

(2) by adding at the end the following:

“(B) EXCEPTION.—

“(i) IN GENERAL.—Any Federal Pell Grant that a student received during a period described in subclause (I) or (II) of clause (ii) shall not count towards the student’s duration limits under this paragraph.

“(ii) APPLICABLE PERIODS.—Clause (i) shall apply with respect to any Federal Pell Grant awarded to a student to attend an institution—

“(I) during a period—

“(aa) for which the student received a loan under this title; and

“(bb) for which the loan described in item (aa) is forgiven under—

1 “(AA) section 437(c)(1)
2 or 464(g)(1) due to the clos-
3 ing of the institution;

4 “(BB) section 455(h)
5 due to the student’s success-
6 ful assertion of a defense to
7 repayment of the loan; or

8 “(CC) section
9 432(a)(6), section 685.215
10 of title 34, Code of Federal
11 Regulations (or a successor
12 regulation), or any other
13 loan forgiveness provision or
14 regulation under this Act, as
15 a result of a determination
16 by the Secretary or a court
17 that the institution com-
18 mitted fraud or other mis-
19 conduct; or

20 “(II) during a period for which
21 the student did not receive a loan
22 under this title but for which, if the
23 student had received such a loan, the

- 1 student would have qualified for loan
- 2 forgiveness under subclause (I)(bb).”.

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