

116TH CONGRESS
1ST SESSION

S. 3114

To require that all institutions of higher education participating in student financial assistance programs under title IV of the Higher Education Act of 1965 meet certain revenue requirements.

IN THE SENATE OF THE UNITED STATES

DECEMBER 19, 2019

Mr. ENZI introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To require that all institutions of higher education participating in student financial assistance programs under title IV of the Higher Education Act of 1965 meet certain revenue requirements.

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 “90/10 Accountability
5 for All Act”.

1 **SEC. 2. EXPANDING THE APPLICABILITY OF THE 90/10**
2 **RULE.**

3 (a) IN GENERAL.—Section 487 of the Higher Edu-
4 cation Act of 1965 (20 U.S.C. 1094) is amended—

5 (1) in subsection (a)(24), by striking “In the
6 case of a proprietary institution of higher education
7 (as defined in section 102(b)), such institution” and
8 inserting “The institution”; and

9 (2) in subsection (d)—

10 (A) in paragraph (1)—

11 (i) in the matter preceding subpara-
12 graph (A), by striking “a proprietary” and
13 inserting “an”;

14 (ii) in subparagraph (A), by striking
15 “, except in” and all that follows through
16 “higher education”;

17 (iii) in subparagraph (C)(iv), by strik-
18 ing “subparagraph (D)(iii)” and inserting
19 “subparagraph (D)(ii)”;

20 (iv) in subparagraph (D)—

21 (I) by striking clauses (i) and (ii)
22 and inserting the following:

23 “(i) in the case of loans made by an
24 institution of higher education on or after
25 July 1, 2012, only the amount of loan re-

1 payments received during the applicable in-
 2 stitutional fiscal year; and”;

3 (II) by redesignating clause (iii)
 4 as clause (ii); and

5 (III) in clause (ii), as redesign-
 6 nated by subclause (II)—

7 (aa) by striking “a propri-
 8 etary” and inserting “an institu-
 9 tion”; and

10 (bb) by inserting “and”
 11 after the semicolon at the end;

12 (v) by striking subparagraph (E); and

13 (vi) by redesignating subparagraph
 14 (F) as subparagraph (E);

15 (B) in paragraph (2)—

16 (i) in subparagraph (A)—

17 (I) by striking “A proprietary”
 18 and inserting “An”; and

19 (II) by striking “a proprietary”
 20 and inserting “an”; and

21 (ii) in subparagraph (B), by striking
 22 “a proprietary” and inserting “an”;

23 (C) in paragraph (3)(A), by striking “pro-
 24 prietary”; and

1 (D) in paragraph (4), by striking “propri-
2 etary”.

3 (b) EFFECTIVE DATE.—The amendments made by
4 this section shall take effect on July 1, 2020.

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