

118TH CONGRESS  
1ST SESSION

# H. R. 3453

To require the Secretary of Education to report default and other data for each program of study of certain institutions of higher education for which the Secretary annually reports cohort default data under the Higher Education Act of 1965.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2023

Ms. VAN DUYNE introduced the following bill; which was referred to the  
Committee on Education and the Workforce

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## A BILL

To require the Secretary of Education to report default and other data for each program of study of certain institutions of higher education for which the Secretary annually reports cohort default data under the Higher Education Act of 1965.

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 “Higher Standards for  
5       Higher Education Act”.

1 **SEC. 2. COLLECTION AND REPORTING OF DEFAULT DATA**  
2 **FOR CERTAIN PROGRAMS OF STUDY.**

3 Section 435(m)(4) of the Higher Education Act of  
4 1965 (20 U.S.C. 1085(m)(4)) is amended by adding at  
5 the end the following:

6 “(E) PROGRAM OF STUDY REPORTING RE-  
7 QUIREMENTS.—

8 “(i) IN GENERAL.—Subject to clause  
9 (ii), for each fiscal year beginning after the  
10 date of enactment of the Higher Standards  
11 for Higher Education Act, the Secretary  
12 shall include in the annual report required  
13 under subparagraph (C), for each covered  
14 institution for which a cohort default rate  
15 is calculated under this subsection for a  
16 fiscal year, the following with respect each  
17 program of study of such institution in  
18 which one or more current and former stu-  
19 dents at the institution who enter repay-  
20 ment in that fiscal year on Federal Direct  
21 Stafford Loans, Federal Direct PLUS  
22 Loans, or Federal Direct Unsubsidized  
23 Stafford Loans, received for attendance at  
24 the institution, are enrolled (in the case of  
25 a current student) or were most recently

1 enrolled prior to entering repayment (in  
2 the case of a former student):

3 “(I) The number of those current  
4 and former students who enter repay-  
5 ment on such loans (or on the portion  
6 of a Federal Direct Consolidation  
7 Loan that is used to repay any such  
8 loans) in that fiscal year.

9 “(II) Of the students identified  
10 in subclause (I), the percentage who  
11 default on any such loan before the  
12 end of the second succeeding fiscal  
13 year following the fiscal year in which  
14 the students entered repayment.

15 “(III) Of such students, the per-  
16 centage who are between 31 and 360  
17 days delinquent on any such loan be-  
18 fore the end of such second suc-  
19 ceeding fiscal year.

20 “(IV) Of such students, the per-  
21 centage who are in forbearance on any  
22 such loan before the end of such sec-  
23 ond succeeding fiscal year.

24 “(V) Of such students, the per-  
25 centage who are in deferment on any

1 such loan before the end of such sec-  
2 ond succeeding fiscal year.

3 “(VI) Of such students, the per-  
4 centage who—

5 “(aa) have been making reg-  
6 ular payments on such loans, but  
7 for whom—

8 “(AA) on any day be-  
9 fore the end of such second  
10 succeeding fiscal year, the  
11 sum of the outstanding bal-  
12 ance due on such loans, ex-  
13 ceeds

14 “(BB) the sum of the  
15 outstanding balance due on  
16 such loans on the date that  
17 is one year preceding the  
18 day referred to in subitem  
19 (AA); and

20 “(bb) are not described in  
21 subclauses (II) through (V).

22 “(VII) Of such students, the per-  
23 centage who—

1 “(aa) have been making reg-  
2 ular payments on such loans, and  
3 for whom—

4 “(AA) on any day be-  
5 fore the end of such second  
6 succeeding fiscal year, the  
7 sum of the outstanding bal-  
8 ance due on such loans, is  
9 less than

10 “(BB) the sum of the  
11 outstanding balance due on  
12 such loans on the date that  
13 is one year preceding the  
14 day referred to in subitem  
15 (AA); and

16 “(bb) are not described in  
17 subclauses (II) through (V).

18 “(VIII) Of such students, the  
19 percentage who, before the end of  
20 such second succeeding fiscal year—

21 “(aa) are making regular  
22 payments on such loans, and for  
23 whom—

1 “(AA) the sum of the  
2 outstanding balance due on  
3 such loans, is less than

4 “(BB) the sum of the  
5 original balance due on such  
6 loans; and

7 “(bb) are not described in  
8 subclauses (II) through (V).

9 “(IX) Of such students, the per-  
10 centage who have paid each such loan  
11 in full before the end of such second  
12 succeeding fiscal year.

13 “(X) Of such students, the per-  
14 centage whose obligation to repay all  
15 such loans has been discharged under  
16 section 437 before the end of such  
17 second succeeding fiscal year.

18 “(ii) EXCLUSION OF CERTAIN PRO-  
19 GRAMS OF STUDY.—The Secretary shall  
20 exclude under clause (i) information with  
21 respect to any program of study if the  
22 number of students (or former students) of  
23 such program is insufficient to yield statis-  
24 tically reliable information or the results  
25 would reveal personally identifiable infor-

1                   mation about an individual student (or  
2                   former student).

3                   “(iii) DEFINITIONS.—In this subpara-  
4                   graph:

5                   “(I) COVERED INSTITUTION.—

6                   The term ‘covered institution’ means  
7                   an institution that is the beneficiary  
8                   of an endowment fund that has a  
9                   total value of not less than  
10                  \$1,000,000,000.

11                  “(II) ENDOWMENT FUND.—The

12                 term ‘endowment fund’ means a fund  
13                 established by State law, by an insti-  
14                 tution of higher education, or by a  
15                 foundation which is exempt from Fed-  
16                 eral income taxation and is main-  
17                 tained for the purpose of generating  
18                 income for the support of the institu-  
19                 tion, but which shall not include real  
20                 estate.”.

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