

116TH CONGRESS  
1ST SESSION

# H. R. 4298

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

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## 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

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

3           “(5) MAXIMUM PERIOD.—

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

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

7           “(B) EXCEPTION.—

8           “(i) IN GENERAL.—Any Federal Pell  
9 Grant that a student received during a pe-  
10 riod described in subclause (I) or (II) of  
11 clause (ii) shall not count towards the stu-  
12 dent’s duration limits under this para-  
13 graph.

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

18           “(I) during a period—

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

22           “(bb) for which the loan de-  
23 scribed in item (aa) is forgiven  
24 under—

1                   “(AA) section 437(e)(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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