

114TH CONGRESS
1ST SESSION

S. 2037

To amend the Higher Education Act of 1965 to clarify the Federal Pell Grant duration limits of borrowers who attend an institution of higher education that closes or commits fraud or other misconduct, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 16, 2015

Mrs. BOXER (for herself, Mr. DURBIN, Ms. WARREN, Ms. HIRONO, and Mr. MURPHY) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Higher Education Act of 1965 to clarify the Federal Pell Grant duration limits of borrowers who attend an institution of higher education that closes or commits fraud or other misconduct, and for other purposes.

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 of 2015”.

1 **SEC. 2. FEDERAL PELL GRANT DURATION LIMITS.**

2 Section 401(c)(5) of the Higher Education Act of
3 1965 (20 U.S.C. 1070a(c)(5)) is amended—

4 (1) by striking “The period” and inserting “(A)
5 Except as provided in subparagraph (B), the pe-
6 riod”; and

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

8 “(B)(i) Any Federal Pell Grant that a student
9 received during a period described in subclause (I)
10 or (II) of clause (ii) shall not count towards the stu-
11 dent’s duration limits under this paragraph.

12 “(ii) Clause (i) shall apply with respect to any
13 Federal Pell Grant awarded to a student to attend
14 an institution—

15 “(I) during a period—

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

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

20 “(AA) section 437(c)(1) or
21 464(g)(1) due to the closing of the in-
22 stitution;

23 “(BB) section 455(h) due to the
24 student’s successful assertion of a de-
25 fense to repayment of the loan; or

1 “(CC) section 432(a)(6), section
2 685.215 of title 34, Code of Federal
3 Regulations (or a successor regula-
4 tion), or any other loan forgiveness
5 provision or regulation under this Act,
6 as a result of a determination by the
7 Secretary or a court that the institu-
8 tion committed fraud or other mis-
9 conduct; or

10 “(II) during a period for which the student
11 did not receive a loan under this title but for
12 which, if the student had received such a loan,
13 the student would have qualified for loan for-
14 giveness under subclause (I)(bb).”.

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