

106TH CONGRESS  
2D SESSION

# S. 2978

To recruit and retain more qualified individuals to teach in Tribal Colleges  
or Universities.

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IN THE SENATE OF THE UNITED STATES

JULY 27, 2000

Mr. DASCHLE (for himself, Mr. BINGAMAN, Mr. CONRAD, Mr. BAUCUS, Mr. KERREY, Mr. KOHL, Mr. AKAKA, Mr. JOHNSON, Mr. REID, Mr. KENNEDY, and Mr. DODD) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

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## A BILL

To recruit and retain more qualified individuals to teach  
in Tribal Colleges or Universities.

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. LOAN REPAYMENT OR CANCELLATION FOR IN-**  
4 **DIVIDUALS WHO TEACH IN TRIBAL COL-**  
5 **LEGES OR UNIVERSITIES.**

6 (a) SHORT TITLE.—This Act may be cited as the  
7 “Tribal College or University Teacher Loan Forgiveness  
8 Act”.

9 (b) PERKINS LOANS.—

1           (1) AMENDMENT.—Section 465(a) of the High-  
2           er Education Act of 1965 (20 U.S.C. 1087ee(a)) is  
3           amended—

4                   (A) in paragraph (2)—

5                           (i) in subparagraph (H), by striking  
6                           “or” after the semicolon;

7                           (ii) in subparagraph (I), by striking  
8                           the period and inserting “; or”; and

9                           (iii) by adding at the end the fol-  
10                          lowing:

11                       “(J) as a full-time teacher at a tribal College or  
12                       University as defined in section 316(b).”; and

13                           (B) in paragraph (3)(A)(i), by striking “or  
14                           (I)” and inserting “(I), or (J)”.

15           (2) EFFECTIVE DATE.—The amendments made  
16           by paragraph (1) shall be effective for service per-  
17           formed during academic year 1998–1999 and suc-  
18           ceeding academic years, notwithstanding any con-  
19           trary provision of the promissory note under which  
20           a loan under part E of title IV of the Higher Edu-  
21           cation Act of 1965 (20 U.S.C. 1087aa et seq.) was  
22           made.

23           (c) FFEL AND DIRECT LOANS.—Part G of title IV  
24           of the Higher Education Act of 1965 (20 U.S.C. 1088  
25           et seq.) is amended by adding at the end the following:



1           “(B) 20 percent of such total amount, for  
2           the third or fourth year of such employment;  
3           and

4           “(C) 30 percent of such total amount, for  
5           the fifth year of such employment.

6           “(2) MAXIMUM.—The Secretary shall not repay  
7           or cancel under this section more than \$15,000 in  
8           the aggregate of loans made, insured, or guaranteed  
9           under parts B and D for any student.

10           “(3) TREATMENT OF CONSOLIDATION LOANS.—  
11           A loan amount for a loan made under section 428C  
12           may be a qualified loan amount for the purposes of  
13           this subsection only to the extent that such loan  
14           amount was used to repay a loan made, insured, or  
15           guaranteed under part B or D for a borrower who  
16           meets the requirements of subsection (a), as deter-  
17           mined in accordance with regulations prescribed by  
18           the Secretary.

19           “(c) REGULATIONS.—The Secretary is authorized to  
20           issue such regulations as may be necessary to carry out  
21           the provisions of this section.

22           “(d) CONSTRUCTION.—Nothing in this section shall  
23           be construed to authorize any refunding of any repayment  
24           of a loan.

1       “(e) PREVENTION OF DOUBLE BENEFITS.—No bor-  
2 rower may, for the same service, receive a benefit under  
3 both this section and subtitle D of title I of the National  
4 and Community Service Act of 1990 (42 U.S.C. 12571  
5 et seq.).

6       “(f) DEFINITION.—For purposes of this section, the  
7 term ‘year’, when applied to employment as a teacher,  
8 means an academic year as defined by the Secretary.”.

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