

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3785

To establish expanded teacher loan forgiveness programs under the guaranteed and direct student loan programs for teachers of mathematics and science, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 26, 2002

Mr. BAKER introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To establish expanded teacher loan forgiveness programs under the guaranteed and direct student loan programs for teachers of mathematics and science, 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 “Math and Science  
5 Teacher Recruitment Act of 2002”.

1 **SEC. 2. REVISION OF TEACHER LOAN FORGIVENESS PRO-**  
2 **GRAMS.**

3 (a) GUARANTEED STUDENT LOANS.—Part B of title  
4 IV of the Higher Education Act of 1965 is amended by—

5 (1) redesignating section 428K (20 U.S.C.  
6 1078–11) as section 428L; and

7 (2) by inserting after section 428J the following  
8 new section:

9 **“SEC. 428K. EXPANDED LOAN FORGIVENESS FOR TEACH-**  
10 **ERS.**

11 “(a) PURPOSE.—It is the purpose of this section to  
12 expand, subject to the availability of appropriations, the  
13 eligibility of individuals to qualify for loan forgiveness for  
14 teachers beyond that available under section 428J, in  
15 order to provide additional incentives for teachers of math-  
16 ematics and science in low-income public middle and sec-  
17 ondary schools to enter and continue in the teaching pro-  
18 fession.

19 “(b) PROGRAM AUTHORIZED.—

20 “(1) IN GENERAL.—From the sums appro-  
21 priated pursuant to subsection (g), the Secretary  
22 shall carry out a program, through the holder of the  
23 loan, of assuming the obligation to repay a qualified  
24 loan amount for a loan made under section 428 or  
25 428H, in accordance with subsection (c), for any  
26 borrower who—

1           “(A) is employed as a full-time teacher in  
2 a low-income public school in grades 7 through  
3 12, inclusive, as a teacher of mathematics or  
4 science;

5           “(B) has entered into an agreement with  
6 the local educational agency to continue teach-  
7 ing in such grades and subject matter for not  
8 less than 3 complete school years;

9           “(C) had mathematics, life or physical  
10 sciences, technology, or engineering as an un-  
11 dergraduate academic major, or has a graduate  
12 degree in any such field, as certified by the  
13 chief administrative officer of the public school  
14 in which the borrower is employed;

15           “(D) has a State certification (which may  
16 include certification obtained through alter-  
17 native means) or a State license to teach, and  
18 has not failed to comply with State or local ac-  
19 countability standards; and

20           “(E) is not in default on a loan for which  
21 the borrower seeks forgiveness.

22           “(2) SELECTION OF RECIPIENTS.—The Sec-  
23 retary shall by regulation establish a formula that  
24 ensures fairness and equality for applicants in the  
25 selection of borrowers for loan repayment under this

1 section, based on the amount of funds available to  
2 carry out this section.

3 “(3) CONTINUED ELIGIBILITY.—Any teacher  
4 who performs service in a school that—

5 “(A) meets the requirements of paragraph  
6 (1)(A) in any year during such service; and

7 “(B) in a subsequent year fails to meet the  
8 requirements of such paragraph,

9 may continue to teach in such school and shall be  
10 eligible for loan forgiveness pursuant to subsection  
11 (b).

12 “(4) PROHIBITION OF DOUBLE BENEFITS.—No  
13 borrower may, for the same service, receive a benefit  
14 under both this section and subtitle D of title I of  
15 the National and Community Service Act of 1990  
16 (42 U.S.C. 12571 et seq.). No borrower may receive  
17 a reduction of loan obligations under both this sec-  
18 tion and section 428J, 460, or 460A.

19 “(c) QUALIFIED LOAN AMOUNTS.—

20 “(1) IN GENERAL.—The Secretary shall repay  
21 not more than—

22 “(A) \$2,500 for each complete school year  
23 of teaching described in subsection (b)(1)(A)  
24 (after the third or any succeeding such year); or

25 “(B) a total of \$20,000.

1           “(2) TREATMENT OF CONSOLIDATION LOANS.—

2           A loan amount for a loan made under section 428C  
3           may be a qualified loan amount for the purposes of  
4           this subsection only to the extent that such loan  
5           amount was used to repay a Federal Direct Stafford  
6           Loan, a Federal Direct Unsubsidized Stafford Loan,  
7           or a loan made under section 428 or 428H for a  
8           borrower who meets the requirements of subsection  
9           (b), as determined in accordance with regulations  
10          prescribed by the Secretary.

11          “(d) DEFINITIONS.—For purposes of this section:

12           “(1) The term ‘year’, where applied to service  
13           as a teacher, means an academic year as defined by  
14           the Secretary.

15           “(2) The term ‘low-income public school’ means  
16           a public school with high percentages or numbers of  
17           students from low-income families, as determined  
18           under section 1113(a)(5) or 1124(c)(1) of the Ele-  
19           mentary and Secondary Education Act of 1965 (20  
20           U.S.C. 6313(a)(5), 6333(c)(1)).

21          “(e) RULE OF CONSTRUCTION.—Nothing in this sec-  
22          tion may be construed to authorize any refunding of any  
23          repayment of a loan.



1       eral Direct Stafford Loans and Federal Direct Un-  
2       subsidized Stafford Loans made under this part for  
3       any borrower who—

4               “(A) is employed as a full-time teacher in  
5               a public school in grades 7 through 12, inclu-  
6               sive, as a teacher of mathematics or science;

7               “(B) has entered into an agreement with  
8               the local educational agency to continue teach-  
9               ing in such grades and subject matter for not  
10              less than 3 complete school years;

11              “(C) had mathematics, life or physical  
12              sciences, technology, or engineering as an un-  
13              dergraduate academic major, or has a graduate  
14              degree in any such field, as certified by the  
15              chief administrative officer of the public school  
16              in which the borrower is employed;

17              “(D) has a State certification (which may  
18              include certification obtained through alter-  
19              native means) or a State license to teach, and  
20              has not failed to comply with State or local ac-  
21              countability standards; and

22              “(E) is not in default on a loan for which  
23              the borrower seeks forgiveness.

24              “(2) SELECTION OF RECIPIENTS.—The Sec-  
25              retary shall by regulation establish a formula that

1 ensures fairness and equality for applicants in the  
2 selection of borrowers for loan repayment under this  
3 section, based on the amount of funds available to  
4 carry out this section.

5 “(3) CONTINUED ELIGIBILITY.—Any teacher  
6 who performs service in a school that—

7 “(A) meets the requirements of paragraph  
8 (1)(A) in any year during such service; and

9 “(B) in a subsequent year fails to meet the  
10 requirements of such paragraph,

11 may continue to teach in such school and shall be  
12 eligible for loan forgiveness pursuant to subsection  
13 (b).

14 “(4) PROHIBITION OF DOUBLE BENEFITS.—No  
15 borrower may, for the same service, receive a benefit  
16 under both this section and subtitle D of title I of  
17 the National and Community Service Act of 1990  
18 (42 U.S.C. 12571 et seq.). No borrower may receive  
19 a reduction of loan obligations under both this sec-  
20 tion and section 428J, 428K, or 460.

21 “(c) QUALIFIED LOAN AMOUNTS.—

22 “(1) IN GENERAL.—The Secretary shall cancel  
23 not more than—

1           “(A) \$2,500 for each complete school year  
2           of teaching described in subsection (b)(1)(A)  
3           (after the third or any succeeding such year); or

4           “(B) a total of \$20,000.

5           “(2) TREATMENT OF CONSOLIDATION LOANS.—

6           A loan amount for a Federal Direct Consolidation  
7           Loan may be a qualified loan amount for the pur-  
8           poses of this subsection only to the extent that such  
9           loan amount was used to repay a Federal Direct  
10          Stafford Loan, a Federal Direct Unsubsidized Staf-  
11          ford Loan, or a loan made under section 428 or  
12          428H for a borrower who meets the requirements of  
13          subsection (b), as determined in accordance with  
14          regulations prescribed by the Secretary.

15          “(d) DEFINITIONS.—For purposes of this section:

16                 “(1) The term ‘year’, where applied to service  
17                 as a teacher, means an academic year as defined by  
18                 the Secretary.

19                 “(2) The term ‘low-income public school’ means  
20                 a public school with high percentages or numbers of  
21                 students from low-income families, as determined  
22                 under section 1113(a)(5) or 1124(c)(1) of the Ele-  
23                 mentary and Secondary Education Act of 1965 (20  
24                 U.S.C. 6313(a)(5), 6333(c)(1)).

1       “(e) RULE OF CONSTRUCTION.—Nothing in this sec-  
2 tion may be construed to authorize any refunding of any  
3 repayment of a loan.

4       “(f) REGULATIONS.—The Secretary is authorized to  
5 issue such regulations as may be necessary to carry out  
6 the provisions of this section.

7       “(g) AUTHORIZATION OF APPROPRIATIONS.—There  
8 are authorized to be appropriated to carry out this section  
9 such sums as may be necessary for fiscal year 2003 and  
10 each of the 5 succeeding fiscal years.”.

11 **SEC. 3. PUBLICATION OF INFORMATION CONCERNING**  
12 **AVAILABILITY OF PROGRAM.**

13       Section 485(a)(1)(M) of the Higher Education Act  
14 of 1965 (20 U.S.C. 1092(a)(1)(M)) is amended—

15           (1) by striking “, and” at the end of clause (i)  
16 and inserting a semicolon;

17           (2) by inserting “and” after the semicolon at  
18 the end of clause (ii); and

19           (3) by inserting after clause (ii) the following  
20 new clause:

21                   “(iii) obtain repayment or cancellation of a  
22 portion of such loan for service as a teacher  
23 under sections 428J, 428K, 460, and 460A;”.

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