

108TH CONGRESS
1ST SESSION

H. R. 1168

To amend the Higher Education Act of 1965 to provide deferments and interest payments for borrowers of student loans who are called to active duty.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2003

Mr. RYAN of Ohio (for himself, Mr. ACEVEDO-VILÁ, Mr. BROWN of Ohio, Mr. CHABOT, Mr. ETHERIDGE, Mr. FARR, Mr. FORD, Mr. FRANK of Massachusetts, Mr. FROST, Mr. HOLDEN, Mr. INSLEE, Mrs. JONES of Ohio, Mr. JONES of North Carolina, Ms. KAPTUR, Mr. KILDEE, Mr. LATOURETTE, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mrs. MALONEY, Mr. GEORGE MILLER of California, Mr. OWENS, Mr. REYES, Mr. SERRANO, Mr. SIMMONS, and Mr. SMITH of Washington) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Higher Education Act of 1965 to provide deferments and interest payments for borrowers of student loans who are called to active duty.

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 “Active Reservists and
5 National Guard Student Loan Relief Act of 2003”.

1 **SEC. 2. DEFERMENT DURING ACTIVE DUTY.**

2 (a) FFEL AND DIRECT SUBSIDIZED LOANS.—Section
3 428(b)(1)(M) of the Higher Education Act of 1965 (20
4 U.S.C. 1078(b)(1)(M)) is amended—

5 (1) by striking “or” at the end of clause (ii);

6 (2) by inserting “or” after the semicolon at the
7 end of clause (iii); and

8 (3) by inserting after clause (iii) the following
9 new clause:

10 “(iv) not in excess of 3 years during
11 which the borrower—

12 “(I) is on active duty under sec-
13 tion 688, 12301(a), 12301(g), 12302,
14 12304, 12306, or 12406, or chapter
15 15 of title 10, United States Code, or
16 any other provision of law during a
17 war or during a national emergency
18 declared by the President or Congress,
19 regardless of the location at which
20 such active duty service is performed;
21 or

22 “(II) in the case of a member of
23 the National Guard, is on full-time
24 National Guard duty (as defined in
25 section 101(d)(5) of title 10, United
26 States Code) under a call to active

1 service authorized by the President or
2 the Secretary of Defense for a period
3 of more than 30 consecutive days
4 under section 502(f) of title 32,
5 United States Code, for purposes of
6 responding to a national emergency
7 declared by the President and sup-
8 ported by Federal funds.”.

9 (b) PERKINS LOANS.—Section 464(c)(2)(A) of such
10 Act (20 U.S.C. 1087dd(c)(2)(A)) is amended—

11 (1) by striking “or” at the end of clause (iii);

12 (2) by inserting “or” after the semicolon at the
13 end of clause (iv); and

14 (3) by inserting after clause (iii) the following
15 new clause:

16 “(v) not in excess of 3 years during
17 which the borrower—

18 “(I) is on active duty under sec-
19 tion 688, 12301(a), 12301(g), 12302,
20 12304, 12306, or 12406, or chapter
21 15 of title 10, United States Code, or
22 any other provision of law during a
23 war or during a national emergency
24 declared by the President or Congress,
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9 the Secretary of Defense for a period
10 of more than 30 consecutive days
11 under section 502(f) of title 32,
12 United States Code, for purposes of
13 responding to a national emergency
14 declared by the President and sup-
15 ported by Federal funds.”.

16 **SEC. 3. EFFECTIVE DATE.**

17 The amendments made by section 2 shall apply with
18 respect to loans for which the first disbursement is made
19 on or after July 1, 1993, to an individual who is a new
20 borrower (within the meaning of section 103 of the Higher
21 Education Act of 1965 (20 U.S.C. 1003)) on the date
22 such individual applies for a loan.

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