

109TH CONGRESS  
1ST SESSION

# H. R. 3690

To provide relief to students, schools, and student borrowers affected by natural disaster.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 7, 2005

Mr. GEORGE MILLER of California (for himself, Mr. KILDEE, Mrs. MCCARTHY, Mr. ANDREWS, Mr. HINOJOSA, Mr. HOLT, Ms. MCCOLLUM of Minnesota, Mr. BARROW, Mr. RYAN of Ohio, Mr. VAN HOLLEN, Ms. SLAUGHTER, Mr. SCOTT of Virginia, Mr. BROWN of Ohio, Mr. DAVIS of Florida, Mr. GRIJALVA, Mr. ETHERIDGE, Mr. MOORE of Kansas, Ms. LEE, Mr. PAYNE, Mr. KENNEDY of Rhode Island, Mr. HIGGINS, Mr. DAVIS of Illinois, Mr. TIERNEY, Mr. MORAN of Virginia, Mr. KUCINICH, Mr. PALLONE, Mrs. DAVIS of California, Mr. BISHOP of New York, Mr. CONYERS, Mr. NADLER, Mr. HOYER, and Mr. MENENDEZ) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To provide relief to students, schools, and student borrowers affected by natural disaster.

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 “Katrina College Stu-  
5 dent Relief Act”.

1 **SEC. 2. WAIVERS OF STUDENT GRANT REPAYMENT BY STU-**  
2 **DENTS AFFECTED BY DISASTERS.**

3 Section 484B(b)(2) of the Higher Education Act of  
4 1965 (20 U.S.C. 1091b(b)(2)) is amended by adding at  
5 the end the following new subparagraph:

6 “(D) WAIVERS OF STUDENT GRANT RE-  
7 PAYMENT BY STUDENTS AFFECTED BY DISAS-  
8 TERS.—The Secretary may waive the amounts  
9 that students are required to return under this  
10 section with respect to grant assistance under  
11 this title if the withdrawals on which the re-  
12 turns are based are withdrawals by students—

13 “(i) who were residing in, employed  
14 in, or attending an institution of higher  
15 education that is located in, or were de-  
16 pendent students whose parent or parents  
17 were residing or employed in, an area in  
18 which the President has declared that a  
19 major disaster exists, in accordance with  
20 section 401 of the Robert T. Stafford Dis-  
21 aster Relief and Emergency Assistance Act  
22 (42 U.S.C. 5170);

23 “(ii) whose attendance was inter-  
24 rupted because of the impact of the dis-  
25 aster on the student or the institution; and

1                   “(iii) whose withdrawal ended within  
2                   the academic year during which the des-  
3                   ignation occurred or during the next suc-  
4                   ceeding academic year.”.

5 **SEC. 3. STUDENT LOAN DEFERMENT.**

6           (a) **GUARANTEED LOANS.**—Section 428(b)(1)(M) of  
7 the Higher Education Act of 1965 (20 U.S.C.  
8 1078(b)(1)(M)) is amended—

9                   (1) by striking “or” at the end of clause (ii);  
10                   (2) by inserting “or” after the semicolon at the  
11                   end of clause (iii); and

12                   (3) by adding after clause (iii) the following  
13                   new clause:

14                                   “(iv) not in excess of 6 months in the  
15                                   case of a borrower—

16   “(I) who was attending an insti-  
17   tution of higher education that is lo-  
18   cated in, or was employed or residing  
19   in, an area in which the President has  
20   declared that a major disaster exists,  
21   in accordance with section 401 of the  
22   Robert T. Stafford Disaster Relief  
23   and Emergency Assistance Act (42  
24   U.S.C. 5170); and

1 “(II) whose attendance, employ-  
2 ment, or residence was interrupted be-  
3 cause of the impact of the disaster;”.

4 (b) DIRECT LOANS.—Section 455(f)(2) of such Act  
5 (20 U.S.C. 1087e(f)(2)) is amended—

6 (1) by striking the period at the end of sub-  
7 paragraph (C) and inserting “; or”; and

8 (2) by adding at the end the following new sub-  
9 paragraph:

10 “(D) not in excess of 6 months in the case  
11 of a borrower—

12 “(i) who was attending an institution  
13 of higher education that is located in, or  
14 was employed or residing in, an area in  
15 which the President has declared that a  
16 major disaster exists, in accordance with  
17 section 401 of the Robert T. Stafford Dis-  
18 aster Relief and Emergency Assistance Act  
19 (42 U.S.C. 5170); and

20 “(ii) whose attendance, employment,  
21 or residence was interrupted because of the  
22 impact of the disaster;”.

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

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

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

3           (3) by inserting after clause (iv) the following  
4           new clause:

5           “(v) not in excess of 6 months in the case of  
6           a borrower—

7                   “(I) who was attending an institution of  
8                   higher education that is located in, or was em-  
9                   ployed or residing in, an area in which the  
10                  President has declared that a major disaster ex-  
11                  ists, in accordance with section 401 of the Rob-  
12                  ert T. Stafford Disaster Relief and Emergency  
13                  Assistance Act (42 U.S.C. 5170); and

14                   “(II) whose attendance, employment, or  
15                  residence was interrupted because of the impact  
16                  of the disaster;”.

17 **SEC. 4. EXPECTED FAMILY CONTRIBUTION.**

18           Section 474 of the Higher Education Act of 1965 (20  
19           U.S.C. 1087nn) is amended by adding at the end the fol-  
20           lowing new subsection:

21           “(c) **RECALCULATION OF EFC FOR STUDENTS AF-**  
22           **FFECTED BY DISASTERS.**—The Secretary shall provide for  
23           the recalculation of expected family contribution for the  
24           current academic year, when possible, and for the ensuing  
25           academic year, for any student—

1           “(1) who resides in, is employed in, or is at-  
2           tending an institution of higher education that is lo-  
3           cated in, or is a dependent student whose parent or  
4           parents reside or are employed in, an area in which  
5           the President has declared that a major disaster ex-  
6           ists, in accordance with section 401 of the Robert T.  
7           Stafford Disaster Relief and Emergency Assistance  
8           Act (42 U.S.C. 5170); and  
9           “(2) whose income or assets, or whose family  
10          income or assets, are affected by such disaster.”.

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