

110TH CONGRESS  
1ST SESSION

# H. R. 4153

To make certain technical corrections and transition amendments to the  
College Cost Reduction and Access Act.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 13, 2007

Mr. GEORGE MILLER of California introduced the following bill; which was  
referred to the Committee on Education and Labor

NOVEMBER 13, 2007

The Committee on Education and Labor discharged; considered and passed

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## A BILL

To make certain technical corrections and transition  
amendments to the College Cost Reduction and Access Act.

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 “College Cost Reduction  
5 and Access Act Technical Amendments of 2007”.

6 **SEC. 2. FEDERAL PELL GRANTS.**

7 (a) CORRECTION OF DESIGNATION.—

8 (1) CCRAA AMENDMENT.—Section 101(a)(2)  
9 of the College Cost Reduction and Access Act (Pub-

1       lic Law 110–84) is amended by striking “para-  
2       graphs (4) through (9) as paragraphs (3) through  
3       (8)” and inserting “paragraphs (4) through (8) as  
4       paragraphs (3) through (7)”.

5           (2) REDESIGNATION.—Paragraph (9) of section  
6       401(b) of the Higher Education Act of 1965 (20  
7       U.S.C. 1070a(b)(9)), as added by section 102(b) of  
8       the College Cost Reduction and Access Act (Public  
9       Law 110–84), is redesignated as paragraph (8).

10       (b) REVISION OF AVAILABILITY RULE.—Paragraph  
11       (8) of section 401(b) (as redesignated by subsection (a)(2)  
12       of this section) is amended by striking subparagraph (F)  
13       and inserting the following:

14           “(F) USE OF FISCAL YEAR FUNDS FOR  
15           AWARD YEARS.—The amounts made available  
16           by subparagraph (A) for any fiscal year shall  
17           remain available for the fiscal year succeeding  
18           the fiscal year for which such amounts are  
19           made available.”.

20       **SEC. 3. DEFINITION OF UNTAXED INCOME AND BENEFITS.**

21       (a) AMENDMENT.—Section 480(b) of the Higher  
22       Education Act of 1965 (20 U.S.C. 1087vv(b)) is amended  
23       by striking paragraph (2) and inserting the following:

24           “(2) The term ‘untaxed income and benefits’  
25       shall not include—

1           “(A) the amount of additional child tax  
2 credit claimed for Federal income tax purposes;

3           “(B) welfare benefits, including assistance  
4 under a State program funded under part A of  
5 title IV of the Social Security Act and aid to  
6 dependent children;

7           “(C) the amount of earned income credit  
8 claimed for Federal income tax purposes;

9           “(D) the amount of credit for Federal tax  
10 on special fuels claimed for Federal income tax  
11 purposes;

12           “(E) the amount of foreign income ex-  
13 cluded for purposes of Federal income taxes; or

14           “(F) untaxed social security benefits.”.

15       (b) EFFECTIVE DATE.—This section and the amend-  
16 ment made by this section shall take effect on July 1,  
17 2009.

18 **SEC. 4. DEFINITION OF INDEPENDENT STUDENT.**

19       (a) AMENDMENT.—Section 480(d)(1) of the Higher  
20 Education Act of 1965 (20 U.S.C. 1087vv(d)(1)) is  
21 amended by striking subparagraph (B) and inserting the  
22 following:

23           “(B) is an orphan, in foster care, or a  
24 ward of the court, or was an orphan, in foster

1 care, or a ward of the court at any time when  
2 the individual was 13 years of age or older;”.

3 (b) EFFECTIVE DATE.—This section and the amend-  
4 ment made by this section shall take effect on July 1,  
5 2009.

6 **SEC. 5. INCOME-BASED REPAYMENT FOR MARRIED BOR-**  
7 **ROWERS FILING SEPARATELY.**

8 Section 493C of the Higher Education Act of 1965  
9 (20 U.S.C. 1098e) is amended by adding at the end the  
10 following:

11 “(d) SPECIAL RULE FOR MARRIED BORROWERS FIL-  
12 ING SEPARATELY.—In the case of a married borrower who  
13 files a separate Federal income tax return, the Secretary  
14 shall calculate the amount of the borrower’s income-based  
15 repayment under this section solely on the basis of the  
16 borrower’s student loan debt and adjusted gross income.”.

17 **SEC. 6. DEFERRAL OF LOAN REPAYMENT FOLLOWING AC-**  
18 **TIVE DUTY.**

19 Section 493D(a) of the Higher Education Act of  
20 1965 (20 U.S.C. 1098f(a)) is amended by inserting “or  
21 full-time National Guard duty” after “is called or ordered  
22 to active duty”.

1 **SEC. 7. TEACH GRANTS.**

2 Subpart 9 of part A of title IV of the Higher Edu-  
3 cation Act of 1965 (20 U.S.C. 1070g et seq.) is amend-  
4 ed—

5 (1) in section 420L(1)(B), by striking “sound”  
6 and inserting “responsible”;

7 (2) in section 420M—

8 (A) by striking “academic year” each place  
9 it appears in subsections (a)(1) and (c)(1) and  
10 inserting “year”; and

11 (B) in subsection (c)(2)—

12 (i) by striking “other student assist-  
13 ance” and inserting “other assistance the  
14 student may receive”; and

15 (ii) by striking the second sentence.

16 **SEC. 8. REDESIGNATION AND RELOCATION.**

17 The Higher Education Act of 1965 (20 U.S.C. 1001  
18 et seq.) is further amended—

19 (1) by redesignating part J of title IV (as  
20 added by section 802 of the College Cost Reduction  
21 and Access Act (Public Law 110–84)) as part G of  
22 title III of the Higher Education Act of 1965, and  
23 moving such part from the end of title IV to the end  
24 of title III of such Act; and

1           (2) by redesignating section 499A (as added by  
2           such section 802) as section 399A.

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