

117TH CONGRESS
1ST SESSION

H. R. 5126

To require that certain loans made to parents on behalf of a dependent student and to graduate students are included in the definition of cohort default rate under the Higher Education Act of 1965, to require the Secretary of Education to report default rates for such loans, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 27, 2021

Ms. VAN DUYNE introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To require that certain loans made to parents on behalf of a dependent student and to graduate students are included in the definition of cohort default rate under the Higher Education Act of 1965, to require the Secretary of Education to report default rates for such loans, 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 “Combating Predatory
5 Lending in Higher Education Act of 2021”.

1 **SEC. 2. ADDITION OF CERTAIN LOANS TO PARENTS AND**
2 **GRADUATE STUDENT TO THE CALCULATION**
3 **AND REPORTING OF COHORT DEFAULT**
4 **RATES.**

5 (a) DEFINITION OF “COHORT DEFAULT RATE”.—

6 Section 435(m) of the Higher Education Act of 1965 (20
7 U.S.C. 1085(m)) is amended—

8 (1) in paragraph (1)—

9 (A) in subparagraph (A)—

10 (i) by striking “section 428, 428A, or
11 428H” and inserting “this part or part
12 D”; and

13 (ii) by inserting “or a Federal Direct
14 Consolidation Loan” after “section 428C”;
15 and

16 (B) in subparagraph (C), by inserting “or
17 a Federal Direct Consolidation Loan” after
18 “section 428C”; and

19 (2) in paragraph (2), by adding at the end the
20 following new subparagraph:

21 “(E) For the purposes of this subsection, the
22 term ‘students’, when used with respect to a deter-
23 mination or calculation of the number of students
24 who enter repayment or default on a loan received
25 for attendance at an institution, shall include par-
26 ents with a Federal Direct PLUS Loan or a loan

1 under section 428B made on behalf of a dependent
2 student for attendance at the institution.”.

3 (b) COLLECTION AND REPORTING OF COHORT DE-
4 FAULT RATES.—Section 435(m)(4)(A) of such Act of
5 1965 (20 U.S.C. 1085(m)(4)(A)) is amended—

6 (1) by striking “section 428, 428A, or 428H”
7 and inserting “this part or part D”; and

8 (2) by inserting “or a Federal Direct Consolida-
9 tion Loan” after “section 428C”.

10 (c) EFFECTIVE DATE.—The amendments made by
11 this section shall be effective for the first fiscal year begin-
12 ning after the date of enactment of this Act, and each
13 subsequent fiscal year.

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