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(Original Signature of Member)

114TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title III of the Higher Education Act of 1965 to strengthen  
minority-serving institutions.

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IN THE HOUSE OF REPRESENTATIVES

Ms. CHU of California introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend title III of the Higher Education Act of 1965  
to strengthen minority-serving institutions.

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 “Minority-Serving Insti-  
5 tution Fairness Act”.

1 **SEC. 2. ALASKA NATIVE AND NATIVE HAWAIIAN-SERVING**  
2 **INSTITUTIONS.**

3 Section 317(d)(3) of the Higher Education Act of  
4 1965 (20 U.S.C. 1059d(d)(3)) is amended by striking sub-  
5 paragraph (A) and inserting the following:

6 “(A) CONCURRENT FUNDING.—No Alas-  
7 kan Native-serving institution or Native Hawai-  
8 ian-serving institution that receives funds under  
9 this section shall concurrently receive funds  
10 under section 316 or 318, or part B.”.

11 **SEC. 3. NATIVE AMERICAN-SERVING, NONTRIBAL INSTITU-**  
12 **TIONS.**

13 Section 319(d)(3) of the Higher Education Act of  
14 1965 (20 U.S.C. 1059f(d)(3)) is amended by striking sub-  
15 paragraph (A) and inserting the following:

16 “(A) CONCURRENT FUNDING.—No Native  
17 American-serving, nontribal institution that re-  
18 ceives funds under this section shall concur-  
19 rently receive funds under section 316 or 318,  
20 or part B.”.

21 **SEC. 4. ASIAN AMERICAN AND NATIVE AMERICAN PACIFIC**  
22 **ISLANDER-SERVING INSTITUTIONS.**

23 Section 320(d)(3) of the Higher Education Act of  
24 1965 (20 U.S.C. 1059g(d)(3)) is amended by striking sub-  
25 paragraph (A) and inserting the following:

1           “(A) CONCURRENT FUNDING.—No Asian  
2           American and Native American Pacific Is-  
3           lander-serving institution that receives funds  
4           under this section shall concurrently receive  
5           funds under section 316 or 318, or part B.”.

6 **SEC. 5. HISPANIC-SERVING INSTITUTIONS.**

7           Section 505 of the Higher Education Act of 1965 (20  
8           U.S.C. 1101d) is amended by striking “A or”.

9 **SEC. 6. LIMITATIONS ON CONCURRENT RECEIPT OF PRO-**  
10 **GRAM FUNDS.**

11           (a) LIMITATIONS ON CONCURRENT RECEIPT OF PRO-  
12 GRAM FUNDS.—Part A of title III of the Higher Edu-  
13 cation Act of 1965 (20 U.S.C. 1057 et seq.) is amended  
14 by adding at the end the following:

15 **“SEC. 321. LIMITATION ON CONCURRENT RECEIPT OF PRO-**  
16 **GRAM FUNDS.**

17           “Subject to the availability of applications, not less  
18 than 35 percent of the funding awarded under each of sec-  
19 tions 317, 319, or 320, or part A of title V, for a fiscal  
20 year, shall be awarded to institutions that are not eligible  
21 for funds concurrently under more than one program  
22 under section 317, 319, or 320, or part A of title V, for  
23 such fiscal year.”.

24           (b) INVESTMENT IN HISTORICALLY BLACK COL-  
25 LEGES AND UNIVERSITIES AND OTHER MINORITY-SERV-

1 ING INSTITUTIONS.—Section 371 of the Higher Education  
2 Act of 1965 (20 U.S.C. 1067q) is amended by adding at  
3 the end the following:

4 “(d) LIMITATIONS ON CONCURRENT RECEIPT OF  
5 PROGRAM FUNDS.—An eligible institution described in  
6 paragraph (2), (4), (6), or (7) of subsection (a) may re-  
7 ceive more than one grant under this section for a fiscal  
8 year, if, subject to availability of applications, not less  
9 than 35 percent of the funding awarded under this section  
10 to institutions described in each of such paragraphs is  
11 awarded to institutions that are not eligible for funds con-  
12 currently under more than one program under this section  
13 for such fiscal year.”.

14 (e) DURATION OF GRANT.—Section 313(b) of the  
15 Higher Education Act of 1965 (20 U.S.C. 1059(b)) is  
16 amended—

17 (1) by inserting “a section under” after  
18 “awarding grants under”; and

19 (2) by inserting “the same section under” after  
20 “receiving a grant under”.