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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.

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 (c) 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”.