

116TH CONGRESS
1ST SESSION

H. R. 103

To amend the Higher Education Act of 1965 to establish fair and consistent eligibility requirements for graduate medical schools operating outside the United States and Canada.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2019

Mr. BURGESS introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the Higher Education Act of 1965 to establish fair and consistent eligibility requirements for graduate medical schools operating outside the United States and Canada.

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 “Foreign Medical School
5 Accountability Fairness Act of 2019”.

6 **SEC. 2. PURPOSE.**

7 The purpose of this Act is to establish consistent eli-
8 gibility requirements for graduate medical schools oper-

1 ating outside of the United States and Canada in order
2 to increase accountability and protect American students
3 and taxpayer dollars.

4 **SEC. 3. REPEAL GRANDFATHER PROVISIONS.**

5 Section 102(a)(2) of the Higher Education Act of
6 1965 (20 U.S.C. 1002(a)(2)) is amended—

7 (1) in subparagraph (A), by striking clause (i)
8 and inserting the following:

9 “(i) in the case of a graduate medical
10 school located outside the United States—

11 “(I) at least 60 percent of those
12 enrolled in, and at least 60 percent of
13 the graduates of, the graduate med-
14 ical school outside the United States
15 were not persons described in section
16 484(a)(5) in the year preceding the
17 year for which a student is seeking a
18 loan under part D of title IV; and

19 “(II) at least 75 percent of the
20 individuals who were students or
21 graduates of the graduate medical
22 school outside the United States or
23 Canada (both nationals of the United
24 States and others) taking the exami-
25 nations administered by the Edu-

1 cational Commission for Foreign Med-
2 ical Graduates received a passing
3 score in the year preceding the year
4 for which a student is seeking a loan
5 under part D of title IV;” and

6 (2) in subparagraph (B)(iii), by adding at the
7 end the following:

8 “(V) EXPIRATION OF AUTHOR-
9 ITY.—The authority of a graduate
10 medical school described in subclause
11 (I) to qualify for participation in the
12 loan programs under part D of title
13 IV pursuant to this clause shall expire
14 beginning on the first July 1 following
15 the date of enactment of the Foreign
16 Medical School Accountability Fair-
17 ness Act of 2019.”.

18 **SEC. 4. LOSS OF ELIGIBILITY.**

19 If a graduate medical school loses eligibility to par-
20 ticipate in the loan programs under part D of title IV of
21 the Higher Education Act of 1965 (20 U.S.C. 1087a et
22 seq.) due to the enactment of the amendments made by
23 section 3, then a student enrolled at such graduate med-
24 ical school on or before the date of enactment of this Act
25 may, notwithstanding such loss of eligibility, continue to

1 be eligible to receive a loan under such part D while at-
2 tending such graduate medical school in which the student
3 was enrolled upon the date of enactment of this Act, sub-
4 ject to the student continuing to meet all applicable re-
5 quirements for satisfactory academic progress, until the
6 earliest of—

7 (1) withdrawal by the student from the grad-
8 uate medical school;

9 (2) completion of the program of study by the
10 student at the graduate medical school; or

11 (3) the fourth June 30 after such loss of eligi-
12 bility.

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