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(Original Signature of Member)

115TH CONGRESS
1ST SESSION

H. R. _____

To amend the Higher Education Act of 1965 to require contractors to provide certain annual disclosures during a period of loan repayment, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. WELCH introduced the following bill; which was referred to the Committee
on _____

A BILL

To amend the Higher Education Act of 1965 to require contractors to provide certain annual disclosures during a period of loan repayment, 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 “Educating Student
5 Loan Borrowers Act of 2017”.

1 **SEC. 2. DISCLOSURES REQUIRED DURING LOAN REPAY-**
2 **MENT.**

3 (a) **CONTRACTOR REQUIRED DISCLOSURES.**—Section
4 455(p) of the Higher Education Act of 1965 (20 U.S.C.
5 1087e(p)) is amended—

6 (1) by striking “Each institution” and inserting
7 the following:

8 “(1) **IN GENERAL.**—Each institution”; and

9 (2) by adding at the end the following:

10 “(2) **ANNUAL REQUIRED DISCLOSURES.**—

11 “(A) **ANNUAL DISCLOSURE.**—In addition
12 to the disclosures required under paragraph (1),
13 each contractor described in such paragraph
14 shall provide the borrower of a loan made under
15 this part with a disclosure each year in which
16 a payment is due to such contractor on such
17 loan that includes—

18 “(i) a description of the repayment
19 plans available to the borrower, including
20 how the borrower should request a change
21 in repayment plan;

22 “(ii) a description of repayment plans
23 available to public service employees;

24 “(iii) a general description of the
25 terms and conditions under which the bor-
26 rower may obtain full or partial forgiveness

1 or cancellation of the principal and interest
2 of a loan made under this part;

3 “(iv) with respect to—

4 “(I) a borrower repaying a loan
5 under an income contingent repay-
6 ment plan under subsection (e), a re-
7 minder to provide the Secretary the
8 income information necessary to de-
9 termine the borrower’s annual repay-
10 ment obligation under such sub-
11 section; and

12 “(II) a borrower repaying a loan
13 under an income-based repayment
14 plan under section 493C, a reminder
15 to provide the Secretary with the in-
16 come information necessary to deter-
17 mine the borrower’s annual repayment
18 obligation under such section; and

19 “(v) recommendations on where to ob-
20 tain more detailed information on repay-
21 ment plans and loan forgiveness, including
22 a link to the appropriate page of the De-
23 partment’s website with respect to such in-
24 formation.

1 “(B) REQUIREMENTS.—The information
2 included in a disclosure required under sub-
3 paragraph (A) shall—

4 “(i) be provided to the borrower of a
5 loan made under this part not later than
6 March 1 of each year in which a payment
7 is due on such loan;

8 “(ii) be correctly labeled to indicate
9 that such information is available from the
10 Department;

11 “(iii) not be labeled to indicate that
12 such information is created by the con-
13 tractor; and

14 “(iv) to the extent practicable, be dis-
15 seminated in both physical and electronic
16 form to the borrower.

17 “(C) CONSUMER TESTED INFORMATION.—
18 The Secretary shall ensure that the Department
19 information provided to borrowers under sub-
20 paragraph (A)(iii) is consumer tested and up-
21 dated periodically.”.

22 (b) DEPARTMENT GUIDANCE.—Not later than 180
23 days after the date of the enactment of this Act, the Sec-
24 retary shall issue guidance with respect to the information
25 required to be disclosed under paragraph (2) of section

- 1 455(p) of the Higher Education Act of 1965 (20 U.S.C.
- 2 1087e(p)), as amended by this section.