

108TH CONGRESS  
1ST SESSION

# H. R. 2238

To expand and enhance post-baccalaureate opportunities at Hispanic-Serving Institutions, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2003

Mr. HINOJOSA (for himself, Mr. ACEVEDO-VILÁ, Mr. BACA, Mr. BECERRA, Mr. CARDOZA, Mr. GONZALEZ, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. MENENDEZ, Mrs. NAPOLITANO, Mr. PASTOR, Mr. ORTIZ, Mr. REYES, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SERRANO, Ms. SOLIS, Ms. VELÁZQUEZ, Mr. ALLEN, Mr. ANDREWS, Mr. BELL, Mr. BISHOP of New York, Mr. BONILLA, Mr. CAPUANO, Mr. CONYERS, Mr. DAVIS of Illinois, Mr. DEFazio, Ms. DEGETTE, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. GREEN of Texas, Mr. FILNER, Mr. FROST, Mr. HOFFEL, Mr. HOLT, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. KILDEE, Mr. LANGEVIN, Ms. LOFGREN, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Mr. NUNES, Mr. PAYNE, Ms. ROS-LEHTINEN, Ms. SCHAKOWSKY, Mr. TIERNEY, Mr. UDALL of New Mexico, Ms. WATERS, Mrs. WILSON of New Mexico, Ms. WOOLSEY, Mr. VAN HOLLEN, Mr. SCHIFF, Mr. ROTHMAN, Mr. UDALL of Colorado, Mr. WU, Mr. SHERMAN, Mr. SNYDER, Mrs. CAPPS, Mr. BERMAN, Mr. CROWLEY, Mr. MORAN of Virginia, Mr. NADLER, Mr. LARSON of Connecticut, Mr. FARR, Mr. DELAHUNT, Mr. FRANK of Massachusetts, Ms. MCCARTHY of Missouri, Mr. WAXMAN, Mrs. MALONEY, Mr. OWENS, Ms. MILLENDER-MCDONALD, Mr. KENNEDY of Rhode Island, Mr. MEEK of Florida, Mr. BOSWELL, Mr. THOMPSON of California, Mr. CRAMER, and Mr. COSTELLO) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To expand and enhance post-baccalaureate opportunities at Hispanic-Serving Institutions, 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 “Next Generation His-  
5 panic Serving Institutions”.

6 **TITLE I—GRADUATE OPPORTU-**  
7 **NITIES AT HISPANIC-SERVING**  
8 **INSTITUTIONS**

9 **SEC. 101. POSTBACCALAUREATE OPPORTUNITIES FOR HIS-**  
10 **PANIC AMERICANS.**

11 (a) ESTABLISHMENT OF PROGRAM.—Title V of the  
12 Higher Education Act is amended—

13 (1) by redesignating part B as part C;

14 (2) by redesignating section 511 through 518  
15 as sections 521 through 528, respectively; and

16 (3) inserting after section 505 (20 U.S.C.  
17 1101d) the following new part:

18 **“PART B—PROMOTING POSTBACCALAUREATE**  
19 **OPPORTUNITIES FOR HISPANIC AMERICANS**

20 **“SEC. 511. FINDINGS AND PURPOSES.**

21 “(a) FINDINGS.—Congress finds the following:

22 “(1) According to the United States Census, by  
23 the year 2050 one in four Americans will be of His-  
24 panic origin.

1           “(2) Despite the dramatic increase in the His-  
2           panic population in the United States, the National  
3           Center for Education Statistics reported that in  
4           1999, Hispanics accounted for only 4 percent of the  
5           master’s degrees, 3 percent of the doctor’s degrees,  
6           and 5 percent of first-professional degrees awarded  
7           in the United States.

8           “(3) Although Hispanics constitute 10 percent  
9           of the college enrollment in the United States, they  
10          comprise 3 only percent of instructional faculty in  
11          college and universities.

12          “(4) The future capacity for research and ad-  
13          vanced study in the United States will require in-  
14          creasing the number of Hispanics pursuing  
15          postbaccalaureate studies.

16          “(5) Hispanic-serving institutions are leading  
17          the nation in increasing the number of Hispanics at-  
18          taining graduate and professional degrees.

19          “(6) Among Hispanics who received master’s  
20          degrees in 1999–2000, 25 percent earned them at  
21          Hispanic-serving institutions.

22          “(7) Between 1991 and 2000–, the number of  
23          Hispanic students earning master’s degrees at His-  
24          panic-serving institutions grew 136 percent, the  
25          number receiving doctor’s degrees grew by 85 per-

1 cent, and the number earning first-professional de-  
2 grees grew by 47 percent.

3 “(8) It is in the National interest to expand the  
4 capacity of Hispanic-serving institutions to offer  
5 graduate and professional degree programs.

6 “(b) PURPOSES.—The purposes of this part are—

7 “(1) to expand postbaccalaureate educational  
8 opportunities for, and improve the academic attain-  
9 ment of, Hispanic students; and

10 “(2) to expand and enhance the  
11 postbaccalaureate academic offerings, program qual-  
12 ity, that are educating the majority of Hispanic col-  
13 lege students and helping large numbers of Hispanic  
14 students and other low-income individuals complete  
15 postsecondary degrees.

16 **“SEC. 512. PROGRAM AUTHORITY AND ELIGIBILITY.**

17 “(a) PROGRAM AUTHORIZED.—Subject to the avail-  
18 ability of funds appropriated to carry out this part, the  
19 Secretary shall award competitive grants to Hispanic-serv-  
20 ing institutions that offer postbaccalaureate certifications  
21 or degrees.

22 “(b) ELIGIBILITY.—For the purposes of this part, an  
23 ‘eligible institution’ means an institution of higher edu-  
24 cation that—

1           “(1) is an eligible institution under section 502;  
2           and

3           “(2) offers a postbaccalaureate certificate or de-  
4           gree granting program.

5   **“SEC. 513. AUTHORIZED ACTIVITIES.**

6           “Grants awarded under this part shall be used for  
7   one or more of the following activities:

8           “(1) Purchase, rental, or lease of scientific or  
9           laboratory equipment for educational purposes, in-  
10          cluding instructional and research purposes.

11          “(2) Construction, maintenance, renovation,  
12          and improvement in classroom, library, laboratory,  
13          and other instructional facilities, including purchase  
14          or rental of telecommunications technology equip-  
15          ment or services.

16          “(3) Purchase of library books, periodicals,  
17          technical and other scientific journals, microfilm,  
18          microfiche, and other educational materials, includ-  
19          ing telecommunications program materials.

20          “(4) Support for needy postbaccalaureate stu-  
21          dents including outreach, academic support services,  
22          mentoring, scholarships, fellowships, and other fi-  
23          nancial assistance to permit the enrollment of such  
24          students in postbaccalaureate certificate and degree  
25          granting programs.

1           “(5) Support of faculty exchanges, faculty de-  
2           velopment, faculty research, curriculum development,  
3           and academic instruction.

4           “(6) Creating or improving facilities for Inter-  
5           net or other distance learning academic instruction  
6           capabilities, including purchase or rental of tele-  
7           communications technology equipment or services.

8           “(7) Collaboration with other institutions of  
9           higher education to expand postbaccalaureate certifi-  
10          cate and degree offerings.

11          “(8) Other activities proposed in the application  
12          submitted pursuant to section 514 that—

13               “(A) contribute to carrying out the pur-  
14               poses of this part; and

15               “(B) are approved by the Secretary as part  
16               of the review and acceptance of such applica-  
17               tion.

18   **“SEC. 514. APPLICATION AND DURATION.**

19          “(a) APPLICATION.—Any eligible institution may  
20          apply for a grant under this part by submitting an applica-  
21          tion to the Secretary at such time and in such manner  
22          as determined by the Secretary. Such application shall  
23          demonstrate how the grant funds will be used to improve  
24          postbaccalaureate education opportunities for Hispanic

1 and low-income students and will lead to greater financial  
2 independence.

3 “(b) DURATION.—Grants under this part shall be  
4 awarded for a period not to exceed 5 years.

5 “(c) LIMITATION.—The Secretary shall not award  
6 more than 1 grant under this part in any fiscal year to  
7 any Hispanic-serving institution.”.

8 (b) COOPERATIVE ARRANGEMENTS.—Section 524 of  
9 such Act (as redesignated by subsection (a)(2)) (20 U.S.C.  
10 1103c) is amended by inserting “and section 513” after  
11 “section 503”.

12 (c) AUTHORIZATION OF APPROPRIATIONS.—Sub-  
13 section (a) of section 528 of such Act (as redesignated  
14 by subsection (a)(2)) (20 U.S.C. 1103g) is amended to  
15 read as follows:

16 “(a) AUTHORIZATIONS.—

17 “(1) PART A.—There are authorized to be ap-  
18 propriated to carry out part A of this title  
19 \$175,000,000 for fiscal year 2005 and such sums as  
20 may be necessary for each of the 4 succeeding fiscal  
21 years.

22 “(2) PART B.—There are authorized to be ap-  
23 propriated to carry out part B of this title  
24 \$125,000,000 for fiscal year 2005 and such sums as

1        may be necessary for each of the 4 succeeding fiscal  
2        years.”.

3        **TITLE     II—REDUCING     REGU-**  
4        **LATORY BARRIERS FOR HIS-**  
5        **PANIC-SERVING             INSTITU-**  
6        **TIONS**

7        **SEC. 201. DEFINITIONS.**

8        Section 502(a) of the Higher Education Act of 1965  
9        (20 U.S.C. 1101a(a)) is amended—

10                (1) in paragraph (5)—

11                        (A) by inserting “and” after the semicolon  
12                        at the end of subparagraph (A);

13                        (B) by striking “; and” at the end of sub-  
14                        paragraph (B) and inserting a period; and

15                        (C) by striking subparagraph (C); and

16                (2) by striking paragraph (7).

17        **SEC. 202. AUTHORIZED ACTIVITIES.**

18        Section 503(b) of the Higher Education Act of 1965  
19        (20 U.S.C. 1101b(a)) is amended by striking paragraph  
20        (7) and inserting the following:

21                “(7) Articulation agreements and student sup-  
22        port programs designed to facilitate the transfer  
23        from two-year to four-year institutions.”



1 **SEC. 203. ELIMINATION OF WAIT-OUT PERIOD.**

2 Subsection (a) of section 504 of the Higher Edu-  
3 cation Act of 1965 (20 U.S.C. 1101c(a)) is amended to  
4 read as follows:

5 “(a) AWARD PERIOD.—The Secretary may award a  
6 grant to a Hispanic-serving institution under this title for  
7 5 years.”.

8 **SEC. 204. APPLICATION PRIORITY.**

9 Section 521(d) of the Higher Education Act of 1965  
10 (as redesignated by section 101(a)(2)) (20 U.S.C.  
11 1103(d)) is amended by striking “(from funds other than  
12 funds provided under this title)”.

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