

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.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2019

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

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## 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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