

**[COMMITTEE PRINT]**

JUNE 4, 2003

**(Showing H.R. 438 as Reported by the Subcommittee on 21st Century Competitiveness)**

108TH CONGRESS  
1ST SESSION

**H. R. 438**

To increase the amount of student loans that may be forgiven for teachers in mathematics, science, and special education.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2003

Mr. WILSON of South Carolina (for himself, Mr. COLE, Mr. BOEHNER, Mr. McKEON, Mr. ISAKSON, Mr. GREENWOOD, Mr. SOUDER, Mr. PLATTS, Mr. TIBERI, Mr. BAKER, Mrs. WILSON of New Mexico, and Mr. GRAVES) introduced the following bill; which was referred to the Committee on Education and the Workforce

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[Strike out all after the enacting clause and insert the part printed in roman]

[For text of introduced bill, see copy of bill as introduced on January 29, 2003]

**A BILL**

To increase the amount of student loans that may be forgiven for teachers in mathematics, science, and special education.



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 “Teacher Recruitment  
5 and Retention Act of 2003.”

6 **SEC. 2. INCREASED QUALIFIED LOAN AMOUNTS.**

7 (a) FFEL LOANS.—Section 428J(e) of the Higher  
8 Education Act of 1965 (20 U.S.C. 1078–10(e)) is amend-  
9 ed by adding at the end the following new paragraph:

10 “(3) INCREASED AMOUNTS FOR TEACHERS IN  
11 MATHEMATICS, SCIENCE, OR SPECIAL EDUCATION.—

12 Notwithstanding the amount specified in paragraph  
13 (1), the aggregate amount that the Secretary shall  
14 repay under this section shall not be more than  
15 \$17,500 in the case of—

16 “(A) a secondary school teacher—

17 “(i) who meets the requirements of  
18 subsection (b); and

19 “(ii) whose qualifying employment for  
20 purposes of such subsection has been  
21 teaching mathematics or science on a full-  
22 time basis; and

23 “(B) an elementary or secondary school  
24 teacher—



1           “(i) who meets the requirements of  
2           subsection (b);

3           “(ii) whose qualifying employment for  
4           purposes of such subsection has been as a  
5           special education teacher whose primary  
6           responsibility is to provide special edu-  
7           cation to children with disabilities (as  
8           those terms are defined in section 602 of  
9           the Individuals with Disabilities Act); and

10           “(iii) who, as certified by the chief ad-  
11           ministrative officer of the public or non-  
12           profit private elementary or secondary  
13           school in which the borrower is employed,  
14           is teaching children with disabilities that  
15           correspond with the borrower’s special edu-  
16           cation training and has demonstrated  
17           knowledge and teaching skills in the con-  
18           tent areas of the elementary or secondary  
19           school curriculum that the borrower is  
20           teaching.”.

21           (b) DIRECT LOANS.—Section 460(c) of the Higher  
22           Education Act of 1965 (20 U.S.C. 1087j(c)) is amended  
23           by adding at the end the following new paragraph:

24           “(3) INCREASED AMOUNTS FOR TEACHERS IN  
25           MATHEMATICS, SCIENCE, OR SPECIAL EDUCATION.—



1 Notwithstanding the amount specified in paragraph  
2 (1), the aggregate amount that the Secretary shall  
3 repay under this section shall not be more than  
4 \$17,500 in the case of—

5 “(A) a secondary school teacher—

6 “(i) who meets the requirements of  
7 subsection (b)(1); and

8 “(ii) whose qualifying employment for  
9 purposes of such subsection has been  
10 teaching mathematics or science on a full-  
11 time basis; and

12 “(B) an elementary or secondary school  
13 teacher—

14 “(i) who meets the requirements of  
15 subsection (b)(1);

16 “(ii) whose qualifying employment for  
17 purposes of such subsection has been as a  
18 special education teacher whose primary  
19 responsibility is to provide special edu-  
20 cation to children with disabilities (as  
21 those terms are defined in section 602 of  
22 the Individuals with Disabilities Act); and

23 “(iii) who, as certified by the chief ad-  
24 ministrative officer of the public or non-  
25 profit private elementary or secondary



1 school in which the borrower is employed,  
 2 is teaching children with disabilities that  
 3 correspond with the borrower’s special edu-  
 4 cation training and has demonstrated  
 5 knowledge and teaching skills in the con-  
 6 tent areas of the elementary or secondary  
 7 school curriculum that the borrower is  
 8 teaching.”.

9 **SEC. 3. IMPLEMENTING HIGHLY QUALIFIED TEACHER RE-**  
 10 **QUIREMENTS.**

11 (a) AMENDMENTS.—

12 (1) FFEL LOANS.—Section 428J(b)(1) of the  
 13 Higher Education Act of 1965 (20 U.S.C. 1078–  
 14 10(b)(1)) is amended—

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

17 (B) by striking subparagraphs (B) and (C)  
 18 and inserting the following:

19 “(B) if employed as an elementary or sec-  
 20 ondary school teacher, is highly qualified as de-  
 21 fined in section 9101(23) of the Elementary  
 22 Secondary Education Act of 1965; and”.

23 (2) DIRECT LOANS.—Section 460(b)(1)(A) of  
 24 such Act (20 U.S.C. 1087j(b)(1)(A)) is amended—



1 (A) by inserting “and” after the semicolon  
2 at the end of clause (i); and

3 (B) by striking clauses (ii) and (iii) and in-  
4 serting the following:

5 “(ii) if employed as an elementary or  
6 secondary school teacher, is highly quali-  
7 fied as defined in section 9101(23) of the  
8 Elementary Secondary Education Act of  
9 1965; and”.

10 (b) TRANSITION RULE.—

11 (1) RULE.—The amendments made by sub-  
12 section (a) of this section to sections 428J(b)(1) and  
13 460(b)(1)(A) of the Higher Education Act of 1965  
14 shall not be applied to disqualify any individual who,  
15 before the date of enactment of this Act, commenced  
16 service that met and continues to meet the require-  
17 ments of such sections as in effect before such date  
18 of enactment.

19 (2) RULE NOT APPLICABLE TO INCREASED  
20 QUALIFIED LOAN AMOUNTS.—Paragraph (1) of this  
21 subsection not shall apply for purposes of obtaining  
22 increased qualified loan amounts under sections  
23 428J(b)(3) and 460(b)(3) as amended by section 2  
24 of this Act.

