

112TH CONGRESS
1ST SESSION

S. 1102

To amend title 11, United States Code, with respect to certain exceptions to discharge in bankruptcy.

IN THE SENATE OF THE UNITED STATES

MAY 26, 2011

Mr. DURBIN (for himself, Mr. FRANKEN, and Mr. WHITEHOUSE) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 11, United States Code, with respect to certain exceptions to discharge in bankruptcy.

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 “Fairness for Strug-
5 gling Students Act of 2011”.

6 **SEC. 2. EXCEPTIONS TO DISCHARGE.**

7 Section 523(a)(8) of title 11, United States Code, is
8 amended by striking “dependents, for” and all that follows
9 through the end of subparagraph (B) and inserting “de-
10 pendants, for an educational benefit overpayment or loan

1 made, insured, or guaranteed by a governmental unit or
2 made under any program funded in whole or in part by
3 a governmental unit or an obligation to repay funds re-
4 ceived from a governmental unit as an educational benefit,
5 scholarship, or stipend;”.

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