

112TH CONGRESS
1ST SESSION

S. 1297

To preserve State and institutional authority relating to State authorization and the definition of credit hour.

IN THE SENATE OF THE UNITED STATES

JUNE 29, 2011

Mr. BURR (for himself, Mr. NELSON of Nebraska, Mr. ALEXANDER, Mr. COBURN, Mr. ENZI, and Mr. SHELBY) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To preserve State and institutional authority relating to State authorization and the definition of credit hour.

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. REPEAL OF REGULATIONS RELATING TO**
4 **STATE AUTHORIZATION AND DEFINING**
5 **CREDIT HOUR.**

6 (a) REGULATIONS REPEALED.—The following regu-
7 lations (including any supplement or revision to such regu-
8 lations) are repealed and shall have no legal effect:

1 (1) STATE AUTHORIZATION.—Sections
2 600.4(a)(3), 600.5(a)(4), 600.6(a)(3), 600.9, and
3 668.43(b) of title 34, Code of Federal Regulations
4 (relating to State authorization), as added or
5 amended by the final regulations published by the
6 Department of Education in the Federal Register on
7 October 29, 2010 (75 Fed. Reg. 66832 et seq.).

8 (2) DEFINITION OF CREDIT HOUR.—The defini-
9 tion of the term “credit hour” in section 600.2 of
10 title 34, Code of Federal Regulations, as added by
11 the final regulations published by the Department of
12 Education in the Federal Register on October 29,
13 2010 (75 Fed. Reg. 66946), and subsection
14 (k)(2)(ii) of section 668.8 of such title, as amended
15 by such final regulations (75 Fed. Reg. 66949 et
16 seq.).

17 (b) EFFECT OF REPEAL.—To the extent that regula-
18 tions repealed by subsection (a) amended regulations that
19 were in effect on June 30, 2011, the provisions of the reg-
20 ulations that were in effect on June 30, 2011, and were
21 so amended, are restored and revived as if the regulations
22 repealed by subsection (a) had not taken effect.

23 (c) REGULATIONS DEFINING CREDIT HOUR PROHIB-
24 ITED.—The Secretary of Education shall not promulgate
25 or enforce any regulation or rule that defines the term

1 “credit hour” for any purpose under the Higher Edu-
2 cation Act of 1965 (20 U.S.C. 1001 et seq.) on or after
3 the date of enactment of this section.

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