

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
GOWDY OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE  
FOR 10 MINUTES

#16R

**AMENDMENT TO RULES COMMITTEE PRINT FOR  
H.R. 3136  
OFFERED BY MR. GOWDY OF SOUTH CAROLINA**

Add at the end the following new section:

1 **SECTION 3. HIGHER EDUCATION REGULATORY REFORM**  
2 **TASK FORCE.**

3 (a) **TASK FORCE ESTABLISHED.**—Not later than 2  
4 months after the date of enactment of this Act, the Sec-  
5 retary of Education shall establish the Higher Education  
6 Regulatory Reform Task Force.

7 (b) **MEMBERSHIP.**—The Higher Education Regu-  
8 latory Reform Task Force shall include—

9 (1) the Secretary of Education or the Sec-  
10 retary's designee;

11 (2) a representative of the Advisory Committee  
12 on Student Financial Assistance established under  
13 section 491 of the Higher Education Act of 1965  
14 (20 U.S.C. 1098); and

15 (3) representatives from the higher education  
16 community, including—

17 (A) institutions of higher education, with  
18 equal representation of public and private non-  
19 profit institutions, and two-year and four-year

1 institutions, and with not less than 25 percent  
2 of such representative institutions carrying out  
3 distance education programs; and

4 (B) nonprofit organizations representing  
5 institutions of higher education.

6 (c) ACTIVITIES.—

7 (1) REPORT REQUIRED.—Not later than 6  
8 months after the date of enactment of this Act, the  
9 Secretary of Education shall submit to Congress and  
10 make available on a publicly available website a re-  
11 port (in this section referred to as the “Higher Edu-  
12 cation Regulatory Reform Report”) prepared by the  
13 Higher Education Regulatory Reform Task Force on  
14 Department of Education regulatory requirements  
15 for institutions of higher education described in  
16 paragraph (2).

17 (2) CONTENTS OF REPORT.—The Higher Edu-  
18 cation Regulatory Reform Report shall contain the  
19 following with respect to Department of Education  
20 regulatory requirements for institutions of higher  
21 education:

22 (A) A list of rules that are determined to  
23 be outmoded, duplicative, ineffective, or exces-  
24 sively burdensome.

1 (B) For each rule listed in accordance with  
2 subparagraph (A) and that is in effect at the  
3 time of the review under subparagraph (A), an  
4 analysis of whether the costs outweigh the bene-  
5 fits for such rule.

6 (C) Recommendations to consolidate, mod-  
7 ify, simplify, or repeal such rules to make such  
8 rules more effective or less burdensome.

9 (D) A description of the justification for  
10 and impact of the recommendations described  
11 in subparagraph (C), as appropriate and avail-  
12 able, including supporting data for such jus-  
13 tifications and the financial impact of such rec-  
14 ommendations on institutions of higher edu-  
15 cation of varying sizes and types.

16 (E) Recommendations on the establish-  
17 ment of a permanent entity to review new De-  
18 partment of Education regulatory requirements  
19 affecting institutions of higher education.

20 (3) NOTICE AND COMMENT.—At least 30 days  
21 before submission of the Higher Education Regu-  
22 latory Reform Report required under paragraph (1),  
23 the Secretary of Education shall publish the report  
24 in the Federal Register for public notice and com-  
25 ment. The Higher Education Regulatory Reform

1 Task Force may modify the report in response to  
2 any comments received before submission of the re-  
3 port to Congress.

4 (d) DEFINITION OF INSTITUTION OF HIGHER EDU-  
5 CATION.—For the purposes of this section, the term “in-  
6 stitution of higher education” has the meaning given such  
7 term in section 102 of the Higher Education Act of 1965  
8 (20 U.S.C. 1002), except that such term does not include  
9 institutions described in subsection (a)(1)(C) of such sec-  
10 tion 102.

