

Public Law 96-96  
96th Congress

An Act

To amend the Higher Education Act of 1965 to provide that any reduction in the amount appropriated for fiscal year 1980 pursuant to section 101(a) of such Act from the amount so appropriated for fiscal year 1979 shall be borne equally by all the States.

Oct. 31, 1979

[H.R. 5386]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 103 of the Higher Education Act of 1965 is amended—*

Higher  
Education Act of  
1965,  
amendment.  
20 USC 1003.

(1) by inserting "(a)(1)" after "SEC. 103"; and

(2) by adding after paragraph (1) of subsection (a) (as so redesignated) the following new paragraph:

"(2) From the sums appropriated pursuant to section 101(a) for fiscal year 1980 which are not reserved under section 106(a) or section 111(a), the Commissioner shall allot to each State an amount equal to the product of—

20 USC 1001.  
20 USC 1005a.  
20 USC 1008b.

"(A) the amount of such State's allotment under paragraph (1) for fiscal year 1979; and

"(B) a fraction, the numerator of which is the amount appropriated pursuant to section 101(a) for fiscal year 1980 (less any amount reserved under section 106(a) or section 111(a)) and the denominator of which is the amount appropriated pursuant to section 101(a) for fiscal year 1979 (less any amount reserved under section 106(a) or section 111(a))."

SEC. 2. No fiscal year 1979 funds may be withheld from a State under subpart 3 of part A of title IV of the Higher Education Act of 1965 because of a failure of a State to meet the requirement of section 415C(b)(4) of that Act based upon the provisions of a State statute enacted prior to October 1, 1978.

Approved October 31, 1979.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-497 (Comm. on Education and Labor).

CONGRESSIONAL RECORD, Vol. 125 (1979):

Oct. 15, considered and passed House.

Oct. 18, considered and passed Senate, amended.

Oct. 19, House concurred in Senate amendment.