

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 2255 Session of  
2022

INTRODUCED BY POLINCHOCK, MOUL, BERNSTINE, SCHLEGEL CULVER,  
DRISCOLL, ECKER, KEEFER, KINSEY, PICKETT, RYAN, RADER, JAMES  
AND BROOKS, JANUARY 20, 2022

AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF  
REPRESENTATIVES, AS AMENDED, APRIL 25, 2022

## AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An  
2 act relating to the public school system, including certain  
3 provisions applicable as well to private and parochial  
4 schools; amending, revising, consolidating and changing the  
5 laws relating thereto," in miscellaneous provisions relating  
6 to institutions of higher education, prohibiting scholarship  
7 displacement at public institutions of higher education under  
8 certain circumstances.

9 The General Assembly of the Commonwealth of Pennsylvania  
10 hereby enacts as follows:

11 Section 1. The act of March 10, 1949 (P.L.30, No.14), known  
12 as the Public School Code of 1949, is amended by adding a  
13 section to read:

14 Section 2002-I. Prohibition on scholarship displacement at  
15 public institutions of higher education.

16 (a) General rule.--A public institution of higher education  
17 may reduce a student's institutional financial aid as a result  
18 of the awarding of private scholarships to the student only  
19 under the circumstances enumerated in subsections (b) and (c).

20 (b) When institutional financial aid exceeds financial

1 need.--If a student's total financial aid from all sources  
2 exceeds the student's financial need, a public institution of  
3 higher education may reduce the student's institutional  
4 financial aid until the student's total financial aid no longer  
5 exceeds the student's financial need.

6 (c) When approval of organization given.--In addition to the  
7 reduction authorized under subsection (b), a public institution  
8 of higher education may reduce a student's institutional  
9 financial aid if the public institution of higher education  
10 receives approval from the organization that awarded the private  
11 scholarship that caused the reduction authorized under  
12 subsection (b).

13 (d) Student athletes.--If a student is an athlete at a  
14 public institution of higher education, the public institution  
15 of higher education may reduce the student's institutional  
16 financial aid in order to comply with the individual or team  
17 financial aid restrictions of an athletic association,  
18 conference or other group or organization with authority over  
19 intercollegiate athletics including, but not limited to, the  
20 National Collegiate Athletic Association.

21 (e) As used in this section, the following words and phrases  
22 shall have the meanings given to them in this subsection unless  
23 the context clearly indicates otherwise:

24 "COST OF ATTENDANCE." THE AVERAGE ANNUAL COST FOR A STUDENT <--  
25 TO ATTEND A COLLEGE OR UNIVERSITY, INCLUDING TUITION AND FEES,  
26 ROOM AND BOARD, BOOKS, SUPPLIES AND OTHER EXPENSES AND IS USED  
27 TO CALCULATE FINANCIAL AID OF AN ELIGIBLE STUDENT UNDER TITLE IV  
28 OF THE HIGHER EDUCATION ACT OF 1965 (PUBLIC LAW 89-329, 20  
29 U.S.C. § 1070 ET. SEQ.).

30 "Expected family contribution." The expected family

1 contribution as determined under section 474 of the Higher  
2 Education Act of 1965 (Public Law 89-329, 20 U.S.C. § 1087nn)-, <--  
3 OR ANY SUBSEQUENT INDEX USED TO MEASURE HOW MUCH THE STUDENT AND  
4 THE STUDENT'S FAMILY CAN BE EXPECTED TO CONTRIBUTE TO THE COST  
5 OF THE STUDENT'S EDUCATION FOR A GIVEN AWARD YEAR FOR FEDERAL  
6 STUDENT AID PURPOSES.

7 "Financial need." The cost of attendance minus expected  
8 family contribution.

9 "Institutional financial aid." The sum of all need-based and  
10 merit-based grants, scholarships, tuition waivers and all other  
11 forms of financial assistance provided to a student by a public  
12 institution of higher education that are not loans or work-study  
13 programs.

14 "Private scholarship." A scholarship awarded by a business,  
15 private foundation, nonprofit organization or service group.  
16 The term does not include an award funded by a private  
17 organization which is affiliated with a public institution of  
18 higher education and requests the public institution of higher  
19 education's assistance in selecting the recipient of the award.

20 "Public institution of higher education." Any of the  
21 following:

22 (1) A community college operating under Article XIX-A

23 (2) A rural regional college established under Article  
24 XIX-G.

25 (3) A university within the State System of Higher  
26 Education under Article XX-A.

27 (4) A State-related institution as defined in section  
28 2001-C.

29 (5) The Thaddeus Stevens College of Technology.

30 (6) The Pennsylvania College of Technology.

1        "Student." An individual enrolled at a public institution of  
2 higher education.

3        Section 2. This act shall take effect ~~on~~ July 1, 2022, or        <--  
4 immediately, whichever occurs first.