

103^D CONGRESS
1ST SESSION

H. R. 3289

To exempt from the antitrust laws certain joint activities of institutions
of higher education.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 14, 1993

Mr. TOWNS introduced the following bill; which was referred to the Committee
on the Judiciary

A BILL

To exempt from the antitrust laws certain joint activities
of institutions of higher education.

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 “College Financial Aid
5 Protection Act of 1993”.

6 **SEC. 2. EXEMPTION FROM THE ANTITRUST LAWS.**

7 It shall not be unlawful under the antitrust laws for
8 two or more institutions of higher education to agree, or
9 attempt to agree on—

1 (1) all or part of the amount of financial assist-
2 ance that may be provided to an individual by any
3 of such institutions, or by the family of such individ-
4 ual, in connection with enrolling in and attending
5 any of such institutions,

6 (2) a formula for determining such assistance,

7 (3) any matter relating to requiring individuals
8 who receive financial assistance from any of such in-
9 stitutions to engage in activities to obtain income to
10 be expended to attend any of such institutions,

11 (4) student fees, or

12 (5) communication among such institutions in-
13 formation regarding—

14 (i) financial assistance provided, or to be
15 provided, to such individual, or

16 (ii) a plan, projection, or budget assump-
17 tion regarding future student fees.

18 **SEC. 3. DEFINITION.**

19 For purposes of this Act—

20 (1) the term “antitrust laws” has the meaning
21 given it in subsection (a) of the first section of the
22 Clayton Act (15 U.S.C. 12(a)), except that such
23 term includes section 5 of the Federal Trade Com-
24 mission Act to the extent that such section applies
25 to unfair methods of competition, and

1 (2) the term “institution of higher education”
2 has the meaning given it in section 1201(a) of the
3 Higher Education Act of 1965 (20 U.S.C. 1141(a)).

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