

S 3219

Fairness for Struggling Students Act of 2010

Congress: 111 (2009–2011, Ended)

Chamber: Senate

Policy Area: Finance and Financial Sector

Introduced: Apr 15, 2010

Current Status: Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S2388-

Latest Action: Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S2388-2389) (Apr 15, 2010)

Official Text: <https://www.congress.gov/bill/111th-congress/senate-bill/3219>

Sponsor

Name: Sen. Durbin, Richard J. [D-IL]

Party: Democratic • **State:** IL • **Chamber:** Senate

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Franken, Al [D-MN]	D · MN		Apr 15, 2010
Sen. Whitehouse, Sheldon [D-RI]	D · RI		Apr 15, 2010
Sen. Feingold, Russell D. [D-WI]	D · WI		May 3, 2010

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Apr 15, 2010

Subjects & Policy Tags

Policy Area:

Finance and Financial Sector

Related Bills

No related bills are listed.

Summary (as of Apr 15, 2010)

Fairness for Struggling Students Act of 2010 - Revises federal bankruptcy law with respect to the exemption from the exception to discharge in bankruptcy for certain educational loans if excepting such debt from discharge would impose an undue hardship on the debtor and debtor's dependents.

Limits such exemption to the existing ones for: (1) an educational benefit overpayment or loan made, insured, or guaranteed by a governmental unit or made under any program funded in whole or in part by a governmental unit; and (2) an obligation to repay funds received from a governmental unit as an educational benefit, scholarship, or stipend.

Repeals the current exemption for: (1) any loan made under any program funded in whole or in part by a governmental unit or nonprofit institution; and (2) any other qualified education loan incurred by an individual debtor on behalf of the taxpayer, the taxpayer's spouse, or any dependent, including indebtedness used to refinance a qualified education loan. (Thus makes both kinds of loans nondischargeable in bankruptcy.)

Actions Timeline

- **Apr 15, 2010:** Introduced in Senate
- **Apr 15, 2010:** Sponsor introductory remarks on measure. (CR S2388)
- **Apr 15, 2010:** Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S2388-2389)

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