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RULES COMMITTEE PRINT 119-2
TEXT OF H.R. 881, DHS RESTRICTIONS ON CON-
FUCIUS INSTITUTES AND CHINESE ENTITIES
OF CONCERN ACT

[Showing the text of H.R. 881, as ordered reported by the
Committee on Homeland Security]

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “DHS Restrictions on
3 Confucius Institutes and Chinese Entities of Concern
4 Act”.

5 **SEC. 2. LIMITATIONS ON CONFUCIUS INSTITUTES’ HOST**
6 **SCHOOLS.**

7 (a) **DEFINITIONS.**—In this section:

8 (1) **CHINESE ENTITY OF CONCERN.**—The term
9 “Chinese entity of concern” means any university or
10 college in the People’s Republic of China that—

11 (A) is involved in the implementation of
12 military-civil fusion;

13 (B) participates in the Chinese defense in-
14 dustrial base;

15 (C) is affiliated with the Chinese State Ad-
16 ministration for Science, Technology and Indus-
17 try for the National Defense;

1 (D) receives funding from any organization
2 subordinate to the Central Military Commission
3 of the Chinese Communist Party;

4 (E) provides support to any security, de-
5 fense, police, or intelligence organization of the
6 Government of the People's Republic of China
7 or the Chinese Communist Party;

8 (F) purposefully undermines the United
9 States' relationship with Taiwan;

10 (G) aids, abets, or enables the detention,
11 imprisonment, persecution, or forced labor of
12 Uyghur Muslims in the People's Republic of
13 China;

14 (H) willfully and knowingly engages in ma-
15 licious activities, including online disinformation
16 campaigns and propaganda, for the purpose of
17 interfering with United States Federal, State,
18 or local elections; or

19 (I) is affiliated with the Chinese Academy
20 of Sciences.

21 (2) CONFUCIUS INSTITUTE.—The term “Confu-
22 cius Institute” means a cultural institute funded by
23 the Government of the People's Republic of China.

24 (3) INSTITUTION OF HIGHER EDUCATION.—The
25 term “institution of higher education” has the

1 meaning given such term in section 102 of the High-
2 er Education Act of 1965 (20 U.S.C. 1002).

3 (4) RELATIONSHIP.—The term “relationship”
4 means, with respect to an institution of higher edu-
5 cation, any contract awarded, or agreement entered
6 into, as well as any in-kind donation or gift, received
7 from a Confucius Institute or Chinese entity of con-
8 cern.

9 (5) THOUSAND TALENTS PROGRAM.—The term
10 “Thousand Talents Program” means any techno-
11 logical or educational program funded or adminis-
12 tered by the Chinese Communist Party’s Ministry of
13 Industry and Information Technology.

14 (b) RESTRICTIONS ON INSTITUTIONS OF HIGHER
15 EDUCATION.—Beginning with the first fiscal year that be-
16 gins after the date that is 12 months after the date of
17 the enactment of this Act, the Secretary of Homeland Se-
18 curity shall ensure that an institution of higher education
19 (referred to in this subsection as an “institution”) which
20 has a relationship with a Confucius Institute, Thousand
21 Talents Program, or Chinese entity of concern is ineligible
22 to receive any funds from the Department of Homeland
23 Security, unless the institution terminates the relationship
24 between the institution and such Confucius Institute,
25 Thousand Talents Program, or Chinese entity of concern,

1 as the case may be. Upon termination of such a relation-
2 ship, the institution at issue shall be eligible to receive
3 funds from the Department of Homeland Security.

4 (c) WAIVER.—

5 (1) IN GENERAL.—The Secretary of Homeland
6 Security may, after consultation with the Director of
7 National Intelligence, on a case-by-case basis and for
8 a period not to exceed one year, waive the applica-
9 tion of subsection (b) with respect to an institution
10 of higher education if the Secretary determines the
11 institution at issue maintains robust safeguards and
12 enforcement protocols to monitor the relationship at
13 issue, including active measures to detect and deter
14 attempts by Chinese nationals affiliated with a Con-
15 fucius Institute, Thousand Talents Program, or Chi-
16 nese entity of concern that is the subject of such re-
17 lationship to gain unauthorized access to sensitive
18 research, data, or federally funded development ac-
19 tivities conducted at or on the premises of, or by,
20 such institution, and either of the following condi-
21 tions is satisfied:

22 (A) The relationship at issue is in the na-
23 tional security interests of the United States.

1 (B) The relationship at issue does not
2 present a direct or indirect national security
3 risk to the United States or its allies.

4 (2) RENEWAL.—The Secretary of Homeland
5 Security may, after consultation with the Director of
6 National Intelligence, annually renew a waiver issued
7 pursuant to paragraph (1) if the Secretary deter-
8 mines all of the conditions described in such para-
9 graph continue to be satisfied.

10 (3) EFFECTIVE DATES.—A waiver issued or re-
11 newed pursuant to paragraph (1) or (2), respec-
12 tively, takes effect and applies beginning on the date
13 that is 30 days after such issuance or renewal, as
14 the case may be.

15 (4) NOTIFICATION.—If the Secretary of Home-
16 land Security, after consultation with the Director of
17 National Intelligence, issues or renews a waiver pur-
18 suant to paragraph (1) or (2), respectively, not later
19 than 30 days before such issuance or renewal, as the
20 case may be, takes effect, the Secretary shall submit
21 to the Committee on Homeland Security of the
22 House of Representatives and the Committee on
23 Homeland Security and Governmental Affairs of the
24 Senate written notification regarding such issuance
25 or renewal, including a justification relating thereto.

1 (d) ASSISTANCE.—The Secretary of Homeland Secu-
2 rity shall provide outreach and, upon request, technical as-
3 sistance to institutions of higher education relating to
4 compliance with this Act.

5 (e) REPORTS.—Not later than 18 months after the
6 date of the enactment of this Act and annually thereafter,
7 the Secretary of Homeland Security shall submit to the
8 Committee on Homeland Security of the House of Rep-
9 resentatives and the Committee on Homeland Security
10 and Governmental Affairs of the Senate a report regard-
11 ing implementation of this section during the immediately
12 preceding 12 month period. Each such report shall include
13 information relating to the following:

14 (1) Any institution of higher education that has
15 a relationship with a Confucius Institute, Thousand
16 Talents Program, or Chinese entity of concern and
17 receives funds from the Department of Homeland
18 Security.

19 (2) The implementation of subsections (b), (c),
20 and (d).

