AMENDMENT TO RULES COMMITTEE PRINT 117–54

OFFERED BY MR. BANKS OF INDIANA

Add at the end of subtitle B of title II, add the following new section:

SEC. 2. CERTAIN DISCLOSURE REQUIREMENTS FOR UNIVERSITY RESEARCH FUNDED BY THE DEPARTMENT OF DEFENSE.

(a) DISCLOSURES REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall require the principal investigator of any covered research program at an institution of higher education to accurately and completely disclose to the Department of Defense the following:

(1) At the time of application for funding from the Department of Defense for a covered research program, disclose, with respect to each researcher who is expected to participate in the program—

(A) date and place of birth, country of citizenship, and immigration status in the case of a foreign national;

(B) educational background from undergraduate education onwards;
(C) professional and employment background, as applicable, including any history of working for a foreign government or on foreign government sponsored projects;

(D) all previous and concurrent research, academic and corporate positions, ties, or relationships;

(E) past and current affiliation with foreign governments, including foreign political parties or organizations, and military ties, as applicable, in case of foreign national;

(F) past or current involvement in any foreign talent programs;

(G) memberships in foreign and United States academic and professional associations and organizations; and

(H) a list of all publications published anywhere in any language, peer reviewed or non-peer reviewed, including all mentions of foreign funding, research collaborations, and in kind support that supported the research and publication.

(2) Disclose the information specified in paragraph (1) with respect to any researcher who joins a covered program after funding is awarded by the
Department of Defense not later than 90 days after
the researcher joins the program.

(3) Beginning not later than one year after
funding is awarded by the Department of Defense
for a covered program, and annually thereafter
through the end of the award period, disclose—

(A) any direct, indirect, formal, or informal
collaboration that the principal investiga-
tor, either independently or as the lead of the
covered program, enters into with any third-
party persons or entities, including the identity
and nationality of the third party collaborator,
the nature of the collaboration (whether direct,
indirect, formal or informal) and the terms and
conditions of such collaboration; and

(B) any change of status with regard to a
researcher who was the subject of a disclosure
under paragraphs (1) or (2), including any de-
parture of such researcher from the program,
the terms of such departure, change of immi-
gration status, and change in foreign ties and
collaboration.

(b) FORM; PUBLIC AVAILABILITY OF INFORMA-
TION.—Each disclosure under subsection (a) shall be sub-
mitted in unclassified form and shall be made available
on a publicly accessible website of the Federal Government.

(c) DEFINITIONS.—In this section—

(1) The term “covered research program” means any research program, research project, or other research activity (including classified and unclassified research) that is—

(A) conducted by an institution of higher education; and

(B) funded, in whole or in part, by the Department of Defense.

(2) The term “institution of higher education” has the meaning given such term in section 102 of the Higher Education Act of 1965 (20 U.S.C. 1002) and includes any department, program, project, faculty, researcher, or other individual, entity, or activity of such institution.

(3) The term “researcher” means any person who has access to research information under a covered research program, including the principal investigator and any graduate students, post-doctoral fellows, or visiting scholars participating in such program.