AMENDMENT TO
RULES COMM. PRINT 116-57.
OFFERED BY MR. KRISHNAMOORTHI OF ILLINOIS

Add at the end of subtitle E of title XVII the following:

SEC. 17. HOMELAND SECURITY HIGHER EDUCATION ADVISORY COUNCIL.

(a) In General.—The Secretary of Homeland Security (referred to in this section as the “Secretary”) shall establish a council to be known as the “Homeland Security Higher Education Advisory Council” (referred to in this section as the “Council”).

(b) Duties of Council.—The Council shall provide advice and recommendations to the Secretary on matters concerning homeland security and the academic community, relating to the following:

(1) The threat of malign foreign influence and interference in the United States.

(2) Promoting the openness of academic research and the exchange of ideas between institutions of higher education and the Federal Government.
(3) Promoting campus resilience resources to address a range of threats or hazards affecting institutions of higher education.

(4) Homeland security academic and research programs.

(5) Student and recent graduate recruitment to Federal Government employment.

(6) Issues relating to immigration and visas, including—

(A) obtaining and maintaining a visa;

(B) visa processing, compliance, and enforcement; and

(C) processing H–1B visas and Optional Practical Training.

(7) Cybersecurity.

(8) Proposed regulatory changes impacting institutions of higher education (as such term is defined in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001)).

(9) Any other matters the Secretary considers appropriate.

(c) MEMBERSHIP.—

(1) IN GENERAL.—The Council shall be composed of at least 21 members appointed by the Secretary, of whom 9 shall be from governmental posi-
tions specified in paragraph (2), and not fewer than
12 members shall be from non-governmental posi-
tions specified in paragraph (3).

(2) GOVERNMENTAL POSITIONS.—Govern-
mental positions specified in this paragraph are the
following:

(A) The Bureau of Consular Affairs of the
Department of State.

(B) The Bureau of Education and Cultural
Affairs of the Department of State.

(C) U.S. Customs and Border Protection.

(D) The Office for Civil Rights and Civil
Liberties of the Department of Homeland Secu-

(E) The Science and Technology Direc-
torate of the Department of Homeland Secu-

(F) The Office of Science and Technology
Cooperation of the Department of State.

(G) The Student and Exchange Visitor
Program of the Department of Homeland Secu-

(H) United States Citizenship and Immi-


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(I) Office of the Citizenship and Immigration Services Ombudsman.

(J) The Department of Justice.

(K) The intelligence community (as such term is defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4))).

(L) Other Federal agencies identified by the Chairperson.

(3) NON-GOVERNMENTAL POSITIONS.—Non-governmental positions specified in this paragraph are the following:

(A) Twelve presidents or chancellors of an institution of higher education (as such term is defined in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001)), with a distribution of such institutions being private, public, and regionally diverse.

(B) Senior leaders of relevant higher education associations.

(4) TIMING OF APPOINTMENTS.—Appointments to the Council shall be made not later than 4 months after the date of the enactment of this Act.

(5) TERMS.—

(A) IN GENERAL.—Each member shall be appointed for a term of 2 years.
(B) VACANCIES.—Any member appointed to fill a vacancy occurring before the expiration of the term for which the member’s predecessor was appointed shall be appointed only for the remainder of that term. A member may serve after the expiration of that term until a successor has been appointed.

(6) CHAIRPERSON AND VICE CHAIRPERSON.—The Chairperson and Vice Chairperson of the Council shall be designated by the Secretary—

(A) at the time of the appointment of the members pursuant to paragraph (4), and when a vacancy of the Chairperson or Vice Chairperson occurs, as the case may be; and

(B) from non-governmental positions described in paragraph (3).

(d) MEETING.—

(1) INITIAL MEETING.—The Council shall hold its initial meeting not later than 30 days after the final appointment of all members under subsection (c)(4).

(2) MEETINGS.—

(A) IN GENERAL.—The Council shall meet not fewer than 3 times each year at the call of the Chairperson or Vice Chairperson.
(B) CLASSIFIED INFORMATION BRIEFING.—The Council may receive relevant classified information briefings from members of the intelligence community at each meeting.

(C) NATIONAL SECURITY CLEARANCE.—To be eligible to be present for a classified information briefing during a meeting, a member shall possess an appropriate national security clearance.

(3) QUORUM.—Fourteen members of the Council, of whom 8 members appointed from governmental positions and 8 members appointed from non-governmental positions, shall constitute a quorum.

(e) COMPENSATION.—

(1) PROHIBITION OF COMPENSATION.—Except as provided in paragraph (2), members of the Council may not receive additional pay, allowances, or benefits by reason of their service on the Council.

(2) TRAVEL EXPENSES.—Each member shall receive travel expenses, including per diem in lieu of subsistence, in accordance with applicable provisions under subchapter I of chapter 57 of title 5, United States Code.
(f) **Administrative Support Services.**—Upon the request of the Council, the Secretary shall provide to the Council, on a reimbursable basis, the administrative support services necessary for the Council to carry out its responsibilities under this Act.

(g) **Report.**—Not later than 180 days after the date on which the Council holds its initial meeting under subsection (d) and annually thereafter, the Council shall submit to the appropriate congressional committees a report containing a detailed statement of the advice and recommendations of the Council pursuant to subsection (b).

(h) **FACA.**—Notwithstanding section 14 of the Federal Advisory Committee Act (5 U.S.C. App.), the Homeland Security Higher Education Advisory Council is authorized for a period not to exceed seven years.

(i) **Appropriate Congressional Committees Defined.**—In this section, the term “appropriate congressional committees” means—

1. the Committee on Homeland Security, the Committee on the Judiciary, the Committee on Education and Labor, and the Committee on Science, Space, and Technology of the House of Representatives; and
2. the Committee on Homeland Security and Governmental Affairs, the Committee on the Judici-
ary, the Committee on Health, Education, Labor, and Pensions, and the Committee on Commerce, Science, and Transportation of the Senate.