

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

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

1 **SEC. 17\_\_\_\_. HOMELAND SECURITY HIGHER EDUCATION**  
2 **ADVISORY COUNCIL.**

3 (a) IN GENERAL.—The Secretary of Homeland Security (referred to in this section as the “Secretary”) shall  
4 establish a council to be known as the “Homeland Security  
5 Higher Education Advisory Council” (referred to in this  
6 section as the “Council”).

8 (b) DUTIES OF COUNCIL.—The Council shall provide  
9 advice and recommendations to the Secretary on matters  
10 concerning homeland security and the academic community, relating to the following:

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

14 (2) Promoting the openness of academic research and the exchange of ideas between institutions of higher education and the Federal Government.  
17

1           (3) Promoting campus resilience resources to  
2           address a range of threats or hazards affecting insti-  
3           tutions of higher education.

4           (4) Homeland security academic and research  
5           programs.

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

8           (6) Issues relating to immigration and visas, in-  
9           cluding—

10                   (A) obtaining and maintaining a visa;

11                   (B) visa processing, compliance, and en-  
12                   forcement; and

13                   (C) processing H-1B visas and Optional  
14                   Practical Training.

15           (7) Cybersecurity.

16           (8) Proposed regulatory changes impacting in-  
17           stitutions of higher education (as such term is de-  
18           fined in section 101 of the Higher Education Act of  
19           1965 (20 U.S.C. 1001)).

20           (9) Any other matters the Secretary considers  
21           appropriate.

22           (c) MEMBERSHIP.—

23                   (1) IN GENERAL.—The Council shall be com-  
24                   posed of at least 21 members appointed by the Sec-  
25                   retary, of whom 9 shall be from governmental posi-

1        tions specified in paragraph (2), and not fewer than  
2        12 members shall be from non-governmental posi-  
3        tions specified in paragraph (3).

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

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

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

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

12           (D) The Office for Civil Rights and Civil  
13        Liberties of the Department of Homeland Secu-  
14        rity.

15           (E) The Science and Technology Direc-  
16        torate of the Department of Homeland Secu-  
17        rity.

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

20           (G) The Student and Exchange Visitor  
21        Program of the Department of Homeland Secu-  
22        rity.

23           (H) United States Citizenship and Immi-  
24        gration Services.

1 (I) Office of the Citizenship and Immigra-  
2 tion Services Ombudsman.

3 (J) The Department of Justice.

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

7 (L) Other Federal agencies identified by  
8 the Chairperson.

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

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

18 (B) Senior leaders of relevant higher edu-  
19 cation associations.

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

23 (5) TERMS.—

24 (A) IN GENERAL.—Each member shall be  
25 appointed for a term of 2 years.

1 (B) VACANCIES.—Any member appointed  
2 to fill a vacancy occurring before the expiration  
3 of the term for which the member's predecessor  
4 was appointed shall be appointed only for the  
5 remainder of that term. A member may serve  
6 after the expiration of that term until a suc-  
7 cessor has been appointed.

8 (6) CHAIRPERSON AND VICE CHAIRPERSON.—  
9 The Chairperson and Vice Chairperson of the Coun-  
10 cil shall be designated by the Secretary—

11 (A) at the time of the appointment of the  
12 members pursuant to paragraph (4), and when  
13 a vacancy of the Chairperson or Vice Chair-  
14 person occurs, as the case may be; and

15 (B) from non-governmental positions de-  
16 scribed in paragraph (3).

17 (d) MEETING.—

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

22 (2) MEETINGS.—

23 (A) IN GENERAL.—The Council shall meet  
24 not fewer than 3 times each year at the call of  
25 the Chairperson or Vice Chairperson.

1 (B) CLASSIFIED INFORMATION BRIEF-  
2 ING.—The Council may receive relevant classi-  
3 fied information briefings from members of the  
4 intelligence community at each meeting.

5 (C) NATIONAL SECURITY CLEARANCE.—To  
6 be eligible to be present for a classified informa-  
7 tion briefing during a meeting, a member shall  
8 possess an appropriate national security clear-  
9 ance.

10 (3) QUORUM.—Fourteen members of the Coun-  
11 cil, of whom 8 members appointed from govern-  
12 mental positions and 8 members appointed from  
13 non-governmental positions, shall constitute a  
14 quorum.

15 (e) COMPENSATION.—

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

20 (2) TRAVEL EXPENSES.—Each member shall  
21 receive travel expenses, including per diem in lieu of  
22 subsistence, in accordance with applicable provisions  
23 under subchapter I of chapter 57 of title 5, United  
24 States Code.

1 (f) ADMINISTRATIVE SUPPORT SERVICES.—Upon the  
2 request of the Council, the Secretary shall provide to the  
3 Council, on a reimbursable basis, the administrative sup-  
4 port services necessary for the Council to carry out its re-  
5 sponsibilities under this Act.

6 (g) REPORT.—Not later than 180 days after the date  
7 on which the Council holds its initial meeting under sub-  
8 section (d) and annually thereafter, the Council shall sub-  
9 mit to the appropriate congressional committees a report  
10 containing a detailed statement of the advice and rec-  
11 ommendations of the Council pursuant to subsection (b).

12 (h) FACA.—Notwithstanding section 14 of the Fed-  
13 eral Advisory Committee Act (5 U.S.C. App.), the Home-  
14 land Security Higher Education Advisory Council is au-  
15 thorized for a period not to exceed seven years.

16 (i) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
17 FINED.—In this section, the term “appropriate congres-  
18 sional committees” means—

19 (1) the Committee on Homeland Security, the  
20 Committee on the Judiciary, the Committee on Edu-  
21 cation and Labor, and the Committee on Science,  
22 Space, and Technology of the House of Representa-  
23 tives; and

24 (2) the Committee on Homeland Security and  
25 Governmental Affairs, the Committee on the Judici-

1       ary, the Committee on Health, Education, Labor,  
2       and Pensions, and the Committee on Commerce,  
3       Science, and Transportation of the Senate.

