AMENDMENT TO RULES COMMITTEE PRINT 116-57

OFFERED BY MR. MOULTON OF MASSACHUSETTS

At the end of subtitle E of title XVII, add the following new section:

SEC. ___. PROHIBITION ON FUNDING TO IMPLEMENT FOREIGN STUDENT VISA RESTRICTIONS.

(a) IN GENERAL.—The Secretary of Defense shall not provide funding or support to the Secretary of Homeland Security if the Secretary of Homeland Security denies entry or takes action to revoke or make a determination that a foreign student has violated the requirements of their nonimmigrant status during the period described because such student enrolled in online or distance education classes due to a decision by the institution of higher education.

(b) DEFINITIONS.—In this section:

(1) FOREIGN STUDENT.—The term “foreign student” means an alien described in sections 1101(a)(15)(F) or 1101(a)(15)(M) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)(F) or 8 U.S.C. 1101(a)(15)(M)).
(2) **PERIOD DESCRIBED.**—The term “period described” means the date that is the later of—

(A) the date on which the public health emergency declared by the Secretary of Health and Human Services under section 319 of the Public Health Service Act (42 U.S.C. 247d) with respect to COVID–19 is terminated; or

(B) the date on which the academic year starting in the year 2020 and ending in the year 2021 ends.

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