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SYNOPSIS:

This bill would require each public institution of higher education that is required by federal law to annually report funding received from certain foreign sources to the National Science Foundation or the United States Department of Education to report the same information to the Governor and certain legislators regarding funding received from foreign countries of concern and certain entities and individuals associated with those countries.

This bill would also define foreign countries of concern to mean the People's Republic of China, the Russian Federation, the Islamic Republic of Iran, the Democratic People's Republic of Korea, and any other country determined to be a country of concern by the United States Department of State.

A BILL
TO BE ENTITLED
AN ACT

Relating to public institutions of higher education; to require public institutions of higher education to annually provide certain reports relating to funding received from



29 foreign countries of concern, including certain entities and
30 individuals associated with those countries; to provide
31 exceptions; and to define foreign countries of concern.

32 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

33 Section 1. (a) For the purposes of this section, the
34 following terms have the following meanings:

35 (1) FOREIGN COUNTRY OF CONCERN. The People's Republic
36 of China, the Russian Federation, the Islamic Republic of
37 Iran, the Democratic People's Republic of Korea, and any other
38 country determined to be a country of concern by the United
39 States Department of State.

40 (2) FOREIGN ENTITY OF CONCERN. Any political party,
41 organization, institution of higher education, association,
42 corporation, other entity, or subsidiary of any such entity
43 organized under the laws of, or having its principal place of
44 business in, a foreign country of concern.

45 (3) FOREIGN INDIVIDUAL OF CONCERN. Any official of a
46 foreign country of concern or any individual who is domiciled
47 in a foreign country of concern and who is not a citizen or
48 lawful permanent resident of the United States of America.

49 (4) PUBLIC INSTITUTION OF HIGHER EDUCATION. The same
50 meaning as in Section 16-5-1, Code of Alabama 1975.

51 (b) (1) Except as provided in subsection (e), each
52 public institution of higher education that is required to
53 submit a summary document disclosing foreign financial support
54 to the National Science Foundation pursuant to 42 U.S.C. §
55 19040 shall report the same information to the Governor, the
56 Chair of the House of Representatives Committee on Education



57 Policy, and the Chair of the Senate Committee on Education
58 Policy.

59 (2) A public institution of higher education required
60 to provide a report pursuant to subdivision (1) may submit the
61 same report provided to the National Science Foundation in
62 order to meet the requirements of this subsection.

63 (c) (1) Except as provided in subsection (e), each
64 public institution of higher education that is required to
65 submit a disclosure report to the United States Department of
66 Education pursuant to 20 U.S.C. § 1011f shall report the same
67 information to the Governor, the Chair of the House of
68 Representatives Committee on Education Policy, and the Chair
69 of the Senate Committee on Education Policy, provided that the
70 public institution of higher education is only required to
71 report gifts from or contracts with a foreign country of
72 concern, foreign entity of concern, or foreign individual of
73 concern.

74 (2) A public institution of higher education required
75 to provide a report pursuant to subdivision (1) may submit the
76 same report provided to the United States Department of
77 Education in order to meet the requirements of this
78 subsection, or may prepare a separate report including only
79 that information disclosed to the United States Department of
80 Education relating to gifts from or contracts with a foreign
81 country of concern, foreign entity of concern, or foreign
82 individual of concern.

83 (d) Each report required by this section shall be
84 submitted no later than July 31, 2025, and each July 31



85 thereafter, and shall include financial support received by
86 the public institution of higher education during the
87 preceding period of July 1 through June 30.

88 (e) (1) If a public institution of higher education did
89 not receive funding from a foreign country of concern, a
90 foreign entity of concern, or a foreign individual of concern
91 during the prior fiscal year, that public institution of
92 higher education is not required to submit any report required
93 by this section.

94 (2) This section shall not be construed as requiring
95 the reporting of funding provided by an individual or a family
96 as a payment for tuition, related fees, or campus housing
97 expenses for a student attending, enrolled in, or otherwise
98 affiliated with a program, class, or course of study at a
99 public institution of higher education, unless that funding is
100 required to be reported by 42 U.S.C. § 19040 or 20 U.S.C. §
101 1011f.

102 Section 2. This act shall become effective on October
103 1, 2024.