

116TH CONGRESS
2D SESSION

S. _____

To amend the Higher Education Act of 1965 to require program participation agreements between institutions of higher education and Hanban if a Confucius Institute operates on the campus of the institution.

IN THE SENATE OF THE UNITED STATES

_____ introduced the following bill; which was read twice
and referred to the Committee on _____

A BILL

To amend the Higher Education Act of 1965 to require program participation agreements between institutions of higher education and Hanban if a Confucius Institute operates on the campus of the institution.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Transparency for Con-
5 fucius Institutes”.

1 **SEC. 2. PROGRAM PARTICIPATION AGREEMENTS BETWEEN**
2 **INSTITUTIONS AND HANBAN.**

3 Section 487(a) of the Higher Education Act of 1965
4 (20 U.S.C. 1094(a)) is amended by adding at the end the
5 following:

6 “(30) If a Confucius Institute (as defined in
7 section 1091 of the John S. McCain National De-
8 fense Authorization Act for Fiscal Year 2019 (132
9 Stat. 1997; Public Law 115–232)) operates on the
10 campus of the institution, the institution shall enter
11 into a program participation agreement with the Of-
12 fice of Chinese Language Council International
13 (commonly known as ‘Hanban’) that—

14 “(A) clearly delineates between the Confu-
15 cius Institute’s programs and the institution’s
16 own Chinese language programs;

17 “(B) locates the Confucius Institute phys-
18 ically apart from the Chinese language pro-
19 grams, Chinese history programs, and Chinese
20 cultural programs within the institution’s orga-
21 nizational structure and separates promotions
22 for the Confucius Institute from promotions for
23 the institution’s Chinese language programs,
24 Chinese history programs, and Chinese cultural
25 programs;

1 “(C) removes the Chinese assistant direc-
2 tor position from the Confucius Institute;

3 “(D) subjects the staff and professors of
4 the Confucius Institute to appropriate back-
5 ground checks;

6 “(E) is publicly available in its entirety on-
7 line;

8 “(F) does not have a confidentiality sec-
9 tion; and

10 “(G) provides that the institution has final
11 decision-making authority, including with re-
12 gard to conference themes, guest speakers, and
13 topics for events on campus at the institution.”.