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H. R. 3077

[Report No. 108-308]

To amend title VI of the Higher Education Act of 1965 to enhance international education programs.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 11, 2003

Mr. HOEKSTRA (for himself, Mr. BOEHNER, Mr. MCKEON, Mr. GREENWOOD, Mr. WILSON of South Carolina, and Mr. COLE) introduced the following bill; which was referred to the Committee on Education and the Workforce

OCTOBER 8, 2003

Additional sponsors: Mr. TIBERI and Mr. CARTER

OCTOBER 8, 2003

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on September 11, 2003]

A BILL

To amend title VI of the Higher Education Act of 1965 to enhance international education programs.

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

1 **SECTION 1. SHORT TITLE; REFERENCES; TABLE OF CON-**
 2 **TENTS.**

3 (a) *SHORT TITLE.*—*This Act may be cited as the*
 4 *“International Studies in Higher Education Act of 2003”.*

5 (b) *REFERENCES.*—*Except as otherwise expressly pro-*
 6 *vided, whenever in this Act an amendment or repeal is ex-*
 7 *pressed in terms of an amendment to, or repeal of, a section*
 8 *or other provision, the reference shall be considered to be*
 9 *made to a section or other provision of the Higher Edu-*
 10 *cation Act of 1965 (20 U.S.C. 1001 et seq.).*

11 (c) *TABLE OF CONTENTS.*—

Sec. 1. Short title; references; table of contents.

Sec. 2. International and foreign language studies.

Sec. 3. Business and international education programs.

Sec. 4. Institute for International Public Policy.

Sec. 5. Evaluation, outreach, and dissemination.

Sec. 6. Advisory Board.

Sec. 7. Recruiter access to students and student recruiting information; safety.

12 **SEC. 2. INTERNATIONAL AND FOREIGN LANGUAGE STUD-**
 13 **IES.**

14 (a) *FINDINGS AND PURPOSES.*—*Section 601 (20*
 15 *U.S.C. 1121) is amended—*

16 (1) *in subsection (a)—*

17 (A) *by striking “post-Cold War” in para-*
 18 *graph (3);*

19 (B) *by redesignating paragraphs (4) and*
 20 *(5) as paragraphs (5) and (6), respectively; and*

21 (C) *by inserting after paragraph (3) the fol-*
 22 *lowing new paragraph:*

1 “(4) *The events and aftermath of September 11,*
2 *2001, have underscored the need for the nation to*
3 *strengthen and enhance American knowledge of inter-*
4 *national relations, world regions, and foreign lan-*
5 *guages. Homeland security and effective United*
6 *States engagement abroad depend upon an increased*
7 *number of Americans who have received such training*
8 *and are willing to serve their nation.”;*

9 (2) *in subsection (b)(1)—*

10 (A) *by striking “; and” at the end of sub-*
11 *paragraph (D) and inserting “, including*
12 *through linkages overseas with institutions of*
13 *higher education and relevant organizations that*
14 *contribute to the educational programs assisted*
15 *under this part;”;*

16 (B) *by inserting “and” after the semicolon*
17 *at the end of subparagraph (E);*

18 (C) *by inserting after such subparagraph*
19 *(E) the following new subparagraph:*

20 “(F) *to assist the national effort to educate and*
21 *train citizens to participate in the efforts of homeland*
22 *security;”;* and

23 (3) *in subsection (b)(3), by inserting “reinforce*
24 *and” before “coordinate”.*

1 **(b) GRADUATE AND UNDERGRADUATE LANGUAGE AND**
2 **AREA CENTERS AND PROGRAMS.—Section 602(a) (20**
3 **U.S.C. 1122(a)) is amended—**

4 **(1) in paragraph (1), by striking subparagraph**
5 **(A) and inserting the following:**

6 **“(A) IN GENERAL.—The Secretary is au-**
7 **thorized to make grants to institutions of higher**
8 **education or consortia of such institutions for the**
9 **purpose of establishing, strengthening, and oper-**
10 **ating—**

11 **“(i) comprehensive foreign language**
12 **and area or international studies centers**
13 **and programs; and**

14 **“(ii) a diverse network of under-**
15 **graduate foreign language and area or**
16 **international studies centers and pro-**
17 **grams.”;**

18 **(2) in paragraph (2)—**

19 **(A) by striking “and” at the end of sub-**
20 **paragraph (G);**

21 **(B) by striking the period at the end of sub-**
22 **paragraph (H) and inserting a semicolon; and**

23 **(C) by inserting after subparagraph (H) the**
24 **following new subparagraphs:**

1 “(I) supporting instructors of the less com-
2 monly taught languages;

3 “(J) widely disseminating materials devel-
4 oped by the center or program to local edu-
5 cational agencies and public and private elemen-
6 tary and secondary education schools, and insti-
7 tutions of higher education, presented from di-
8 verse perspectives and representative of the full
9 range of views on the subject matter, except that
10 no more than 50 percent of funds awarded to an
11 institution of higher education or consortia of
12 such institutions for purposes under this title
13 may be associated with the costs of dissemina-
14 tion; and

15 “(K) projects that support in students an
16 understanding of science and technology in co-
17 ordination with foreign language proficiency.”;
18 and

19 (3) in paragraph (4)—

20 (A) by amending subparagraph (B) to read
21 as follows:

22 “(B) Partnerships or programs of linkage
23 and outreach with 2-year and 4-year colleges
24 and universities, including colleges of education

1 *and teacher professional development pro-*
2 *grams.”;*

3 *(B) in subparagraph (C), by striking “Pro-*
4 *grams of linkage or outreach” and inserting*
5 *“Partnerships or programs of linkage and out-*
6 *reach”;*

7 *(C) in subparagraph (E)—*

8 *(i) by striking “foreign area” and in-*
9 *serting “area studies”;*

10 *(ii) by striking “of linkage and out-*
11 *reach”;* *and*

12 *(iii) by striking “(C), and (D)” and*
13 *inserting “(D), and (E)”;*

14 *(D) by redesignating subparagraphs (C),*
15 *(D), and (E) as subparagraphs (D), (E), and*
16 *(F), respectively; and*

17 *(E) by inserting after subparagraph (B) the*
18 *following new subparagraph:*

19 *“(C) Partnerships with local educational*
20 *agencies and public and private elementary and*
21 *secondary education schools that are designed to*
22 *increase student academic achievement in foreign*
23 *language and knowledge of world regions, and to*
24 *facilitate the wide dissemination of materials re-*
25 *lated to area studies, foreign languages, and*

1 *international studies that are representative of a*
2 *full range of views on the subject matter.”.*

3 (c) *LANGUAGE RESOURCE CENTERS.—Section 603(c)*
4 *(20 U.S.C. 1123(c)) is amended by inserting “reflect the*
5 *purposes of this part and” after “shall”.*

6 (d) *UNDERGRADUATE INTERNATIONAL STUDIES AND*
7 *FOREIGN LANGUAGE PROGRAMS.—Section 604 (20 U.S.C.*
8 *1124) is amended—*

9 (1) *in subsection (a)(1), by striking “combina-*
10 *tions” each place it appears and inserting “con-*
11 *sortia”;*

12 (2) *in subsection (a)(2)—*

13 (A) *in subparagraph (B)(ii), by striking*
14 *“teacher training” and inserting “teacher profes-*
15 *sional development”;*

16 (B) *by redesignating subparagraphs (I)*
17 *through (M) as subparagraphs (J) through (N),*
18 *respectively;*

19 (C) *by inserting after subparagraph (H) the*
20 *following new subparagraph:*

21 “(I) *the provision of grants to under-*
22 *graduate students for educational programs*
23 *abroad that are closely linked to the program’s*
24 *overall goals and have the purpose of promoting*
25 *foreign language fluency and knowledge of world*

1 regions, except that not more than 10 percent of
2 a grant recipient's funds may be used for this
3 purpose;"; and

4 (D) in subparagraph (M)(ii) (as redesign-
5 ated by subparagraph (B) of this paragraph),
6 by striking "elementary and secondary education
7 institutions" and inserting "local educational
8 agencies and public and private elementary and
9 secondary education schools";

10 (3) in subsection (a)(4)(B), by inserting "that
11 demonstrates a need for a waiver or reduction" before
12 the period at the end;

13 (4) in subsection (a)(6), by inserting "reflect the
14 purposes of this part and" after "shall";

15 (5) in subsection (a)(8), by striking "may" and
16 inserting "shall"; and

17 (6) by striking subsection (c).

18 (e) *RESEARCH; STUDIES; ANNUAL REPORT.*—Section
19 605(a) (20 U.S.C. 1125(a)) is amended by inserting before
20 the period at the end of the first sentence the following: "
21 including the systematic collection, analysis and dissemina-
22 tion of data".

23 (f) *TECHNOLOGICAL INNOVATION AND COOPERATION*
24 *FOR FOREIGN INFORMATION ACCESS.*—Section 606 (20
25 U.S.C. 1126) is amended—

1 (1) *in subsection (a)—*

2 (A) *by striking “or consortia of such insti-*
3 *tutions or libraries” and inserting “museums, or*
4 *consortia of such entities”;*

5 (B) *by striking “new”; and*

6 (C) *by inserting “from foreign sources”*
7 *after “disseminate information”;*

8 (2) *in subsection (b)—*

9 (A) *by inserting “acquire and” before “fa-*
10 *cilitate access” in paragraph (1);*

11 (B) *by striking “new means of” in para-*
12 *graph (3) and inserting “new means and stand-*
13 *ards for”;*

14 (C) *by striking “and” at the end of para-*
15 *graph (6);*

16 (D) *by striking the period at the end of*
17 *paragraph (7) and by inserting a semicolon; and*

18 (E) *by inserting after paragraph (7) the fol-*
19 *lowing new paragraphs:*

20 “(8) *to establish linkages between grant recipi-*
21 *ents under subsection (a) with libraries, museums, or-*
22 *ganizations, or institutions of higher education lo-*
23 *cated overseas to facilitate carrying out the purposes*
24 *of this section; and*

1 “(9) to carry out other activities deemed by the
2 Secretary to be consistent with the purposes of this
3 section.”; and

4 (3) by adding at the end the following new sub-
5 section:

6 “(e) *SPECIAL RULE.*—The Secretary may waive or re-
7 duce the required non-Federal share for institutions that—

8 “(1) are eligible to receive assistance under part
9 A or B of title III or under title V; and

10 “(2) have submitted a grant application under
11 this section that demonstrates a need for a waiver or
12 reduction.”.

13 (g) *SELECTION OF GRANT RECIPIENTS.*—Section
14 607(b) (20 U.S.C. 1125a(b)) is amended—

15 (1) by striking out “objectives” and inserting
16 “missions”; and

17 (2) by adding at the end the following new sen-
18 tence: “In keeping with the purposes of this part, the
19 Secretary shall take into account the degree to which
20 activities of centers, programs, and fellowships at in-
21 stitutions of higher education advance national inter-
22 ests, generate and disseminate information, and foster
23 debate on American foreign policy from diverse per-
24 spectives.”.

1 (h) *EQUITABLE DISTRIBUTION.*—Section 608(a) (20
2 U.S.C. 1128(a)) is amended by adding at the end the fol-
3 lowing new sentence: “Grants made under section 602 shall
4 also reflect the purposes of this part.”

5 (i) *AUTHORIZATION OF APPROPRIATIONS.*—Section
6 610 (20 U.S.C. 1128b) is amended—

7 (1) by striking “1999” and inserting “2004”;
8 and

9 (2) by striking “4 succeeding” and inserting “5
10 succeeding”.

11 (j) *CONFORMING AMENDMENTS.*—Sections 603(a),
12 604(a)(5), and 612 (20 U.S.C. 1123(a), 1124(a)(5), 1130–
13 1) are each amended by striking “combinations” each place
14 it appears and inserting “consortia”.

15 **SEC. 3. BUSINESS AND INTERNATIONAL EDUCATION PRO-**
16 **GRAMS.**

17 (a) *CENTERS FOR INTERNATIONAL BUSINESS EDU-*
18 *CATION.*—Section 612 (20 U.S.C. 1130–1) is amended—

19 (1) in subsection (c)(1)(D), by inserting “(in-
20 cluding those that are eligible to receive assistance
21 under part A or B of title III or under title V)” after
22 “other institutions of higher education”; and

23 (2) in subsection (e), by adding at the end the
24 following new paragraph:

1 “(5) *SPECIAL RULE.*—*The Secretary may waive*
2 *or reduce the required non-Federal share for institu-*
3 *tions that—*

4 “(A) *are eligible to receive assistance under*
5 *part A or B of title III or under title V; and*

6 “(B) *have submitted a grant application*
7 *under this section that demonstrates a need for*
8 *a waiver or reduction.”.*

9 (b) *EDUCATION AND TRAINING PROGRAMS.*—*Section*
10 613 (20 U.S.C. 1130a) *is amended by adding at the end*
11 *the following new subsection:*

12 “(e) *SPECIAL RULE.*—*The Secretary may waive or re-*
13 *duce the required non-Federal share for institutions that—*

14 “(1) *are eligible to receive assistance under part*
15 *A or B of title III or under title V; and*

16 “(2) *have submitted a grant application under*
17 *this section that demonstrates a need for a waiver or*
18 *reduction.”.*

19 (c) *AUTHORIZATION OF APPROPRIATIONS.*—*Section*
20 614 (20 U.S.C. 1130b) *is amended—*

21 (1) *by striking “1999” each place it appears and*
22 *inserting “2004”; and*

23 (2) *by striking “4 succeeding” each place it ap-*
24 *pears and inserting “5 succeeding”.*

1 **SEC. 4. INSTITUTE FOR INTERNATIONAL PUBLIC POLICY.**

2 (a) *FOREIGN SERVICE PROFESSIONAL DEVELOP-*
3 *MENT.*—Section 621 (20 U.S.C. 1131) is amended—

4 (1) *by striking the heading of such section and*
5 *inserting the following:*

6 **“SEC. 621. PROGRAM FOR FOREIGN SERVICE PROFES-**
7 **SIONALS.”;**

8 (2) *by striking the second sentence of subsection*
9 *(a) and inserting the following: “The Institute shall*
10 *conduct a program to enhance the international com-*
11 *petitiveness of the United States by increasing the*
12 *participation of underrepresented populations in the*
13 *international service, including private international*
14 *voluntary organizations and the foreign service of the*
15 *United States.”;*

16 (3) *in subsection (b)(1), by striking subpara-*
17 *graphs (A) and (B) and inserting the following:*

18 “(A) *An Indian Tribal College or Univer-*
19 *sity or Alaska Native and Native Hawaiian-*
20 *serving institution eligible for assistance under*
21 *title III, an institution eligible for assistance*
22 *under part B of title III, or an*
23 *Hispanic-serving institution eligible for assist-*
24 *ance under title V.*

1 “(B) *An institution of higher education*
2 *which serves substantial numbers of underrep-*
3 *resented students.*”; and

4 (4) *by striking subsection (e) and inserting the*
5 *following:*

6 “(e) *MATCH REQUIRED.—The eligible recipient of a*
7 *grant under this section shall contribute to the conduct of*
8 *the program supported by the grant an amount from non-*
9 *Federal sources equal to at least one-half of the amount of*
10 *the grant. Such contribution may be in cash or in kind.*
11 *The Secretary may waive or reduce the required non-Fed-*
12 *eral share for institutions that—*

13 “(1) *are eligible to receive assistance under part*
14 *A or B of title III or under title V; and*

15 “(2) *have submitted a grant application under*
16 *this section that demonstrates a need for a waiver or*
17 *reduction.*”.

18 (b) *INSTITUTIONAL DEVELOPMENT.—Section 622 (20*
19 *U.S.C. 1131a) is amended by inserting before the period*
20 *at the end of subsection (a) the following: “and promote*
21 *collaboration with colleges and universities that receive*
22 *funds under this title”.*

23 (c) *STUDY ABROAD PROGRAM.—Section 623(a) (20*
24 *U.S.C. 1131b(a)) is amended by inserting after “1978,” the*

1 following: “Alaska Native-serving, Native Hawaiian-serv-
2 ing, and Hispanic-serving institutions,”.

3 (d) *ADVANCED DEGREE IN INTERNATIONAL RELA-
4 TIONS.*—Section 624 (20 U.S.C. 1131b) is amended—

5 (1) by striking “**MASTERS**” in the heading of
6 such section and inserting “**ADVANCED**”;

7 (2) by striking “a masters degree in inter-
8 national relations” and inserting “an advanced de-
9 gree in international relations, international affairs,
10 international economics, or other academic areas re-
11 lated to the Institute fellow’s career objectives”; and

12 (3) by striking “The masters degree program”
13 and inserting “The advanced degree study program
14 shall be designed by the consortia, consistent with the
15 fellow’s career objectives, and”.

16 (e) *INTERNSHIPS.*—Section 625 (20 U.S.C. 1131c) is
17 amended—

18 (1) in subsection (a), by inserting after “1978,”
19 the following: “Alaska Native-serving, Native Hawai-
20 ian-serving, and Hispanic-serving institutions,”;

21 (2) in subsection (b)—

22 (A) by inserting “and” after the semicolon
23 at the end of paragraph (2);

24 (B) by striking “; and” at the end of para-
25 graph (3) and inserting a period; and

1 (C) by striking paragraph (4); and
2 (3) by amending subsection (c) to read as fol-
3 lows:

4 “(c) *RALPH J. BUNCHE FELLOWS*.—In order to assure
5 the recognition and commitment of individuals from under-
6 represented student populations who demonstrate special
7 interest in international affairs and language study, eligi-
8 ble students who participate in the internship programs au-
9 thorized under (a) and (b) shall be known as the ‘Ralph
10 *J. Bunche Fellows*’.”.

11 (f) *REPORT*.—Section 626 (20 U.S.C. 1131d) is
12 amended by striking “annually prepare a report” and in-
13 serting “prepare a report biennially”.

14 (g) *AUTHORIZATION OF APPROPRIATIONS*.—Section
15 628 (20 U.S.C. 1131f) is amended—

16 (1) by striking “1999” and inserting “2004”;
17 and

18 (2) by striking “4 succeeding” and inserting “5
19 succeeding”.

20 **SEC. 5. EVALUATION, OUTREACH, AND DISSEMINATION.**

21 Part D of title VI is amended by inserting after section
22 631 (20 U.S.C. 1132) the following new section:

23 **“SEC. 632. EVALUATION, OUTREACH, AND DISSEMINATION.**

24 “The Secretary may use not more than 1 percent of
25 the funds made available for this title for program evalua-

1 *tion, national outreach, and information dissemination ac-*
2 *tivities.”.*

3 **SEC. 6. ADVISORY BOARD.**

4 *Part D of title VI is amended by inserting after section*
5 *632 (as added by section 5) the following new section:*

6 **“SEC. 633. INTERNATIONAL HIGHER EDUCATION ADVISORY**
7 **BOARD.**

8 *“(a) ESTABLISHMENT AND PURPOSE.—*

9 *“(1) ESTABLISHMENT.—There is established in*
10 *the Department an independent International Higher*
11 *Education Advisory Board (hereafter in this section*
12 *referred to as the ‘International Advisory Board’).*
13 *The International Advisory Board shall provide ad-*
14 *vice, counsel and recommendations to the Secretary*
15 *and the Congress on international education issues*
16 *for higher education.*

17 *“(2) PURPOSE.—The purpose of the Inter-*
18 *national Advisory Board is—*

19 *“(A) to provide expertise in the area of na-*
20 *tional needs for proficiency in world regions, for-*
21 *foreign languages, and international affairs;*

22 *“(B) to make recommendations that will*
23 *promote the excellence of international education*
24 *programs and result in the growth and develop-*
25 *ment of such programs at the postsecondary edu-*

1 *cation level that will reflect diverse perspectives*
2 *and represent the full range of views on world*
3 *regions, foreign language, and international af-*
4 *fairs; and*

5 *“(C) to advise the Secretary and the Con-*
6 *gress with respect to needs for expertise in gov-*
7 *ernment, the private sector, and education in*
8 *order to enhance America’s understanding of,*
9 *and engagement in, the world.*

10 *“(b) INDEPENDENCE OF INTERNATIONAL ADVISORY*
11 *BOARD.—In the exercise of its functions, powers, and du-*
12 *ties, the International Advisory Board shall be independent*
13 *of the Secretary and the other offices and officers of the De-*
14 *partment. Except as provided in this subsection and sub-*
15 *section (f), the recommendations of the International Advi-*
16 *sory Board shall not be subject to review or approval by*
17 *any officer of the Federal Government. Nothing in this title*
18 *shall be construed to authorize the International Advisory*
19 *Board to mandate, direct, or control an institution of high-*
20 *er education’s specific instructional content, curriculum, or*
21 *program of instruction. The Board is authorized to study,*
22 *monitor, apprise, and evaluate a sample of activities sup-*
23 *ported under this title in order to provide recommendations*
24 *to the Secretary and the Congress for the improvement of*
25 *programs under the title and to ensure programs meet the*

1 *purposes of the title. The recommendations of the Board*
2 *may address any area in need of improvement, except that*
3 *any recommendation of specific legislation to Congress shall*
4 *be made only if the President deems it necessary and expe-*
5 *dient.*

6 “(c) *MEMBERSHIP.*—

7 “(1) *APPOINTMENT.*—*The International Advi-*
8 *sory Board shall have 7 members of whom—*

9 “(A) *3 members shall be appointed by the*
10 *Secretary;*

11 “(B) *2 members shall be appointed by the*
12 *Speaker of the House of Representatives, upon*
13 *the recommendation of the Majority Leader and*
14 *the Minority Leader; and*

15 “(C) *2 members shall be appointed by the*
16 *President pro tempore of the Senate, upon the*
17 *recommendation of the Majority Leader and the*
18 *Minority Leader.*

19 “(2) *REPRESENTATION.*—*Two of the members*
20 *appointed by the Secretary under paragraph (1)(A)*
21 *shall be appointed to represent Federal agencies that*
22 *have national security responsibilities, after consulta-*
23 *tion with the heads of such agencies. The members of*
24 *the International Advisory Board shall also include*
25 *(but not be limited to) representatives of States, insti-*

1 *tutions of higher education, cultural organizations,*
2 *educational organizations, local education agencies,*
3 *students, and private citizens with expertise in inter-*
4 *national concerns.*

5 “(3) *QUALIFICATION.*—*Members of the Inter-*
6 *national Advisory Board shall be individuals who*
7 *have technical qualifications, professional standing,*
8 *experience working in international affairs or foreign*
9 *service occupations, or demonstrated knowledge in the*
10 *fields of higher education and international edu-*
11 *cation, including foreign languages, world regions, or*
12 *international affairs.*

13 “(d) *FUNCTIONS OF THE COMMITTEE.*—

14 “(1) *IN GENERAL.*—*The International Advisory*
15 *Board shall provide recommendations in accordance*
16 *with subsection (b) regarding improvement of pro-*
17 *grams under this title to the Secretary and the Con-*
18 *gress for their review. The Board may—*

19 “(A) *review and comment upon the regula-*
20 *tions for grants under this title;*

21 “(B) *monitor, apprise, and evaluate a sam-*
22 *ple of activities supported under this title based*
23 *on the purposes and objectives of this title in*
24 *order to provide recommendations for improve-*
25 *ment of the programs under this title;*

1 “(C) make recommendations that will assist
2 the Secretary and the Congress to improve the
3 programs under this title to better reflect the na-
4 tional needs related to the homeland security,
5 international education, and international af-
6 fairs, including an assessment of the national
7 needs and the training provided by the institu-
8 tions of higher education that receive a grant
9 under this title for expert and non-expert level
10 foreign language training;

11 “(D) make recommendations to the Sec-
12 retary and the Congress regarding such studies,
13 surveys, and analyses of international education
14 that will provide feedback about the programs
15 under this title and assure that their relative au-
16 thorized activities reflect diverse perspectives and
17 represent the full range of views on world re-
18 gions, foreign languages, and international af-
19 fairs;

20 “(E) make recommendations that will
21 strengthen the partnerships between local edu-
22 cational agencies, public and private elementary
23 and secondary education schools, and grant re-
24 cipients under this title to ensure that the re-
25 search and knowledge about world regions, for-

1 *eign languages, and international affairs is*
2 *widely disseminated to local educational agen-*
3 *cies;*

4 “(F) *make recommendations on how insti-*
5 *tutions of higher education that receive a grant*
6 *under this title can encourage students to serve*
7 *the nation and meet national needs in an inter-*
8 *national affairs, international business, foreign*
9 *language, or national security capacity;*

10 “(G) *make recommendations on how link-*
11 *ages between institutions of higher education and*
12 *public and private organizations that are in-*
13 *volved in international education, language*
14 *training, and international research capacities*
15 *to fulfill manpower and information needs of*
16 *United States businesses; and*

17 “(H) *make recommendations to the Sec-*
18 *retary and the Congress about opportunities for*
19 *underrepresented populations in the areas of*
20 *international relations, international affairs,*
21 *and international economics, in order to effec-*
22 *tively carry out the activities of the Institute*
23 *under part C.*

24 “(2) *HEARINGS.—The International Advisory*
25 *Board shall provide for public hearing and comment*

1 *regarding the matter contained in the recommenda-*
2 *tions described in paragraph (1), prior to the submis-*
3 *sion of those recommendations to Secretary and the*
4 *Congress.*

5 “(e) *OPERATIONS OF THE COMMITTEE.—*

6 “(1) *TERMS.—Each member of the International*
7 *Advisory Board shall be appointed for a term of 3*
8 *years, except that, of the members first appointed (A)*
9 *4 shall be appointed for a term of 3 years, and (B)*
10 *3 shall be appointed for a term of 4 years, as des-*
11 *ignated at the time of appointment by the Secretary.*
12 *A member of the International Advisory Board may*
13 *be reappointed to successive terms on the Inter-*
14 *national Advisory Board.*

15 “(2) *VACANCIES.—Any member appointed to fill*
16 *a vacancy occurring prior to the expiration of the*
17 *term of a predecessor shall be appointed only for the*
18 *remainder of such term. A member of the Inter-*
19 *national Advisory Board shall, upon the Secretary’s*
20 *request, continue to serve after the expiration of a*
21 *term until a successor has been appointed.*

22 “(3) *NO GOVERNMENTAL MEMBERS.—Except for*
23 *the members appointed by the Secretary under sub-*
24 *section (c)(1)(A), no officers or full-time employees of*

1 *the Federal Government shall serve as members of the*
2 *International Advisory Board.*

3 “(4) *MEETINGS.*—*The International Advisory*
4 *Board shall meet not less than once each year. The*
5 *International Advisory Board shall hold additional*
6 *meetings at the call of the Chair or upon the written*
7 *request of not less than 3 voting members of the Inter-*
8 *national Advisory Board.*

9 “(5) *QUORUM.*—*A majority of the voting mem-*
10 *bers of the Board serving at the time of a meeting*
11 *shall constitute a quorum.*

12 “(6) *CHAIR.*—*The International Advisory Board*
13 *shall elect a Chairman or Chairwoman from among*
14 *the members of the International Advisory Board.*

15 “(f) *SUBMISSION TO DEPARTMENT FOR COMMENT.*—
16 *The International Advisory Board shall submit its proposed*
17 *recommendations to the Secretary of Education for com-*
18 *ment for a period not to exceed 30 days in each instance.*

19 “(g) *PERSONNEL AND RESOURCES.*—

20 “(1) *COMPENSATION AND EXPENSE.*—*Members of*
21 *the International Advisory Committee shall serve*
22 *without pay for such service. Members of the Inter-*
23 *national Advisory Board who are officers or employ-*
24 *ees of the United States may not receive additional*
25 *pay, allowances, or benefits by reason of their service*

1 *on the International Advisory Board. Members of the*
2 *International Advisory Board may each receive reim-*
3 *bursement for travel expenses incident to attending*
4 *International Advisory Board meetings, including per*
5 *diem in lieu of subsistence, as authorized by section*
6 *5703 of title 5, United States Code, for persons in*
7 *the Government service employed intermittently.*

8 *“(2) PERSONNEL.—The International Advisory*
9 *Board may appoint such personnel as may be deter-*
10 *mined necessary by the Chairman without regard to*
11 *the provisions of title 5, United States Code, gov-*
12 *erning appointments in the competitive service, and*
13 *may be paid without regard to the provisions of chap-*
14 *ter 51 and subchapter III of chapter 53 of such title*
15 *relating to classification and General Schedule pay*
16 *rates, but no individual so appointed shall be paid in*
17 *excess of the rate authorized for GS–18 of the General*
18 *Schedule. The International Advisory Board may ap-*
19 *point not more than 1 full-time equivalent, non-*
20 *permanent, consultant without regard to the provi-*
21 *sions of title 5, United States Code. The International*
22 *Advisory Board shall not be required by the Secretary*
23 *to reduce personnel to meet agency personnel reduc-*
24 *tion goals.*

1 “(3) *CONSULTATION.*—*In carrying out its duties*
2 *under the Act, the International Advisory Board shall*
3 *consult with other Federal agencies, representatives of*
4 *State and local governments, and private organiza-*
5 *tions to the extent feasible.*

6 “(4) *ASSISTANCE FROM OTHER AGENCIES.*—

7 “(A) *INFORMATION.*—*The International Ad-*
8 *visory Board is authorized to secure directly*
9 *from any executive department, bureau, agency,*
10 *board, commission, office, independent establish-*
11 *ment, or instrumentality information, sugges-*
12 *tions, estimates, and statistics for the purpose of*
13 *this section and each such department, bureau,*
14 *agency, board, commission, office, independent*
15 *establishment, or instrumentality is authorized*
16 *and directed, to the extent permitted by law, to*
17 *furnish such information, suggestions, estimates,*
18 *and statistics directly to the International Advi-*
19 *sory Board, upon request made by the Chair-*
20 *man.*

21 “(B) *SERVICES AND PERSONNEL.*—*The head*
22 *of each Federal agency shall, to the extent not*
23 *prohibited by law, consult with the International*
24 *Advisory Board in carrying out this section. The*
25 *International Advisory Board is authorized to*

1 *utilize, with their consent, the services, personnel,*
2 *information, and facilities of other Federal,*
3 *State, local, and private agencies with or with-*
4 *out reimbursement.*

5 “(5) *CONTRACTS; EXPERTS AND CONSULTANTS.—*
6 *The International Advisory Board may enter into*
7 *contracts for the acquisition of information, sugges-*
8 *tions, estimates, and statistics for the purpose of this*
9 *section. The International Advisory Board is author-*
10 *ized to obtain the services of experts and consultants*
11 *without regard to section 3109 of title 5, United*
12 *States Code and to set pay in accordance with such*
13 *section.*

14 “(h) *TERMINATION.—Notwithstanding the sunset and*
15 *charter provisions of the Federal Advisory Committee Act*
16 *(5 U.S.C. App. I) or any other statute or regulation, the*
17 *International Advisory Committee shall be authorized*
18 *through September 30, 2009.*

19 “(i) *FUNDS.—The Secretary shall use not more than*
20 *one-half of the funds available to the Secretary under sec-*
21 *tion 632 to carry out this section.”.*

22 **SEC. 7. RECRUITER ACCESS TO STUDENTS AND STUDENT**
23 **RECRUITING INFORMATION; SAFETY.**

24 *Part D of title VI is amended by inserting after section*
25 *633 (as added by section 6) the following new sections:*

1 **“SEC. 634. RECRUITER ACCESS TO STUDENTS AND STU-**
2 **DENT RECRUITING INFORMATION.**

3 *“Each institution of higher education that receives a*
4 *grant under this title shall assure that—*

5 *“(1) recruiters of the United States Government*
6 *and agencies thereof are given the same access to stu-*
7 *dents as is provided generally to other institutions of*
8 *higher education and prospective employers of those*
9 *students for the purpose of recruiting for graduate op-*
10 *portunities or prospective employment; and*

11 *“(2) no undue restrictions are placed upon stu-*
12 *dents that seek employment with the United States*
13 *Government or any agency thereof.*

14 **“SEC. 635. STUDENT SAFETY.**

15 *“Applicants seeking funds under this title to support*
16 *student travel and study abroad shall submit as part of*
17 *their grant application a description of safety policies and*
18 *procedures for students participating in the program while*
19 *abroad.”.*

20 **SEC. 8. NATIONAL STUDY OF FOREIGN LANGUAGE HERIT-**
21 **AGE COMMUNITIES.**

22 *Part D of title VI is further amended by inserting after*
23 *section 635 (as added by section 7) the following new sec-*
24 *tion:*

1 **“SEC. 636. NATIONAL STUDY OF FOREIGN LANGUAGE HER-**
2 **ITAGE COMMUNITIES.**

3 “(a) *STUDY.*—*The Secretary of Education, in con-*
4 *sultation with the International Advisory Board, shall con-*
5 *duct a study to identify foreign language heritage commu-*
6 *nities, particularly such communities that include speakers*
7 *of languages that are critical to the national security of*
8 *the United States.*

9 “(b) *FOREIGN LANGUAGE HERITAGE COMMUNITY.*—
10 *For purposes of this section, the term ‘foreign language her-*
11 *itage community’ means a community of residents or citi-*
12 *zens of the United States who are native speakers of, or*
13 *who have partial fluency in, a foreign language.*

14 “(c) *REPORT.*—*Not later than 1 year after the date*
15 *of the enactment of this Act, the Secretary of Education*
16 *shall submit a report to the Congress on the results of the*
17 *study conducted under this section.”.*

Union Calendar No. 185

108TH CONGRESS
1ST SESSION

H. R. 3077

[Report No. 108-308]

A BILL

To amend title VI of the Higher Education Act of 1965 to enhance international education programs.

OCTOBER 8, 2003

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed