

116TH CONGRESS
2D SESSION

H. R. 6588

To establish the Homeland Security Higher Education Advisory Council,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 2020

Mr. KRISHNAMOORTHY (for himself and Mr. NORMAN) introduced the following bill; which was referred to the Committee on Education and Labor, and in addition to the Committees on Homeland Security, the Judiciary, and Oversight and Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To establish the Homeland Security Higher Education
Advisory Council, and for other purposes.

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 “Homeland Security
5 Higher Education Advisory Council Act”.

1 **SEC. 2. HOMELAND SECURITY HIGHER EDUCATION ADVI-**
2 **SORY COUNCIL.**

3 (a) IN GENERAL.—The Secretary of Homeland Secu-
4 rity (referred to in this section as the “Secretary”) shall
5 establish a council to be known as the “Homeland Security
6 Higher Education Advisory Council” (referred to in this
7 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 commu-
11 nity, relating to the following:

12 (1) The threat of foreign influence and inter-
13 ference in the United States.

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

18 (3) Promoting the openness of academic re-
19 search and the exchange of ideas between institu-
20 tions of higher education and the Federal Govern-
21 ment.

22 (4) Promoting campus resilience resources to
23 address a range of threats or hazards affecting insti-
24 tutions of higher education.

25 (5) Homeland security academic and research
26 programs.

1 (6) Student and recent graduate recruitment to
2 Federal Government employment.

3 (7) Issues relating to international students, in-
4 cluding—

5 (A) obtaining and maintaining a visa;

6 (B) processing H-1B visas and Optional
7 Practical Training;

8 (C) monitoring student visa recipients who
9 stay past their authorized time in the United
10 States; and

11 (D) any other matters the Secretary con-
12 siderers appropriate.

13 (8) Issues relating to undocumented students.

14 (9) Cybersecurity.

15 (c) MEMBERSHIP.—

16 (1) IN GENERAL.—The Council shall be com-
17 posed of at least 21 members appointed by the Sec-
18 retary, of whom 9 shall be from governmental posi-
19 tions specified in paragraph (2), and not fewer than
20 12 members shall be from nongovernmental posi-
21 tions specified in paragraph (3).

22 (2) GOVERNMENTAL POSITIONS.—Govern-
23 mental positions specified in this paragraph are the
24 following:

1 (A) The Bureau of Consular Affairs of the
2 Department of State.

3 (B) The Bureau of Education and Cultural
4 Affairs of the Department of State.

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

6 (D) The Office of Civil Rights and Civil
7 Liberties of the Department of Homeland Secu-
8 rity.

9 (E) The Office of Science and Technology
10 Cooperation of the Department of State.

11 (F) The Student and Exchange Visitor
12 Program of the Department of Homeland Secu-
13 rity.

14 (G) United States Citizenship and Immi-
15 gration Services.

16 (H) Office of the Citizenship and Immigra-
17 tion Services Ombudsman.

18 (I) Homeland Security Investigations of
19 the U.S. Immigration and Customs Enforce-
20 ment.

21 (J) The Department of Justice.

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

1 (3) NONGOVERNMENTAL POSITIONS.—Non-
2 governmental positions specified in this paragraph
3 are the following:

4 (A) Twelve presidents or chancellors of a
5 university, with a distribution of such univer-
6 sities being private, public, and regionally di-
7 verse.

8 (B) Senior leaders of relevant higher edu-
9 cation associations.

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

13 (5) TERMS.—

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

16 (B) VACANCIES.—Any member appointed
17 to fill a vacancy occurring before the expiration
18 of the term for which the member's predecessor
19 was appointed shall be appointed only for the
20 remainder of that term. A member may serve
21 after the expiration of that term until a suc-
22 cessor has been appointed.

23 (6) CHAIRPERSON AND VICE CHAIRPERSON.—

24 The Chairperson and Vice Chairperson of the Coun-
25 cil shall be designated by the Secretary at the time

1 of the appointment of the members pursuant to
2 paragraph (4), and when a vacancy of the Chair-
3 person or Vice Chairperson occurs, as the case may
4 be.

5 (d) MEETING.—

6 (1) INITIAL MEETING.—The Council shall hold
7 its initial meeting not later than 30 days after the
8 final appointment of all members under subsection
9 (c)(4).

10 (2) MEETINGS.—The Council shall meet not
11 fewer than 3 times each year at the call of the
12 Chairperson or Vice Chairperson.

13 (3) QUORUM.—Sixteen members of the Council,
14 of whom 8 members appointed from governmental
15 positions and 8 members appointed from nongovern-
16 mental positions, shall constitute a quorum.

17 (e) COMPENSATION.—

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

22 (2) TRAVEL EXPENSES.—Each member shall
23 receive travel expenses, including per diem in lieu of
24 subsistence, in accordance with applicable provisions

1 under subchapter I of chapter 57 of title 5, United
2 States Code.

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

8 (g) REPORT.—Not later than 180 days after the date
9 on which the Council holds its initial meeting under sub-
10 section (d) and annually thereafter, the Council shall sub-
11 mit a report containing a detailed statement of the advice
12 and recommendations of the Council pursuant to sub-
13 section (b) to each of the following:

14 (1) The Committee on Homeland Security of
15 the House of Representatives.

16 (2) The Committee on Homeland Security and
17 Governmental Affairs of the Senate.

18 (3) The Committee on the Judiciary of the
19 House of Representatives.

20 (4) The Committee on the Judiciary of the Sen-
21 ate.

22 (5) The Committee on Science, Space, and
23 Technology of the House of Representatives.

24 (6) The Committee on Commerce, Science, and
25 Transportation of the Senate.

1 (h) NONAPPLICABILITY OF FACA.—The Federal Ad-
2 visory Committee Act (5 U.S.C. App.) shall not apply to
3 the Council.

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