

108TH CONGRESS
1ST SESSION

H. R. 3077

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

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,*

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

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

7 (b) **REFERENCES.**—Except as otherwise expressly
8 provided, whenever in this Act an amendment or repeal
9 is expressed in terms of an amendment to, or repeal of,

1 a section or other provision, the reference shall be consid-
 2 ered to be made to a section or other provision of the
 3 Higher Education Act of 1965 (20 U.S.C. 1001 et seq.).

4 (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.

5 **SEC. 2. INTERNATIONAL AND FOREIGN LANGUAGE STUD-**
 6 **IES.**

7 (a) FINDINGS AND PURPOSES.—Section 601 (20
 8 U.S.C. 1121) is amended—

9 (1) in subsection (a)—

10 (A) by striking “post-Cold War” in para-
 11 graph (3);

12 (B) by redesignating paragraphs (4) and
 13 (5) as paragraphs (5) and (6), respectively; and

14 (C) by inserting after paragraph (3) the
 15 following new paragraph:

16 “(4) The events and aftermath of September
 17 11, 2001, have underscored the need for the nation
 18 to strengthen and enhance American knowledge of
 19 international relations, world regions, and foreign
 20 languages. Homeland security and effective United
 21 States engagement abroad depend upon an increased

1 number of Americans who have received such train-
2 ing and are willing to serve their nation.”;

3 (2) in subsection (b)(1)—

4 (A) by striking “; and” at the end of para-
5 graph (D) and inserting “, including through
6 linkages overseas with institutions of higher
7 education and relevant organizations that con-
8 tribute to the educational programs assisted
9 under this part;”;

10 (B) by inserting “and” after the semicolon
11 at the end of subparagraph (E);

12 (C) by inserting after such subparagraph
13 (E) the following new subparagraph:

14 “(F) to assist the national effort to edu-
15 cate and train citizens to participate in the ef-
16 forts of homeland security;” and

17 (3) in subsection (b)(3), by inserting “reinforce
18 and” before “coordinate”.

19 (b) GRADUATE AND UNDERGRADUATE LANGUAGE
20 AND AREA CENTERS AND PROGRAMS.—Section 602(a)
21 (20 U.S.C. 1122(a)) is amended—

22 (1) in paragraph (1), by striking subparagraph
23 (A) and inserting the following:

24 “(A) IN GENERAL.—The Secretary is au-
25 thorized to make grants to institutions of high-

1 er education or consortia of such institutions
2 for the purpose of establishing, strengthening,
3 and operating—

4 “(i) comprehensive foreign language
5 and area or international studies centers
6 and programs; and

7 “(ii) a diverse network of under-
8 graduate foreign language and area or
9 international studies centers and pro-
10 grams.”;

11 (2) in paragraph (2)—

12 (A) by striking “and” at the end of sub-
13 paragraph (G);

14 (B) by striking the period at the end of
15 subparagraph (H) and inserting a semicolon;
16 and

17 (C) by inserting after subparagraph (H)
18 the following new subparagraphs:

19 “(I) supporting instructors of the less com-
20 monly taught languages; and

21 “(J) widely disseminating materials devel-
22 oped by the center or program to local edu-
23 cational agencies, public and private elementary
24 and secondary education schools, and institu-
25 tions of higher education, presented from di-

1 verse perspectives and reflecting the full range
2 of views on the subject matter, except that
3 funds under this section may not cover more
4 than 50 percent of the cost of dissemination.”;
5 and

6 (3) in paragraph (4)—

7 (A) by amending subparagraph (B) to read
8 as follows:

9 “(B) Partnerships or programs of linkage
10 and outreach with 2-year and 4-year colleges
11 and universities, including colleges of education
12 and teacher professional development pro-
13 grams.”;

14 (B) in subparagraph (C), by striking “Pro-
15 grams of linkage or outreach” and inserting
16 “Partnerships or programs of linkage and out-
17 reach”;

18 (C) in subparagraph (E)—

19 (i) by striking “foreign area” and in-
20 serting “area studies”;

21 (ii) by striking “of linkage and out-
22 reach”; and

23 (iii) by striking “(C), and (D)” and
24 inserting “(D), and (E)”;

1 (D) by redesignating subparagraphs (C),
2 (D), and (E) as subparagraphs (D), (E), and
3 (F), respectively; and

4 (E) by inserting after subparagraph (B)
5 the following new subparagraph:

6 “(C) Partnerships with local educational
7 agencies and public and private elementary and
8 secondary education schools that are designed
9 to increase student academic achievement in
10 foreign language and knowledge of world re-
11 gions, and to facilitate the wide dissemination
12 of materials related to area studies, foreign lan-
13 guages, and international studies that, to the
14 extent practical, reflect a range of views on the
15 subject matter.”.

16 (c) LANGUAGE RESOURCE CENTERS.—Section
17 603(e) (20 U.S.C. 1123(e)) is amended by inserting “re-
18 flect the purposes of this part and” after “shall”.

19 (d) UNDERGRADUATE INTERNATIONAL STUDIES AND
20 FOREIGN LANGUAGE PROGRAMS.—Section 604 (20
21 U.S.C. 1124) is amended—

22 (1) in subsection (a)(1), by striking “combina-
23 tions” and inserting “consortia”;

24 (2) in subsection (a)(2)—

1 (A) in subparagraph (B)(ii), by striking
2 “teacher training” and inserting “teacher pro-
3 fessional development”;

4 (B) by redesignating subparagraphs (I)
5 through (M) as subparagraphs (J) through (N),
6 respectively;

7 (C) by inserting after subparagraph (H)
8 the following new subparagraph:

9 “(I) the provision of grants to under-
10 graduate students for educational programs
11 abroad that are closely linked to the program’s
12 overall goals and have the purpose of promoting
13 foreign language fluency and knowledge of
14 world regions, except that not more than 10
15 percent of a grant recipient’s funds may be
16 used for this purpose;” and

17 (D) in subparagraph (M)(ii) (as redesign-
18 nated by subparagraph (B) of this paragraph),
19 by striking “elementary and secondary edu-
20 cation institutions” and inserting “local edu-
21 cational agencies and public and private ele-
22 mentary and secondary education schools”;

23 (3) in subsection (a)(4)(B), by inserting “that
24 demonstrates a need for a waiver or reduction” be-
25 fore the period at the end;

1 (4) in subsection (a)(6), by inserting “reflect
2 the purposes of this part and” after “shall”;

3 (5) in subsection (a)(8), by striking “may” and
4 inserting “shall”; and

5 (6) by striking subsection (c).

6 (e) RESEARCH; STUDIES; ANNUAL REPORT.—Sec-
7 tion 605(a) (20 U.S.C. 1125(a)) is amended by inserting
8 before the period at the end of the first sentence the fol-
9 lowing: “, including the systematic collection, analysis and
10 dissemination of data”.

11 (f) TECHNOLOGICAL INNOVATION AND COOPERATION
12 FOR FOREIGN INFORMATION ACCESS.—Section 606 (20
13 U.S.C. 1126) is amended—

14 (1) in subsection (a)—

15 (A) by striking “or consortia of such insti-
16 tutions or libraries” and inserting “museums,
17 or consortia of such entities”;

18 (B) by striking “new”;

19 (C) by inserting “from foreign sources”
20 after “disseminate information”;

21 (2) in subsection (b)—

22 (A) by inserting “acquire and” before “fa-
23 cilitate access” in paragraph (1);

1 (B) by striking “new means of” in para-
2 graph (3) and inserting “new means and stand-
3 ards for”;

4 (C) by striking “and” at the end of para-
5 graph (6);

6 (D) by striking the period at the end of
7 paragraph (7) and by inserting a semicolon;
8 and

9 (E) by inserting after paragraph (7) the
10 following new paragraphs:

11 “(8) to establish linkages between grant recipi-
12 ents under subsection (a) with libraries, museums,
13 organizations, or institutions of higher education lo-
14 cated overseas to facilitate carrying out the purposes
15 of this section; and

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

19 (3) by adding at the end the following new sub-
20 section:

21 “(e) SPECIAL RULE.—The Secretary may waive or
22 reduce the required non-Federal share for institutions
23 that—

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

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

4 (g) SELECTION OF GRANT RECIPIENTS.—Section
5 607(b) (20 U.S.C. 1125a(b)) is amended—

6 (1) by striking out “objectives” and inserting
7 “missions”; and

8 (2) by adding at the end the following new sen-
9 tence: “In keeping with the purposes of this part,
10 the Secretary shall take into account the degree to
11 which activities of centers, programs, and fellowships
12 at institutions of higher education advance national
13 interests, generate and disseminate information, and
14 foster debate on American foreign policy from di-
15 verse perspectives.”.

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

20 (i) AUTHORIZATION OF APPROPRIATIONS.—Section
21 610 (20 U.S.C. 1128b) is amended—

22 (1) by striking “1999” and inserting “2004”;
23 and

24 (2) by striking “4 succeeding” and inserting “5
25 succeeding”.

1 (j) CONFORMING AMENDMENTS.—Sections 603(a),
2 604(a)(5), and 612 (20 U.S.C. 1123(a), 1124(a)(5),
3 1130–1) are each amended by striking “combinations”
4 each place it appears and inserting “consortia”.

5 **SEC. 3. BUSINESS AND INTERNATIONAL EDUCATION PRO-**
6 **GRAMS.**

7 (a) CENTERS FOR INTERNATIONAL BUSINESS EDU-
8 CATION.—Section 612(e) (20 U.S.C. 1130–1(e)) is
9 amended by adding at the end the following new para-
10 graph:

11 “(5) SPECIAL RULE.—The Secretary may waive
12 or reduce the required non-Federal share for institu-
13 tions that—

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

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

20 (b) EDUCATION AND TRAINING PROGRAMS.—Section
21 613 (20 U.S.C. 1130a) is amended by adding at the end
22 the following new subsection:

23 “(e) SPECIAL RULE.—The Secretary may waive or
24 reduce the required non-Federal share for institutions
25 that—

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

3 “(2) have submitted a grant application under
4 this section that demonstrates a need for a waiver
5 or reduction.”.

6 (c) AUTHORIZATION OF APPROPRIATIONS.—Section
7 614 (20 U.S.C. 1130b) is amended—

8 (1) by striking “1999” each place it appears
9 and inserting “2004”; and

10 (2) by striking “4 succeeding” each place it ap-
11 pears and inserting “5 succeeding”.

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

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

15 (1) by striking the heading of such section and
16 inserting the following:

17 **“SEC. 621. PROGRAM FOR FOREIGN SERVICE PROFES-**
18 **SIONALS.”;**

19 (2) by striking the second sentence of sub-
20 section (a) and inserting the following: “The Insti-
21 tute shall conduct a program to enhance the inter-
22 national competitiveness of the United States by in-
23 creasing the participation of underrepresented popu-
24 lations in the international service, including private

1 international voluntary organizations and the foreign
2 service of the United States.”;

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

5 “(A) An Indian Tribal College or Univer-
6 sity or Alaska Native and Native Hawaiian-
7 serving institution eligible for assistance under
8 title III, an institution eligible for assistance
9 under part B of title III, or an Hispanic- serv-
10 ing institution eligible for assistance under title
11 V.

12 “(B) An institution of higher education
13 which serves substantial numbers of underrep-
14 resented students.”; and

15 (4) by striking subsection (e) and inserting the
16 following:

17 “(e) MATCH REQUIRED.—The eligible recipient of a
18 grant under this section shall contribute to the conduct
19 of the program supported by the grant an amount from
20 non-Federal sources equal to at least one-half of the
21 amount of the grant. Such contribution may be in cash
22 or in kind. The Secretary may waive or reduce the re-
23 quired non-Federal share for institutions that—

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

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

4 (b) INSTITUTIONAL DEVELOPMENT.—Section 622
5 (20 U.S.C. 1131a) is amended by inserting before the pe-
6 riod at the end of subsection (a) the following: “and pro-
7 mote collaboration with colleges and universities that re-
8 ceive funds under this title”.

9 (c) STUDY ABROAD PROGRAM.—Section 623(a) (20
10 U.S.C. 1131b(a)) is amended by inserting after “1978,”
11 the following: “Alaska Native-serving, Native Hawaiian-
12 serving, and Hispanic-serving institutions, ”.

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

15 (1) by striking “MASTERS” in the heading of
16 such section and inserting “ADVANCED”;

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

22 (3) by striking “The masters degree program”
23 and inserting “The advanced degree study program
24 shall be designed by the consortia, consistent with
25 the fellow’s career objectives, and”.

1 (e) INTERNSHIPS.—Section 625 (20 U.S.C. 1131c)
2 is amended—

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

6 (2) in subsection (b)—

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

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

11 (C) by striking paragraph (4); and

12 (3) by striking subsection (c).

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

16 (g) AUTHORIZATION OF APPROPRIATIONS.—Section
17 628 (20 U.S.C. 1131f) is amended—

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

19 and

20 (2) by striking “4 succeeding” and inserting “5
21 succeeding”.

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

23 Part D of title VI is amended by inserting after sec-
24 tion 631 (20 U.S.C. 1132) the following new section:

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

2 “The Secretary may use not more than 1 percent of
3 the funds made available for this title for program evalua-
4 tion, national outreach, and information dissemination ac-
5 tivities.”.

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

7 Part D of title VI is amended by inserting after sec-
8 tion 632 (as added by section 5) the following new section:

9 **“SEC. 633. INTERNATIONAL HIGHER EDUCATION ADVISORY**
10 **BOARD.**

11 “(a) ESTABLISHMENT AND PURPOSE.—

12 “(1) ESTABLISHMENT.—There is established in
13 the Department an independent International High-
14 er Education Advisory Board (hereafter in this sec-
15 tion referred to as the ‘International Advisory
16 Board’). The International Advisory Board shall
17 provide advice, counsel and recommendations to the
18 Congress and to the Secretary on international edu-
19 cation issues for higher education.

20 “(2) PURPOSE.—The purpose of the Inter-
21 national Advisory Board is—

22 “(A) to provide expertise in the area of na-
23 tional needs for proficiency in world regions,
24 foreign languages, and international affairs;

25 “(B) to make recommendations that will
26 result in the growth and development of inter-

1 national education programs at the postsec-
2 ondary level that encourage diverse perspectives
3 and reflect the full range of views on world re-
4 gions, foreign languages, and international af-
5 fairs;

6 “(C) to advise the Secretary with respect
7 to the opportunities for careers in international
8 affairs in order to meet the goals of an en-
9 hanced national security objective; and

10 “(D) to provide extensive knowledge and
11 understanding of the Federal, State, and pri-
12 vate sector programs related to international
13 education at the postsecondary education level.

14 “(b) INDEPENDENCE OF INTERNATIONAL ADVISORY
15 BOARD.—In the exercise of its functions, powers, and du-
16 ties, the International Advisory Board shall be inde-
17 pendent of the Secretary and the other offices and officers
18 of the Department. The recommendations of the Inter-
19 national Advisory Board shall not be subject to review or
20 approval by any officer in the executive branch, but shall
21 be submitted to the Secretary for comment prior to sub-
22 mission to the Congress in accordance with subsection (f).

23 “(c) MEMBERSHIP.—

24 “(1) REPRESENTATION.—The International
25 Advisory Board shall have 7 members, who shall be

1 appointed by the Secretary, in consultation with the
2 Secretary of the Department of Homeland Security,
3 and shall include (but not be limited to) representa-
4 tives of States, institutions of higher education, cul-
5 tural organizations, educational organizations, local
6 educational agencies, students, and private citizens
7 with expertise in international concerns.

8 “(2) QUALIFICATION.—Members of the Inter-
9 national Advisory Board shall be individuals who
10 have been appointed on the basis of technical quali-
11 fications, professional standing, experience working
12 in international affairs or foreign service occupa-
13 tions, and demonstrated knowledge in the fields of
14 higher education and international education, includ-
15 ing foreign languages, world regions, or international
16 affairs.

17 “(d) FUNCTIONS OF THE COMMITTEE.—The Inter-
18 national Advisory Board shall—

19 “(1) annually review and comment upon the se-
20 lection criteria and regulations for grants under this
21 title;

22 “(2) annually monitor, apprise, and evaluate
23 the activities of grant recipients based on the pur-
24 poses and objectives of this title and in the author-

1 ized activities of each part, which may include an
2 evaluation of the performance of grantees;

3 “(3) annually make recommendations that will
4 assist the Congress and the Secretary to improve the
5 programs under this title to better reflect the na-
6 tional needs related to the homeland security, inter-
7 national education, and international affairs, includ-
8 ing an assessment of the national needs and the
9 training provided by the institutions of higher edu-
10 cation that receive a grant under this title for expert
11 and non-expert level foreign language training;

12 “(4) annually provide for public hearing and
13 comment regarding the matter contained in the rec-
14 ommendations described in paragraph (3), prior to
15 the submission of those recommendations to Con-
16 gress and the Secretary;

17 “(5) recommend to the Congress and the Sec-
18 retary such studies, surveys, and analyses of inter-
19 national education that provide feedback about the
20 programs under this title and assure that their rel-
21 ative authorized activities reflect diverse perspectives
22 and the full range of views on world regions, foreign
23 languages, and international affairs;

24 “(6) make recommendations that will strength-
25 en the partnerships between local educational agen-

1 cies, public and private elementary and secondary
2 education schools, and grant recipients under this
3 title to ensure that the research and knowledge
4 about world regions, foreign languages, and inter-
5 national affairs is widely disseminated to local edu-
6 cational agencies;

7 “(7) assess how institutions of higher education
8 that receive a grant under this title can encourage
9 students to serve the Nation and meet national
10 needs in an international affairs, foreign language or
11 national security capacity;

12 “(8) assess how linkages between institutions of
13 higher education and public and private organiza-
14 tions that are involved in international education,
15 language training, and international research capaci-
16 ties create and enhance manpower and information
17 needs of United States businesses; and

18 “(9) annually advise the Secretary and the Con-
19 gress about opportunities for underrepresented pop-
20 ulations in the areas of international relations, inter-
21 national affairs, and international economics, in
22 order to effectively carry out the activities of the In-
23 stitute in part C.

24 “(e) OPERATIONS OF THE COMMITTEE.—

1 “(1) TERMS.—Each member of the Inter-
2 national Advisory Board shall be appointed for a
3 term of 3 years. A member of the International Ad-
4 visory Board may be reappointed to successive terms
5 on the International Advisory Board.

6 “(2) VACANCIES.—Any member appointed to
7 fill a vacancy occurring prior to the expiration of the
8 term of a predecessor shall be appointed only for the
9 remainder of such term. A member of the Inter-
10 national Advisory Board shall, upon request, con-
11 tinue to serve after the expiration of a term until a
12 successor has been appointed.

13 “(3) NO GOVERNMENTAL MEMBERS.—No offi-
14 cers or full-time employees of the Federal Govern-
15 ment shall serve as members of the International
16 Advisory Board.

17 “(f) SUBMISSION TO DEPARTMENT FOR COM-
18 MENT.—The International Advisory Board shall submit
19 its proposed recommendations to the Department of Edu-
20 cation for comment for a period not to exceed 30 days
21 in each instance.

22 “(g) PERSONNEL AND RESOURCES.—The Inter-
23 national Advisory Board is authorized to utilize, with their
24 consent, the services, personnel, information, and facilities
25 of other Federal, State, local, and private agencies.

1 “(h) **TERMINATION.**—Notwithstanding the sunset
2 and charter provisions of the Federal Advisory Committee
3 Act (5 U.S.C. App. I) or any other statute or regulation,
4 the International Advisory Committee shall be authorized
5 through September 30, 2009.”.

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

8 Part D of title VI is amended by inserting after sec-
9 tion 633 (as added by section 6) the following new sec-
10 tions:

11 **“SEC. 634. RECRUITER ACCESS TO STUDENTS AND STU-**
12 **DENT RECRUITING INFORMATION.**

13 “Each institution of higher education that receives a
14 grant under this title shall assure that—

15 “(1) any agency of the United States Govern-
16 ment is given reasonable access to the campus of the
17 institution of higher education for the purposes of
18 recruiting prospective employees, including access to
19 directory information for students who have not ex-
20 exercised their right to restrict the release of that in-
21 formation;

22 “(2) no undue restrictions are placed upon stu-
23 dents that seek employment with the United States
24 Government or any agency thereof, including the

1 timely provision of required documentation in sup-
2 port of such prospective employment; and

3 “(3) recruiters of the United States Govern-
4 ment and agencies thereof are given the same access
5 to students as is provided generally to other institu-
6 tions of higher education and prospective employers
7 of those students for the purpose of recruiting for
8 graduate opportunities or prospective employment.

9 **“SEC. 635. STUDENT SAFETY.**

10 “Programs under this title that support student trav-
11 el and study abroad shall appropriately provide for the
12 safety of students participating in the program while
13 abroad.”.

○