

115TH CONGRESS  
2D SESSION

# H. R. 5336

To amend the Foreign Agents Registration Act of 1938 to limit the exemption from the registration requirements of such Act for persons engaging in activities in furtherance of bona fide religious, scholastic, academic, or scientific pursuits or the fine arts to activities which do not promote the political agenda of a foreign government, to amend the Higher Education Act of 1965 to clarify the disclosures of foreign gifts by institutions, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 2018

Mr. WILSON of South Carolina introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, 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

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## A BILL

To amend the Foreign Agents Registration Act of 1938 to limit the exemption from the registration requirements of such Act for persons engaging in activities in furtherance of bona fide religious, scholastic, academic, or scientific pursuits or the fine arts to activities which do not promote the political agenda of a foreign government, to amend the Higher Education Act of 1965 to clarify the disclosures of foreign gifts by institutions, 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 “Foreign Influence  
5       Transparency Act”.

6       **SEC. 2. LIMITING EXEMPTION FROM FOREIGN AGENT REG-**  
7                               **ISTRATION REQUIREMENT FOR PERSONS EN-**  
8                               **GAGING IN ACTIVITIES IN FURTHERANCE OF**  
9                               **CERTAIN PURSUITS TO ACTIVITIES NOT PRO-**  
10                              **MOTING POLITICAL AGENDA OF FOREIGN**  
11                              **GOVERNMENTS.**

12       (a) LIMITATION ON EXEMPTION.—Section 3(e) of the  
13       Foreign Agents Registration Act of 1938 (22 U.S.C.  
14       613(e)) is amended by striking the semicolon at the end  
15       and inserting the following: “, but only if the activities  
16       do not promote the political agenda of a government of  
17       a foreign country;”.

18       (b) EFFECTIVE DATE.—The amendment made by  
19       subsection (a) shall apply with respect to activities carried  
20       out on or after the date of the enactment of this Act.

21       **SEC. 3. DISCLOSURES OF FOREIGN GIFTS.**

22       (a) IN GENERAL.—Section 117 of the Higher Edu-  
23       cation Act of 1965 (20 U.S.C. 1011f) is amended—

24                       (1) by amending subsection (a) to read as fol-  
25       lows:

1       “(a) DISCLOSURE REPORT.—An institution shall file  
2 a disclosure report with the Secretary on January 31 or  
3 July 31, whichever is sooner, whenever one or more of the  
4 following paragraphs applies to such institution:

5               “(1) The institution is owned or controlled by  
6 a foreign source.

7               “(2) The institution receives a gift from or en-  
8 ters into a contract with a foreign source, the value  
9 of which is \$50,000 or more for such gift from or  
10 contract with that foreign source within a calendar  
11 year.

12               “(3) The institution receives a gift from or en-  
13 ters into a contract with a foreign source, the value  
14 of which is \$250,000 or more, considered in com-  
15 bination with all other gifts from or contracts with  
16 that foreign source within a calendar year.”;

17               (2) in subsection (b)—

18                       (A) in paragraph (1), in the first sentence,  
19 by inserting before the period at the end the  
20 following: “, and the content of each such con-  
21 tract”; and

22                       (B) in paragraph (2), by inserting before  
23 the period the following: “, and the content of  
24 each such contract”;

1           (3) in subsection (e), by inserting “, including  
2       the contents of any contracts,” after “reports”; and

3           (4) in subsection (h)(3), by inserting before the  
4       semicolon at the end the following: “, or the fair  
5       market value of an in-kind gift”.

6       (b) EFFECTIVE DATE.—The amendments made by  
7       subsection (a) shall apply with respect to gifts received  
8       or contracts entered into, or other activities carried out,  
9       on or after the date of the enactment of this Act.

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