

The House Committee on Higher Education offers the following substitute to HB 1379:

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to
2 require annual reports from institutions of the University System of Georgia, units of the
3 Technical College System of Georgia, and local school systems and other public schools
4 regarding funding received from certain foreign sources; to provide requirements for such
5 reports; to provide for such reports to be made publicly available; to provide for procedures
6 and penalties relating to noncompliance; to provide legislative findings; to provide for
7 definitions; to provide for related matters; to provide for a short title; to provide for effective
8 dates; to repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 This Act shall be known and may be cited as the "Foreign Funding Transparency and
12 Accountability Act."

- 40 (A) An organization, institution of higher education, association, corporation, or other
41 entity organized under the laws of, or having its principal place of business in, a foreign
42 country of concern or a subsidiary of any such entity;
- 43 (B) An organization designated by the United States Secretary of State as a foreign
44 terrorist organization pursuant to 8 U.S.C. Section 1189 on or before January 1, 2026;
- 45 (C) An organization designated as an entity of particular concern by the United States
46 Secretary of State pursuant to the International Religious Freedom Act of 1998 on or
47 before January 1, 2026; and
- 48 (D) An organization, corporation, association, foundation, or other entity which is a
49 member or subsidiary of any organization, corporation, association, foundation, or
50 other entity that has its principal place of business in a foreign country of concern or is
51 controlled directly or indirectly by an official of a foreign country of concern.
- 52 (3) 'Foreign individual of concern' means any official of a foreign country of concern or
53 any individual who is domiciled in a foreign country of concern and who is not a citizen
54 or lawful permanent resident of the United States, or an individual who has been
55 convicted of violating 18 U.S.C. Section 2339A or 18 U.S.C. Section 2339B.
- 56 (4) 'Foreign source of concern' means a foreign country of concern, a foreign entity of
57 concern, or a foreign individual of concern.
- 58 (5) 'Funding' means any gift, grant, donation, payment in exchange for services, capital
59 investment, salary, wage, compensation, fee, or other monetary exchange.
- 60 (6) 'Governing authority' means the State Board of Education for a local school system
61 or other public school, the Board of Regents of the University System of Georgia for an
62 institution of the University System of Georgia, or the State Board of the Technical
63 College System of Georgia for a unit of the Technical College System of Georgia.
- 64 (7) 'Public educational institution' means an institution of the University System of
65 Georgia, a unit of the Technical College System of Georgia, and a local school system
66 or other public school.

67 (8) 'Reportable funding' means funding received during a fiscal year from a single
68 foreign source of concern or an individual or entity directly or indirectly controlled by,
69 acting on behalf of, or working in conjunction with such foreign source of concern
70 totaling \$10,000.00 or more.

71 (9) 'Sovereign wealth fund' shall have the same meaning as set forth in Code Section
72 7-10-1.

73 (c) Beginning July 31, 2027, and annually thereafter, except as provided in subsection (d)
74 of this Code section, each public educational institution shall provide to the Attorney
75 General and the Department of Audits and Accounts a report detailing reportable funding
76 received during the preceding fiscal year by such public educational institution or an
77 organization controlled directly or indirectly by or acting on behalf of such institution.

78 Such report shall include:

79 (1) The amount of funding received;

80 (2) The type of funding, whether a gift, grant, donation, payment in exchange for
81 services, capital investment, salary, wage, compensation, fee, or other monetary
82 exchange;

83 (3) A detailed description of the source providing the funding, including the name and
84 address of such source and the owner of such source, if applicable;

85 (4) A copy of any contract, agreement, or memorandum of understanding associated with
86 the funding;

87 (5) Details regarding the purpose of the funding and indicating whether the funding was
88 a single payment or part of multiple payments;

89 (6) Details regarding any influence or control such source has over the curriculum,
90 research, academic affairs, or personnel decisions of such institution; and

91 (7) Steps taken to protect academic freedom, research integrity, and cybersecurity.

92 (d) Beginning July 31, 2027, and annually thereafter, each public educational institution
93 that has not received reportable funding during the preceding fiscal year shall provide a

94 report to the Attorney General and the Department of Audits and Accounts stating that such
95 institution has not received reportable funding during the preceding fiscal year.
96 (e) The reports required by this Code section shall be made available on the website of the
97 Department of Audits and Accounts; provided, however, that personally identifiable
98 information, security information, and other information protected from disclosure by state
99 or federal law shall be redacted before such reports are made available. Such reports shall
100 also be provided to the chairpersons of the House Committee on Education, the House
101 Committee on Higher Education, the Senate Education and Youth Committee, and the
102 Senate Higher Education Committee.
103 (f) This Code section shall not require reporting of funding provided by an individual or
104 a family as payment for tuition or related fees for a student or students affiliated with or
105 attending a program, class, or course of study at an institution of the University System of
106 Georgia or a unit of the Technical College System of Georgia.
107 (g) If a public educational institution fails to provide a report required by this Code section
108 or fails to disclose reportable funding in a report provided pursuant to this Code section,
109 the Attorney General shall notify the public educational institution of such failure and
110 provide the public educational institution with an opportunity to correct the failure. If a
111 public educational institution fails to submit a report or amend a report within 30 days of
112 receipt of such notice, the Attorney General shall notify the applicable governing authority
113 and such governing authority shall be authorized to withhold a portion of the state funding
114 allotted for the applicable public educational institution in an amount of \$5,000.00 or three
115 times the amount of reportable funding the public educational institution failed to disclose,
116 whichever is greater."

117 **SECTION 3.**

118 Said title is further amended in Part 2 of Article 2 of Chapter 3, relating to university system,
119 by repealing and reserving Code Section 20-3-84, relating to reporting on funding received
120 by university system from any foreign country, entity, or individual of concern.

121 **SECTION 4.**

122 (a) This Act shall become effective on July 1, 2026, except as otherwise provided in
123 subsection (b) of this section.

124 (b) Section 3 of this Act shall become effective on January 1, 2027.

125 **SECTION 5.**

126 All laws and parts of laws in conflict with this Act are repealed.