

1                   A bill to be entitled  
2           An act relating to foreign influence; creating s.  
3           286.101, F.S.; providing definitions; requiring any  
4           state agency or political subdivision to disclose  
5           certain gifts or grants received from any foreign  
6           source to the Department of Financial Services within  
7           a specified timeframe; providing an exception;  
8           requiring any entity that applies for a certain grant  
9           or proposes a certain contract to disclose to a state  
10          agency or political subdivision any current or prior  
11          interest of, contract with, or grant or gift received  
12          from a foreign country of concern under certain  
13          circumstances; specifying information to be included  
14          in the disclosure; requiring such entity to provide a  
15          copy of such disclosure to the department within a  
16          specified timeframe before applying for any grant or  
17          proposing any contract; requiring such entity to  
18          revise its disclosure within a specified timeframe  
19          under certain circumstances; providing exceptions to  
20          disclosure requirements; requiring the Department of  
21          Management Services to periodically screen certain  
22          vendors; requiring certain notification on the online  
23          procurement system; requiring the Department of  
24          Financial Services to establish and maintain an  
25          Internet website to publish the disclosures;

26 | authorizing the department to establish an online  
27 | system for making such disclosures; authorizing the  
28 | Department of Management Services to coordinate with  
29 | the Department of Financial Services to establish such  
30 | online system; requiring the Department of Financial  
31 | Services to investigate allegations of certain  
32 | violations under certain circumstances; authorizing  
33 | the department or specified persons to request certain  
34 | records; providing for the assessment of fines and  
35 | penalties under certain circumstances; requiring the  
36 | department to include and maintain a list of  
37 | ineligible entities on a certain Internet website;  
38 | providing that certain information relating to a gift  
39 | or grant from a foreign source is not confidential or  
40 | exempt from public records requirements; authorizing  
41 | rulemaking; creating s. 288.860, F.S.; providing  
42 | definitions; prohibiting certain agencies and entities  
43 | from participating in agreements with or accepting  
44 | grants received from foreign countries of concern  
45 | under certain circumstances; prohibiting such agencies  
46 | and entities from accepting anything of value as a  
47 | condition for participation in certain programs or  
48 | endeavors that promote the language or culture of  
49 | foreign countries of concern; creating s. 1010.25,  
50 | F.S.; providing definitions; requiring institutions of

51 higher education to semiannually report to certain  
52 entities regarding certain gifts they received  
53 directly or indirectly from a foreign source;  
54 authorizing the report to be consolidated with  
55 affiliate organizations; requiring such institutions  
56 to provide certain information regarding such gifts;  
57 requiring random annual inspections or audits of gifts  
58 or gift agreements by certain inspectors general;  
59 providing requirements for such inspections or audits;  
60 requiring the Board of Governors or State Board of  
61 Education, as applicable, to sanction institutions  
62 that fail to report certain gifts within a specified  
63 timeframe; providing for a civil penalty for willful  
64 violations; requiring that the proceeds from such  
65 penalty be deposited in a specified fund; providing a  
66 lesser civil penalty under specified conditions;  
67 authorizing the Attorney General or Chief Financial  
68 Officer to bring a civil action under certain  
69 circumstances; providing for attorney fees and costs;  
70 providing that certain information relating to a gift  
71 from a foreign source is not confidential or exempt  
72 from public records requirements; providing  
73 exceptions; authorizing the Board of Governors and  
74 State Board of Education to adopt regulations and  
75 rules, respectively; creating s. 1010.35, F.S.;

76 requiring certain state universities and other  
77 entities to screen certain foreign applicants seeking  
78 employment in specified research positions; requiring  
79 such applicants to provide additional specified  
80 information as part of the application process;  
81 requiring screening to be completed before an  
82 interview or offer of employment; requiring the  
83 president or chief administrative officer of the state  
84 university or entity to designate a research integrity  
85 office to verify certain information contained in such  
86 applications, search certain public databases, and  
87 submit certain information to specified federal  
88 agencies; specifying the conditions under which a  
89 state university may approve a hire based on a risk-  
90 based determination; prohibiting the employment of an  
91 applicant who fails to make certain disclosures;  
92 providing an exception; requiring certain records to  
93 be maintained by the research integrity office;  
94 requiring such office to report the identity of any  
95 applicant who was rejected for employment to certain  
96 law enforcement agencies; requiring certain inspectors  
97 general or the Auditor General to perform an  
98 operational audit by a specified date; creating s.  
99 1010.36, F.S.; requiring certain state universities  
100 and other entities to establish an international

101 travel approval and monitoring program; providing  
102 requirements for such program; providing requirements  
103 for preapproval and screening for employment-related  
104 foreign travel and employment-related foreign  
105 activities engaged in by faculty, researchers, and  
106 research department staff; requiring state  
107 universities and entities to maintain certain records  
108 relating to foreign travel and activities for at least  
109 3 years; requiring a state university or entity to  
110 provide a certain annual report to the Board of  
111 Governors or the governing board of the applicable  
112 entity; requiring certain inspectors general or the  
113 Auditor General to perform an operational audit by a  
114 specified date; providing an effective date.

115  
116 Be It Enacted by the Legislature of the State of Florida:

117  
118 Section 1. Section 286.101, Florida Statutes, is created  
119 to read:

120 286.101 Foreign gifts and contracts.-

121 (1) As used in this section, the term:

122 (a) "Contract" means any agreement for the direct benefit  
123 or use of any party to such agreement, including an agreement  
124 for the sale of commodities or services.

125        (b) "Foreign country of concern" means the People's  
126 Republic of China, the Russian Federation, the Islamic Republic  
127 of Iran, the Democratic People's Republic of Korea, the Republic  
128 of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian  
129 Arab Republic, including any agency of or any other entity under  
130 significant control of such foreign country of concern.

131        (c) "Foreign government" means the government of any  
132 country, nation, or group of nations, or any province or other  
133 political subdivision of any country or nation, other than the  
134 government of the United States or the government of a state or  
135 political subdivision, including any agent of such foreign  
136 government.

137        (d) "Foreign source" means any of the following:

138            1. A foreign government or an agency of a foreign  
139 government.

140            2. A legal entity, governmental or otherwise, created  
141 solely under the laws of a foreign state or states.

142            3. An individual who is not a citizen or a national of the  
143 United States or a territory or protectorate of the United  
144 States.

145            4. An agent, including a subsidiary or an affiliate of a  
146 foreign legal entity, acting on behalf of a foreign source.

147        (e) "Gift" means any transfer of money or property from  
148 one entity to another without compensation.

149 (f) "Grant" means a transfer of money for a specified  
150 purpose, including a conditional gift.

151 (g) "Interest" in an entity means any direct or indirect  
152 investment in or loan to the entity valued at 5 percent or more  
153 of the entity's net worth or any form of direct or indirect  
154 control exerting similar or greater influence on the governance  
155 of the entity.

156 (h) "State agency" means any agency or unit of state  
157 government created or established by law.

158 (2) Any state agency or political subdivision that  
159 receives directly or indirectly any gift or grant with a value  
160 of \$50,000 or more from any foreign source shall disclose such  
161 gift or grant to the Department of Financial Services within 30  
162 days after receiving such gift or grant. Such disclosure shall  
163 include the date of the gift or grant, the amount of the gift or  
164 grant, and the name and country of residence or domicile of the  
165 foreign source. Disclosure is not required if such gift or grant  
166 is disclosed under s. 1010.25.

167 (3) (a) Any entity that applies to a state agency or  
168 political subdivision for a grant or proposes a contract having  
169 a value of \$100,000 or more shall disclose to the state agency  
170 or political subdivision any current or prior interest of, any  
171 contract with, or any grant or gift received from a foreign  
172 country of concern if such interest, contract, or grant or gift  
173 has a value of \$50,000 or more and such interest existed at any

174 time or such contract or grant or gift was received or in force  
175 at any time during the previous 5 years. Such disclosure shall  
176 include the name and mailing address of the disclosing entity,  
177 the amount of the contract or grant or gift or the value of the  
178 interest disclosed, the applicable foreign country of concern  
179 and, if applicable, the date of termination of the contract or  
180 interest, the date of receipt of the grant or gift, and the name  
181 of the agent or controlled entity that is the source or interest  
182 holder. Within 1 year before applying for any grant or proposing  
183 any contract, such entity must provide a copy of such disclosure  
184 to the Department of Financial Services.

185 (b) Disclosure under this subsection is not required with  
186 respect to:

187 1. A proposal to sell commodities through the online  
188 procurement program established pursuant to s. 287.057(22);

189 2. A proposal to sell commodities to a university pursuant  
190 to Board of Governors Regulation 18.001;

191 3. An application or proposal from an entity that  
192 discloses foreign gifts or grants under subsection (2) or s.  
193 1010.25;

194 4. An application or proposal from a foreign source that,  
195 if granted or accepted, would be disclosed under subsection (2)  
196 or s. 1010.25; or

197        5. An application or proposal from a public or not-for-  
198 profit research institution with respect to research funded by  
199 any federal agency.

200        (c) A disclosure published online pursuant to subsection  
201 (5) is deemed disclosed to every state agency and political  
202 subdivision for purposes of paragraph (a). From the time a  
203 disclosure is made under paragraph (a) through the term of any  
204 awarded state grant or contract, the entity must revise its  
205 disclosure within 30 days after entering into a contract with or  
206 receiving a grant or gift from a foreign country of concern or  
207 within 30 days after the acquisition of any interest in the  
208 entity by a foreign country of concern.

209        (4) At least once every 5 years, the Department of  
210 Management Services shall screen each vendor of commodities  
211 participating in the online procurement system if such vendor  
212 has the capacity to fill an order of \$100,000 or more. Screening  
213 must be conducted through federal agencies responsible for  
214 identifying persons and organizations subject to trade  
215 sanctions, embargoes, or other restrictions under federal law.  
216 If a vendor is identified as being subject to any such  
217 sanctions, embargoes, or other restrictions, the vendor must  
218 make the disclosures required under subsection (3) until such  
219 restriction expires. A notification regarding the applicability  
220 of the disclosure requirement in subsection (3) to the vendor  
221 must be included on the online procurement system when

222 applicable. The Department of Management Services must ensure  
223 that purchasers through the online procurement system may easily  
224 access all disclosures made by vendors participating in the  
225 system.

226 (5) The Department of Financial Services must establish  
227 and maintain an Internet website to publish the disclosures  
228 required under this section. The Department of Financial  
229 Services may establish an online system for making such  
230 disclosures. The Department of Management Services may  
231 coordinate with the Department of Financial Services to  
232 establish the online system.

233 (6) (a) Upon receiving a referral from an inspector general  
234 or other compliance officer of a state agency or political  
235 subdivision or any sworn complaint based upon substantive  
236 information and reasonable belief, the Department of Financial  
237 Services must investigate an allegation of a violation of this  
238 section.

239 (b) The Department of Financial Services, an inspector  
240 general, or any other agent or compliance officer authorized by  
241 a state agency or political subdivision may request records  
242 relevant to any reasonable suspicion of a violation of this  
243 section. An entity must provide the required records within 30  
244 days after such request or at a later time agreed to by the  
245 investigating state agency or political subdivision.

246        (7) (a) Failure to make a disclosure required under this  
247 section or failure to provide records requested under paragraph  
248 (6) (b) constitutes a civil violation punishable upon a final  
249 order of the Department of Financial Services by an  
250 administrative fine of \$5,000 for a first violation or \$10,000  
251 for any subsequent violation.

252        (b) In addition to any fine assessed under paragraph (a),  
253 a final order determining a third or subsequent violation by a  
254 state agency or political subdivision must include a  
255 determination of the identity of the officer responsible for  
256 acceptance of the undisclosed grant or gift. Such order must  
257 also include a referral by the Department of Financial Services  
258 to the Governor or other officer authorized to suspend or remove  
259 the officer responsible for acceptance of the undisclosed grant  
260 or gift from public office. A copy of such referral must be  
261 provided to the President of the Senate and the Speaker of the  
262 House of Representatives for oversight of such suspension and  
263 removal authority.

264        (c) In addition to any fine assessed under paragraph (a),  
265 a final order determining a third or subsequent violation by an  
266 entity other than a state agency or political subdivision shall  
267 automatically disqualify the entity from eligibility for any  
268 grant or contract funded by a state agency or any political  
269 subdivision until such ineligibility is lifted by the  
270 Administration Commission for good cause. The Department of

271 Financial Services shall include and maintain an active and  
272 current list of such ineligible entities on the Internet website  
273 maintained under subsection (5).

274 (8) Information disclosed under subsections (2) and (3) is  
275 not confidential or exempt from s. 119.07(1) and s. 24(a), Art.  
276 I of the State Constitution.

277 (9) (a) The Department of Management Services may adopt  
278 rules necessary to carry out its responsibilities under this  
279 section. The rules may identify the federal agencies to be  
280 consulted under subsection (4) and the procedure for notifying a  
281 vendor of the disclosure requirements under this section when  
282 applicable. The Department of Management Services may also adopt  
283 rules providing for the application of this section to the  
284 online procurement system.

285 (b) The Department of Financial Services may adopt rules  
286 necessary to carry out its responsibilities under this section.

287 (c) Any rules necessary to implement this section must be  
288 published by December 31, 2021, unless the applicable department  
289 head certifies in writing that a delay is necessary and the date  
290 by which the proposed rules will be published. Such  
291 certification must be published in the Florida Administrative  
292 Register and a copy provided to the Joint Administrative  
293 Procedures Committee.

294 Section 2. Section 288.860, Florida Statutes, is created  
295 to read:

296 288.860 International cultural agreements.—

297 (1) As used in this section, the term:

298 (a) "Foreign country of concern" means the People's  
299 Republic of China, the Russian Federation, the Islamic Republic  
300 of Iran, the Democratic People's Republic of Korea, the Republic  
301 of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian  
302 Arab Republic, including any agency of or any other entity under  
303 significant control of such foreign country of concern.

304 (b) "Political subdivision" has the same meaning as in s.  
305 1.01(8) and includes any entity under the control of or  
306 established for the benefit of the political subdivision.

307 (c) "Public school" means any education institution under  
308 the supervision of a school district and any entity under the  
309 control of or established for the benefit of a public school or  
310 school district.

311 (d) "State agency" means any agency or unit of state  
312 government created or established by law and any entity under  
313 the control of or established for the benefit of a state agency.

314 (e) "State college" means any postsecondary education  
315 institution under the supervision of the State Board of  
316 Education, including any entity under the control of or  
317 established for the benefit of a state college.

318 (f) "State university" means any state university under  
319 the supervision of the Board of Governors, including any entity

320 under the control of or established for the benefit of a state  
321 university.

322 (2) A state agency, political subdivision, public school,  
323 state college, or state university authorized to expend state-  
324 appropriated funds or levy ad valorem taxes may not participate  
325 in any agreement with or accept any grant from a foreign country  
326 of concern, or any entity controlled by a foreign country of  
327 concern, which:

328 (a) Constrains the freedom of contract of such public  
329 entity;

330 (b) Allows the curriculum or values of a program in the  
331 state to be directed or controlled by the foreign country of  
332 concern; or

333 (c) Promotes an agenda detrimental to the safety or  
334 security of the United States or its residents. Prior to the  
335 execution of any cultural exchange agreement with a foreign  
336 country of concern, the substance of the agreement shall be  
337 shared with federal agencies concerned with protecting national  
338 security or enforcing trade sanctions, embargoes, or other  
339 restrictions under federal law. If such federal agency provides  
340 information suggesting that such agreement promotes an agenda  
341 detrimental to the safety or security of the United States or  
342 its residents, the public entity may not enter into the  
343 agreement.

344 (3) A state agency, political subdivision, public school,  
345 state college, or state university may not accept anything of  
346 value conditioned upon participation in a program or other  
347 endeavor to promote the language or culture of a foreign country  
348 of concern.

349 Section 3. Section 1010.25, Florida Statutes, is created  
350 to read:

351 1010.25 Foreign gift reporting.-

352 (1) As used in this section, the term:

353 (a) "Affiliate organization" means any entity under the  
354 control of or established for the benefit of an organization  
355 required to report under this section, including a direct-  
356 support organization.

357 (b) "Contract" means any agreement for the acquisition by  
358 purchase, lease, or barter of property or services by the  
359 foreign source, for the direct benefit or use of either of the  
360 parties, and any purchase, lease, or barter of property or  
361 services from a foreign country of concern as defined in s.  
362 286.101(1)(b).

363 (c) "Direct-support organization" has the same meaning as  
364 provided in ss. 1004.28(1)(a), 1004.70(1)(a), and 1004.71(1)(a).

365 (d) "Foreign government" means the government of any  
366 country, nation, or group of nations, or any province or other  
367 political subdivision of any country or nation, other than the  
368 government of the United States or the government of a state or

369 political subdivision, including any agent of such foreign  
370 government.

371 (e) "Foreign source" means any of the following:

372 1. A foreign government or an agency of a foreign  
373 government.

374 2. A legal entity, governmental or otherwise, created  
375 solely under the laws of a foreign state or states.

376 3. An individual who is not a citizen or a national of the  
377 United States or a territory or protectorate of the United  
378 States.

379 4. An agent, including a subsidiary or an affiliate of a  
380 foreign legal entity, acting on behalf of a foreign source.

381 (f) "Gift" means any contract, gift, grant, endowment,  
382 award, or donation of money or property of any kind, or any  
383 combination thereof, including a conditional or an unconditional  
384 pledge of such contract, gift, grant, endowment, award, or  
385 donation. For purposes of this paragraph, the term "pledge"  
386 means a promise, an agreement, or an expressed intention to give  
387 a gift.

388 (g) "Institution of higher education" means a state  
389 university, an entity listed in subpart B of part II of chapter  
390 1004 that has its own governing board, a Florida College System  
391 institution, an independent nonprofit college or university that  
392 is located in and chartered by the state and grants  
393 baccalaureate or higher degrees, any other institution that has

394 a physical presence in the state and is required to report  
395 foreign gifts or contracts pursuant to 20 U.S.C. s. 1011f, or an  
396 affiliate organization of an institution of higher education.

397 (2) Each institution of higher education must semiannually  
398 report, each January 31 and July 31, any gift received directly  
399 or indirectly from a foreign source with a value of \$50,000 or  
400 more during the fiscal year. If a foreign source provides more  
401 than one gift directly or indirectly to an institution of higher  
402 education in a single fiscal year and the total value of those  
403 gifts is \$50,000 or more, all gifts received from that foreign  
404 source must be reported. For purposes of this subsection, a gift  
405 received from a foreign source through an intermediary shall be  
406 considered an indirect gift to the institution of higher  
407 education. An institution of higher education may consolidate  
408 its report with that of all its affiliate organizations. A  
409 report required under this subsection must be made to the  
410 following entities:

411 (a) The Board of Governors, if the recipient is a state  
412 university, an entity listed in subpart B of part II of chapter  
413 1004 that has its own governing board, or an affiliate  
414 organization of such university or entity.

415 (b) Unless already reported to the Board of Governors  
416 pursuant to paragraph (a), the State Board of Education, if the  
417 recipient is any other institution of higher education or an  
418 affiliate organization of such institution.

419 (3) For each gift subject to the reporting requirement in  
420 subsection (2), the report of the institution of higher  
421 education must provide all of the following information, unless  
422 otherwise prohibited or deemed confidential under federal law  
423 having no exemption applicable to such reporting:

424 (a) The amount of the gift and the date it was received.

425 (b) The contract start and end date if the gift is a  
426 contract.

427 (c) The name of the foreign source and, if not a foreign  
428 government, the country of citizenship, if known, and the  
429 country of principal residence or domicile of the foreign  
430 source.

431 (d)1. A copy of a gift agreement between the foreign  
432 source and the institution of higher education, signed by the  
433 foreign source and the chief administrative officer of the  
434 institution of higher education, or their respective designees,  
435 which must include a detailed description of the purpose for  
436 which the gift will be used by the institution of higher  
437 education, the identification of the persons for whom the gift  
438 is explicitly intended to benefit, and any applicable  
439 conditions, requirements, restrictions, or terms made a part of  
440 the gift regarding the control of curricula, faculty, student  
441 admissions, student fees, or contingencies placed upon the  
442 institution of higher education to take a specific public  
443 position or to award an honorary degree. With respect to an

444 agreement containing information protected from disclosure under  
445 s. 1004.22(2), an abstract and redacted copy providing all  
446 required information that is not so protected may be submitted  
447 in lieu of a copy of the agreement.

448 2. Beginning July 1, 2022, the Inspector General of the  
449 Board of Governors or the Inspector General of the Department of  
450 Education, as applicable, shall annually, within existing  
451 resources, randomly inspect or audit at least 5 percent of the  
452 total number of gifts disclosed by or gift agreements received  
453 from institutions of higher education pursuant to this paragraph  
454 during the previous year to determine an institution's  
455 compliance with the requirements of this section with respect to  
456 the gifts and gift agreements reviewed.

457 3. Upon the request of the Governor, the President of the  
458 Senate, or the Speaker of the House of Representatives, the  
459 Inspector General of the Board of Governors or the Inspector  
460 General of the Department of Education, as applicable, must  
461 inspect or audit a gift or gift agreement.

462 (4) The State Board of Education or the Board of  
463 Governors, as applicable, shall exercise the authority provided  
464 pursuant to s. 1008.32 or s. 1008.322, respectively, to sanction  
465 an institution of higher education that fails to report a  
466 reportable gift within 60 days after the reporting deadlines  
467 established in subsection (2).

468       (5) (a) An institution of higher education that knowingly,  
469 willfully, or negligently fails to disclose the information  
470 required by this section shall be subject to a civil penalty of  
471 105 percent of the amount of the undisclosed gift, payable only  
472 from nonstate funds of the institution of higher education or  
473 the affiliate organization that received such gift. The  
474 recovered funds must be deposited into the General Revenue Fund.  
475 The Board of Governors and the State Board of Education, as  
476 applicable, may administratively enforce this section and impose  
477 the civil penalty as an administrative penalty. A lesser  
478 penalty, but at least 5 percent of the amount of the undisclosed  
479 gift, may be imposed if a negligent failure is not a result of  
480 negligent management or is de minimis.

481       (b) In the absence of enforcement by the Board of  
482 Governors or the State Board of Education, as applicable, the  
483 Attorney General or Chief Financial Officer may bring a civil  
484 action to enforce this section. If such action is successful,  
485 the Attorney General or Chief Financial Officer, as applicable,  
486 is entitled to reasonable attorney fees and costs.

487       (6) Information reported under subsection (3) is not  
488 confidential or exempt from s. 119.07(1) and s. 24(a), Art. I of  
489 the State Constitution, except as provided in s. 1004.22(2) or  
490 unless protected by any statute as a trade secret as defined in  
491 s. 688.002 or s. 812.081(1) (c).

492        (7) The Board of Governors may adopt regulations, and the  
493 State Board of Education may adopt rules, to implement this  
494 section.

495        Section 4. Section 1010.35, Florida Statutes, is created  
496 to read:

497        1010.35 Screening foreign researchers.—

498        (1) Each state university or entity listed in subpart A or  
499 subpart B of part II of chapter 1004 that receives state  
500 appropriations or state tax revenue and has a research budget of  
501 \$10 million or more must screen applicants seeking employment in  
502 research or research-related support positions, graduate and  
503 undergraduate students applying for research or research-related  
504 support positions, and applicants for positions of visiting  
505 researcher who are citizens of a foreign country and who are not  
506 permanent residents of the United States, or who are citizens or  
507 permanent residents of the United States who have any  
508 affiliation with an institution or program, or at least 1 year  
509 of prior employment or training, excepting employment or  
510 training by an agency of the United States government, in a  
511 foreign country of concern as defined in s. 286.101. Such  
512 screening is required prior to interviewing such applicant or  
513 offering to such applicant a position of employment or of  
514 visiting researcher. At the discretion of the university or  
515 entity, other applicants for such positions may be screened.

516        (2) In addition to satisfying all employment and  
517 enrollment qualifications imposed by federal law, the Board of  
518 Governors or the governing board of the applicable entity must  
519 require the following of applicants included in subsection (1):

520        (a) A foreign applicant must submit a complete copy of the  
521 applicant's passport and most recently submitted Online  
522 Nonimmigrant Visa Application, DS-160. After extraction of all  
523 information relevant to the requirements of this section, a  
524 university or entity may destroy or return the copy of the DS-  
525 160 submitted by an applicant.

526        (b) All applicants described in subsection (1) must submit  
527 a complete resume and curriculum vitae, including every  
528 institution of higher education attended; all previous  
529 employment since the applicant's 18th birthday; a list of all  
530 published material for which the applicant received credit as an  
531 author, a researcher, or otherwise or to which the applicant  
532 contributed significant research, writing, or editorial support;  
533 a list of the applicant's current and pending research funding  
534 from any source, including funder, amount, applicant's role on  
535 the project, and brief description of the research; and a full  
536 disclosure of nonuniversity professional activities, including  
537 any affiliation with an institution or program in a foreign  
538 country of concern. For applicants who have been continually  
539 employed or enrolled in a postsecondary education institution in

540 the United States for 20 years or more, the resume may, but need  
541 not, include employment history before the most recent 20 years.

542 (3) The president or chief administrative officer of the  
543 state university or applicable entity shall designate a research  
544 integrity office to review all materials required in subsection  
545 (2) and take reasonable steps to verify all attendance,  
546 employment, publications, and contributions listed in the  
547 application required in subsection (2) prior to any interview of  
548 or offer of a position to the applicant. Reasonable steps  
549 include searching public databases for research publications and  
550 presentations and public conflict of interest records to  
551 identify any research publication or presentation that may have  
552 been omitted from the application, contacting all employers of  
553 the most recent 10 years to verify employment, contacting all  
554 institutions of higher education attended to verify enrollment  
555 and educational progress, searching public listings of persons  
556 subject to sanctions or restrictions under federal law,  
557 submitting the applicant's name and other identifying  
558 information to the Federal Bureau of Investigation or any  
559 federal agency reasonably willing to scrutinize such applicant  
560 for national security or counterespionage purposes, and any  
561 other steps deemed appropriate to the office. The state  
562 university or applicable entity may also direct the office to  
563 approve applicants for hire based on a risk-based determination

564 considering the nature of the research and the background and  
565 ongoing affiliations of the applicant.

566 (4) The requirements of this section must be completed  
567 before interviewing or offering any position to an individual  
568 described in subsection (1) in any research or research-related  
569 support position and before granting such individual any access  
570 to research data or activities or other sensitive data. An  
571 applicant who must be screened under this section may not be  
572 employed in any research or research-related support position if  
573 he or she fails to disclose a substantial educational,  
574 employment, or research-related activity or publication or  
575 presentation at the time of submitting the application required  
576 in subsection (2), unless the department head, or a designee,  
577 certifies in writing the substance of the nondisclosure and the  
578 reasons for disregarding such failure to disclose. A copy of  
579 such certification must be kept in the investigative file of the  
580 research integrity office and must be submitted to the nearest  
581 Federal Bureau of Investigation field office.

582 (5) The research integrity office must report to the  
583 nearest Federal Bureau of Investigation field office, and to any  
584 law enforcement agency designated by the Governor or the Board  
585 of Governors and the governing board of the applicable entity  
586 described in subsection (1), the identity of any applicant who  
587 was rejected for employment based on the scrutiny required by  
588 this section or other risk-based screening.

589 (6) By July 1, 2025, the Inspector General of the Board of  
590 Governors, the inspector general of an entity described in  
591 subsection (1), or the Auditor General must perform an  
592 operational audit regarding the implementation of this section.

593 Section 5. Section 1010.36, Florida Statutes, is created  
594 to read:

595 1010.36 Foreign travel; research institutions.—

596 (1) By January 1, 2022, each state university or entity  
597 listed in subpart A or subpart B of part II of chapter 1004 that  
598 receives state appropriations or state tax revenue and has a  
599 research budget of \$10 million or more must establish an  
600 international travel approval and monitoring program. The  
601 program must require preapproval and screening by a research  
602 integrity office designated by the president or chief  
603 administrative officer of the state university or entity for any  
604 employment-related foreign travel and employment-related foreign  
605 activities engaged in by all faculty, researchers, and research  
606 department staff. Such requirement is in addition to any other  
607 travel approval process applicable to the state university or  
608 entity.

609 (2) (a) Preapproval by the research integrity office must  
610 be based on the applicant's review and acknowledgement of  
611 guidance published by the employing state university or entity  
612 which relates to countries under sanctions or other restrictions  
613 of the state or the United States government, including any

614 federal license requirement; customs rules; export controls;  
615 restrictions on taking state university or entity property,  
616 including intellectual property, abroad; restrictions on  
617 presentations, teaching, and interactions with foreign  
618 colleagues; and other subjects important to the research and  
619 academic integrity of the state university or entity.

620 (b) Preapproval must be based on the binding commitment of  
621 the individual traveler not to violate the state university's or  
622 entity's limitations on travel and activities abroad and to obey  
623 all applicable federal laws.

624 (3) The state university or entity must maintain records  
625 of all foreign travel requests and approvals; expenses  
626 reimbursed by the university or entity during such travel,  
627 including for travel, food, and lodging; and payments and  
628 honoraria received during such travel and activities, including  
629 for travel, food, and lodging. The state university or entity  
630 must also keep records of the purpose of the travel and any  
631 records related to the foreign activity review. Such records  
632 must be retained for at least 3 years or any longer period of  
633 time required by any other applicable state or federal law.

634 (4) The state university or entity must provide an annual  
635 report of foreign travel to countries of concern listing  
636 individual travelers, foreign locations visited, and foreign  
637 institutions visited to the Board of Governors or the governing  
638 board of the applicable entity.

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639 | (5) By July 1, 2025, the Inspector General of the Board of  
640 | Governors, the inspector general of an entity described in  
641 | subsection (1), or the Auditor General must perform an  
642 | operational audit regarding the implementation of this section.

643 | Section 6. This act shall take effect July 1, 2021.