

Amendment to HB 1561-FN

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT prohibiting nationals of the People's Republic of China from enrollment in masters
4 and doctorate degree programs, participation in research, and full time employment
5 at public institutions of higher education.
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7 Amend the bill by replacing all after the enacting clause with the following:

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9 1 New Section; PRC Nationals; Admission Prohibited. Amend RSA 187-A by inserting after
10 section 10-a the following new section:

11 187-A:10-b PRC Nationals; Admission Prohibited.

12 I. For the purposes of this section:

13 (a) "PRC national" means any citizen or agent of the People's Republic of China (PRC)
14 who is not a U.S. citizen, including but not limited to those with direct and compromising ties to the
15 PRC, such as employment by PRC state-owned enterprises, membership in the Chinese Communist
16 Party, financial links to the PRC government, pledged allegiance to PRC leaders, or acting on orders
17 originating from the PRC government.

18 (b) "Higher education institutions" means any public college or university in New
19 Hampshire that is accredited by the state.

20 (c) "Prohibited activity" means enrollment as a student in a master's or doctorate degree
21 program, participation in research, or full-time employment at a public institution of higher
22 education.

23 II. All higher education institutions shall not:

24 (a) Permit a PRC national to participate in a prohibited activity.

25 (b) Enter into any partnerships, grants, or research collaborations with entities
26 affiliated with the PRC government.

27 III. PRC nationals engaged in a prohibited activity shall have 90 days following the effective
28 date of this act to voluntarily withdraw from the higher education institution which they attend,
29 during which time they may retain their transcripts and academic credits previously attained.
30 Refusal by the individual to withdraw within 90 days following the effective date of this act shall
31 result in the assessment of a penalty as established in RSA 187-A:10-b, IV(b) and shall create a
32 presumption of hostile intent, which shall result in:

33 (a) Mandatory expulsion from the institution of higher education.

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1 (b) Referral to the relevant federal authorities for potential visa revocation.

2 (c) The institution of higher education being fined \$1,000 per week for failure to act, to
3 be assessed by the attorney general.

4 IV. The attorney general shall enforce this act by assessing the following penalties for
5 violations of RSA 187-A:10-b, II or RSA 187-A:10-b, III:

6 (a) For violations by higher education institutions, the attorney general may refer such
7 violation to the state treasurer to assess whether said institution shall be deprived of any state
8 funding. Serial violations or noncooperation by higher education institutions may result in the
9 attorney general recommending revocation or suspension of state accreditation, in addition to any
10 fines and losses of state funding.

11 (b) Violations by individuals qualifying as PRC nationals shall be a class A misdemeanor,
12 and the attorney general may refer said individual to the Department of Homeland Security.
13 Referral to the Department of Homeland Security may lead to deportation proceedings.

14 (c) Violations by any faculty or staff employed by a higher education institution shall be
15 a class A misdemeanor.

16 V. Any person or organization providing actionable information to the secretary of state's
17 office regarding a violation of RSA 187-A:10-b, II or RSA 187-A:10-b, III shall be entitled to receive
18 10 percent of any recovered funds, including reclaimed tuition or fines, paid from the general fund.

19 VI. The attorney general may adopt rules pursuant to RSA 541-A relative to the
20 implementation of the provisions of this act.

21 VII. The attorney general shall issue an annual report to the legislature by no later than
22 December 31 of each year detailing the violations addressed, including but not limited to cases of
23 intellectual property theft or espionage.

24 VIII. If any provision of this section or the application thereof to any person or circumstance
25 is held invalid, the invalidity does not affect other provisions or applications of the section which can
26 be given effect without the invalid provisions or applications, and to this end the provisions of this
27 section are severable.

28 2 Effective Date. This act shall take effect January 1, 2027.

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AMENDED ANALYSIS

This bill prohibits nationals of the People's Republic of China from enrolling in masters and doctorate degree programs, participation in research, and full time employment at public institutions of higher education. The bill also establishes penalties for individuals and institutions engaging in such prohibited activities.